

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Joint Application of )  
Ohio Edison Company, The Cleveland )  
Electric Illuminating Company, The )  
Toledo Edison Company, and Duke ) Case No. 14-55-EL-WVR  
Energy Ohio, Inc., for Waiver with )  
Regard to Ohio Adm.Code 4901:1-39- )  
05(C). )

ENTRY

The Commission finds:

- (1) R.C. 4928.66 requires electric utilities to implement energy efficiency and peak demand reduction (EE/PDR) programs that achieve certain energy savings and demand reductions from established benchmarks. Ohio Adm.Code 4901:1-39-05(C) requires each electric utility to file a portfolio status report addressing the performance of all approved EE/PDR programs in its program portfolio plan over the previous calendar year by March 15<sup>th</sup> of each year.
- (2) On January 10, 2014, Ohio Edison Company, The Cleveland Electric Illuminating Company, The Toledo Edison Company, and Duke Energy Ohio, Inc. filed a joint application for waiver of Ohio Adm.Code 4901:1-39-05(C), requesting that the filing deadline be extended to May 15 for each annual report for the years 2014 through 2018, to allow sufficient time to collect and analyze the data regarding program impacts.
- (3) No motions to intervene or objections to the request for waiver in this proceeding have been filed. Further, such requests have been granted in the past in Case Nos. 11-4627-EL-WVR and 12-2266-EL-WVR, and in the other electric utilities' portfolio plan proceedings. *See, Columbus Southern Power Company*, Case No. 11-5568-EL-POR, March 21, 2012 Opinion and Order, at 17; and *Dayton Power and Light Company*, Case Nos. 13-833-EL-POR and 13-837-EL-WVR, December 4, 2013 Opinion and Order at 14. Moreover, we note that Staff has recently proposed to permanently change this annual reporting deadline to May 15 in the proposed revision of rule 4901:1-39-05(A) issued on January 29, 2014, in Case 13-651-EL-ORD.

- (4) Accordingly, the requested waiver of Ohio Adm.Code 4901:1-39-05(C) is granted, and each applicant is granted until May 15, 2014 to file its portfolio status report.

It is, therefore,

ORDERED, That the application for waiver of Ohio Adm.Code 4901:1-39-05(C) is granted, and each company is granted until May 15, 2014 to file its portfolio status report. It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

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Todd A. Snitchler, Chairman

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Steven D. Lesser

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M. Beth Trombold

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Lynn Slaby

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Asim Z. Haque

RMB/vrm

Entered in the Journal

**FEB 13 2014**

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Barcy F. McNeal

Barcy F. McNeal  
Secretary