



February 20, 2014

Barcy F. McNeal, Secretary
Public Utilities Commission of Ohio
180 East Broad Street, 11th Floor
Columbus, Ohio 43215-3793


Re: *In the Matter of the Application of Duke Energy Ohio, Inc., for an Increase in its Natural Gas Distribution Rates*, Case No. 12-1685-GA-AIR, et al.

Dear Ms. McNeal:

Without waiving or conceding any arguments with respect to the notice provision in R.C. 4903.16, the Office of the Ohio Consumers' Counsel ("OCC") notifies the Public Utilities Commission of Ohio ("PUCO") of its intent to request that the Supreme Court of Ohio stay the PUCO's November 13, 2013 Opinion and Order ("Order"), January 8, 2014 Entry on Rehearing ("Rehearing Entry") and the February 19, 2014 Entry ("Entry"). That PUCO decision authorizes Duke Energy Ohio, Inc. ("Duke") to collect \$55 million from customers for environmental investigation and remediation costs associated with the cleanup of two former manufactured gas plant sites of Duke.

The OCC intends to request, on or after February 26, 2014, that the Supreme Court of Ohio stay the PUCO's Order, Entry on Rehearing and Entry pending the outcome of OCC's appeal. Please consider this letter to be the notice required by R.C. 4903.16.

Sincerely,



Larry S. Sauer
Assistant Consumers' Counsel

LS/pjm

cc: Parties of Record
Hearing Examiners

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 12-1685-GA-AIR, 12-1686-GA-ATA, 12-1687-GA-ALT, 12-1688-GA-AAM

Summary: Correspondence Correspondence notifying the Public Utilities Commission of Ohio of the Office of the Ohio Consumers' Counsel's intent to request that the Supreme Court of Ohio Stay the PUCO's 11/13/13 Opinion and Order, 1/8/14 Entry on Rehearing and the 2/19/14 Entry electronically filed by Patti Mallarnee on behalf of Sauer, Larry S.