

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

|   |   |                               |
|---|---|-------------------------------|
| <b>In the Matter of the Review of its Rules</b> | ) |                               |
| <b>for Energy Efficiency Programs</b>           | ) | <b>Case No. 13-651-EL-ORD</b> |
| <b>Contained in Chapter 4901:1-39 of the</b>    | ) |                               |
| <b>Ohio Administrative Code</b>                 | ) |                               |
|   | ) |                               |
| <b>In the Matter of the Commission’s Review</b> | ) | <b>Case No. 13-652-EL-ORD</b> |
| <b>of its Rules for the Alternative Energy</b>  | ) |                               |
| <b>Portfolio Standard Contained in Chapter</b>  | ) |                               |
| <b>4901:1-40 of the Ohio Administrative</b>     | ) |                               |
| <b>Code</b>                                     | ) |                               |

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**JOINT MOTION FOR EXTENSION OF TIME TO FILE REPLY COMMENTS AND  
FOR EXPEDITED REVIEW**

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Pursuant to Rule 4901-1-13 of the Ohio Administrative Code, Ohio Edison Company, The Cleveland Electric Illuminating Company, The Toledo Edison Company, Duke Energy Ohio, Inc., The Dayton Power and Light Company, and Ohio Power Company (“EDUs”) hereby respectfully request that the Public Utilities Commission of Ohio (“Commission”) grant this Motion for Extension of Time to File Reply Comments and for Expedited Review, which are currently due March 14, 2014<sup>1</sup>. Given the volume of initial comments filed, the EDUs require additional time to prepare their reply comments. Moreover, given the closure of the Commission’s offices on February 28, 2014, the docketing of several sets of initial comments were delayed. Accordingly, as explained more fully in the attached Memorandum in Support, EDUs respectfully request an Entry granting the Motion for Extension of Time and providing

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<sup>1</sup> Initial comments were due on February 28, 2014. The Commission’s offices were closed on Friday, February 28, 2014. Pursuant to Rule 4901-1-07(D), and the Entry issued in Case No. 14-0038-AU-ORD, due to a building emergency, the initial comments were due March 3, 2014. Reply comments should, at a minimum be extended until March 17, 2014. However, the EDUs are seeking an extension to March 24, 2014.

that all interested parties may file reply comments on or before **March 24, 2014**. EDUs also respectfully request that this Motion be granted on an expedited basis pursuant to Rule 4901-1-12(C) of the Ohio Administrative Code.

Dated: March 4, 2014

Respectfully Submitted,

/s/ Carrie M. Dunn

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| <b>Portfolio Standard Contained in Chapter</b>  | ) |                               |
| <b>4901:1-40 of the Ohio Administrative</b>     | ) |                               |
| <b>Code</b>                                     | ) |                               |

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**MEMORANDUM IN SUPPORT**

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Pursuant to Rule 4901-1-13, Ohio Administrative Code, the Commission may grant continuances and extensions of time for good cause shown. For the reasons set forth below, there is good cause for granting an extension of time until **March 24, 2014**, to file reply comments.

On January 29, 2014, the Commission issued an Entry setting forth a comment period for the review of Ohio Administrative Code Chapters 4901:1-39 and 4901:1-40. Initial comments were originally due on February 28, 2014 and reply comments were originally due on March 14, 2014. On February 28, 2014, the Commission’s offices were unexpectedly closed. Pursuant to Rule 4901-1-07(D), “if the commission office is closed to the public for the entire day that constitutes the last day for doing an act or closes before its usual closing time on that day, the act may be performed on the next succeeding day that is not a Saturday, Sunday, or legal holiday.” On March 3, 2014, an Entry was issued in Case No. 14-0038-AU-ORD indicating that filings due on February 28, 2014 were now due on March 3, 2014. Reply comments are due on March

14, 2014, however, due to the building emergency, reply comments should now be due, at a minimum, on March 17, 2014.

The EDUs are seeking an extension until **March 24, 2014**. First, initial comments were filed by a large number of parties. For the EDUs, the rules encompass many different subject areas that will require different individuals' expertise. Allowing additional time will also ensure that the appropriate employees at each utility have had the opportunity to provide meaningful review and comments to the Commission. Given the volume of initial comments, the EDUs are requesting an additional week to provide reply comments, making the deadline March 24, 2014. Moreover, due to the building emergency, the docketing of several sets of initial comments was delayed, shortening time the time in which to review those comments. This is the first request for an extension of time and the EDUs are not requesting this extension for purposes of delay. This extension also will not prejudice any party to this proceeding. Accordingly, EDUs ask that all interested parties be permitted to file reply comments on or before **March 24, 2014**.

Rule 4901-1-12(C) of the Ohio Administrative Code allows a party to request that the Commission consider a motion on an expedited basis. Accordingly, EDUs respectfully request that the Commission grant this Motion on an expedited basis.

Dated: March 4, 2014

Respectfully Submitted,

/s/ Carrie M. Dunn

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ATTORNEY FOR OHIO POWER COMPANY

### **CERTIFICATE OF SERVICE**

A copy of the foregoing has been filed with the Commission's Docket Information System and is available for all interested parties.

/s/ Carrie M. Dunn

ATTORNEY FOR OHIO EDISON COMPANY,  
THE CLEVELAND ELECTRIC ILLUMINATING  
COMPANY AND THE TOLEDO EDISON  
COMPANY

**This foregoing document was electronically filed with the Public Utilities**

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**Case No(s). 13-0651-EL-ORD, 13-0652-EL-ORD**

Summary: Motion (Joint) for Extension of Time to File Reply Comments and for Expedited Review electronically filed by Ms. Carrie M Dunn on behalf of Ohio Edison Company and The Toledo Edison Company and The Cleveland Electric Illuminating Company and Duke Energy Ohio and The Dayton Power and Light Company and Ohio Power Company