

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

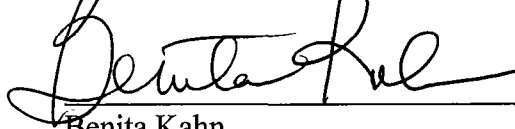
In the Matter of the Adoption of Chapter)	
4901:1-3, Ohio Administrative Code,)	Case No. 13-579-AU-ORD
Concerning Access to Poles, Ducts, Conduits,)	
and Rights-of-Way by Public Utilities.)	

**OHIO CABLE TELECOMMUNICATIONS ASSOCIATION’S
MOTION FOR EXTENSION OF TIME TO RESPOND TO
THE APPLICATIONS FOR REHEARING
AND
REQUEST FOR EXPEDITED RULING**

The Commission issued a Finding and Order in this proceeding on July 30, 2014. The Commission adopted new rules regarding access to poles, ducts, conduits, and rights-of-way. On August 29, 2014, three applications for rehearing were filed – by the AT&T entities, Fiber Technologies Networks L.L.C., and Ohio’s electric distribution utilities. The applications for rehearing raise more than 16 different allegations of error.

Pursuant to Rule 4901-1-35(B), Ohio Administrative Code, parties have 10 days to file memoranda contra any applications for rehearing. In this case, the memoranda contra are due Monday, September 8, 2015. The Ohio Cable Telecommunications Association (“OCTA”) requests a brief, two-day extension of time to complete and file its memorandum contra the applications for rehearing. The OCTA has been affected by the intervening Labor Day holiday and requests two additional days (until Wednesday, September 10) to consider the arguments raised and complete its memorandum contra. Due to the short amount of time involved, the OCTA also requests an expedited ruling on this extension request pursuant to Rule 4901-1-12(C), Ohio Administrative Code. Further explanation and grounds for the brief extension of time and request for expedited ruling are set forth in the attached memorandum in support.

Respectfully submitted,



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**MEMORANDUM IN SUPPORT OF THE OHIO CABLE TELECOMMUNICATIONS
ASSOCIATION'S
MOTION FOR EXTENSION OF TIME TO RESPOND TO
THE APPLICATIONS FOR REHEARING
AND
REQUEST FOR EXPEDITED RULING**

On July 30, 2014, the Public Utilities Commission of Ohio ("Commission") issued a rather lengthy Finding and Order in this proceeding and adopted new rules regarding access to poles, ducts, conduits, and rights-of-way. On August 29, the Friday before the Labor Day holiday, three applications for rehearing were timely filed. One application for rehearing was filed by the AT&T entities, one by Fiber Technologies Networks L.L.C., and one jointly by Ohio's electric distribution utilities. The applications for rehearing raise more than 16 different allegations of error.

Pursuant to Rule 4901-1-35(B), Ohio Administrative Code ("O.A.C."), parties have 10 days to file memoranda contra any applications for rehearing. The memoranda contra in this case are due Monday, September 8, 2014. A 10-day period can be difficult for an entity such as the Ohio Cable Telecommunications Association ("OCTA") to act because of the availability of and need for decisions from its board of directors. With the intervening Labor Day weekend as well, the OCTA would like two additional days (until Wednesday, September 10) in which to consider and complete its memorandum contra the applications for rehearing. OCTA's request is for a brief two days, but they are important to allow sufficient time for the OCTA to provide a complete and thorough response to the Commission. No party will be harmed by this very short extension request and the Commission will still have time to consider the pleadings.

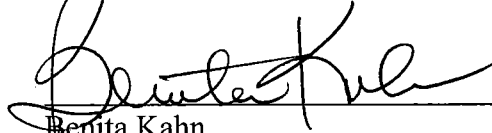
The OCTA's request is not unique. Just last year, Attorney Examiner Bryce McKenney granted a similar request filed by The Dayton Power and Light Company ("DP&L") in *In the Matter of the Application of The Dayton Power and Light Company for Approval of Its Electric Security Plan*, Case Nos. 12-426-EL-SSO, et al., Entry (October 8, 2013). In that situation, DP&L asked for an even greater extension of time (14-days) because of the need for more time to address the Applications for Rehearing. Like the situation in *DP&L*, additional time is needed to reply thoroughly to the Applications for Rehearing. The OCTA, however, is only asking for two days, which will not affect the Commission's ability to complete its review of the arguments on rehearing.

Pursuant to Rule 4901-1-13, O.A.C, extensions of time to file pleadings or other papers may be granted upon motion of any party for good cause shown. The OCTA has been an active participant in this proceeding and would like to continue to provide valuable contribution with a brief amount of additional time. The intervening holiday affected the OCTA's board ability to convene, consider, and complete a thorough response to the application for rehearing. Good cause has been demonstrated. Additionally, the OCTA would not object if, in granting its request, the Attorney Examiner afforded all participating entities the two additional days to file memoranda contra.

Pursuant to Rule 4901-1-12(C), O.A.C., an immediate ruling on the OCTA's requests may be issued without the filing of memoranda contra because the OCTA has requested an extension of time that is less than five days. It is further noted that the OCTA has not contacted the other participating entities because, Rule 4901-1-12(C), O.A.C., only requires such action when the requested extension of time is greater than five days. Inasmuch as only a few days remain before the 10-day period expires, an expedited ruling is warranted.

WHEREFORE, good cause for a two-day extension of time and for an expedited ruling have been presented. The OCTA's brief extension of time should be granted in expedited fashion.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Benita Kahn", is written over a horizontal line.

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CERTIFICATE OF SERVICE

The Public Utilities Commission of Ohio's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to the case (those individuals are marked with an asterisk below). In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being served (via electronic mail or by regular U.S. Mail) on the 4th day of September 2014 upon all persons/entities listed below:

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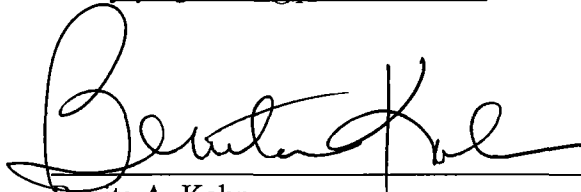
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Summary: Motion Motion for Extension of Time to Respond to the Applications for Rehearing and Request for Expedited Ruling electronically filed by Benita Kahn on behalf of Ohio Cable Telecommunications Association