

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the :
Application of Duke Energy:
Ohio, Inc., for Approval : Case No. 13-1539-EL-ESS
of Proposed to Establish :
Reliability Standards. :

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PROCEEDINGS

before Ms. Christine M.T. Pirik, Deputy Director, and
Mr. Nick Walstra, Attorney Examiner, at the Public
Utilities Commission of Ohio, 180 East Broad Street,
Room 11-D, Columbus, Ohio, called at 10 a.m. on
Tuesday, August 19, 2014.

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APPEARANCES:

Duke Energy Ohio, Inc.
By Ms. Elizabeth H. Watts
and Ms. Amy B. Spiller
139 East Fourth Street
Cincinnati, Ohio 45201

On behalf of the Applicant.

Bruce E. Weston, Ohio Consumers' Counsel
By Mr. Edmund "Tad" Berger,
Assistant Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, Ohio 43215-3485

On behalf of the Residential Consumers of
Duke Energy Ohio, Inc.

Mike DeWine, Ohio Attorney General
By Mr. William L. Wright, Section Chief
Public Utilities Section
Mr. Thomas W. McNamee
and Ms. Katie Johnson,
Assistant Attorneys General
180 East Broad Street, 6th Floor
Columbus, Ohio 43215

On behalf of the Staff of the PUCO.

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Tuesday Morning Session,
August 19, 2014.

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EXAMINER WALSTRA: Good morning,
everybody. At this time we are reconvening a hearing
in the matter that initially convened on June 10,
2014, in the Matter of the Application of Duke Energy
Ohio, Incorporated, for Approval of Proposed
Reliability Standards, Case No. 13-1539-EL-ESS.

My name is Nick Walstra, with me is Chris
Pirik, and we are the Attorney Examiners signed to
hear this case.

At this time I would ask for appearances
on behalf of the parties. On behalf of Duke.

MS. WATTS: Thank you, your Honor, and
good morning. On behalf of Duke Energy Ohio, Inc.,
Amy Spiller and Elizabeth Watts, 139 East Fourth
Street, Cincinnati, Ohio.

EXAMINER WALSTRA: On behalf of staff.

MR. McNAMEE: On behalf of the staff of
the Public Utilities Commission of Ohio, excuse me,
William Wright, Section Chief, I am Thomas W.
McNamee. With me is Katie Johnson. We are Assistant
Attorneys General. The address is 180 East Broad
Street, Columbus, Ohio.

1 EXAMINER WALSTRA: On behalf of the Ohio
2 Consumers' Counsel.

3 MR. BERGER: Good morning, your Honor.
4 My name is Tad Berger on behalf of the Office of the
5 Ohio Consumers' Counsel, Bruce Weston, 10 West Broad
6 Street, Suite 1800, Columbus, Ohio 43215. Thank you.

7 EXAMINER WALSTRA: Is anyone from the
8 Ohio Energy Group here?

9 MS. WATTS: Your Honor.

10 EXAMINER PIRIK: At this time I think we
11 will mark exhibits.

12 MS. WATTS: Okay.

13 EXAMINER PIRIK: And then we will move
14 forward with the rest of the hearing.

15 MS. WATTS: May I approach, your Honor?

16 EXAMINER PIRIK: Yes.

17 MS. WATTS: We would ask that the
18 testimony of Tony Platz be marked as Duke Energy Ohio
19 Exhibit -- would be 2 in this case. Do you want to
20 make the application 1?

21 EXAMINER PIRIK: I think the question is
22 you also have an amended application. So I would
23 think you would mark the application as Exhibit 1,
24 the amended as 2.

25 MS. WATTS: Okay. Thank you. So we

would ask that Mr. Platz's testimony be marked as
Duke Energy Ohio Exhibit 3.

EXAMINER PIRIK: The document is so
marked.

(EXHIBIT MARKED FOR IDENTIFICATION.)

MS. WATTS: And I have to present today a
stipulation and recommendation signed by the parties,
and I would ask that be marked as Joint -- Joint
Exhibit 1.

(EXHIBIT MARKED FOR IDENTIFICATION.)

EXAMINER PIRIK: Okay. So the
application filed on June 28 is Duke Exhibit 1; is
that correct?

MS. WATTS: That's correct, your Honor.

(EXHIBIT MARKED FOR IDENTIFICATION.)

EXAMINER PIRIK: And the amended
application filed on August 12, 2013, is Duke Exhibit
2?

MS. WATTS: Correct.

(EXHIBIT MARKED FOR IDENTIFICATION.)

EXAMINER PIRIK: Is that correct? I
believe you also need to mark reply comments that
were filed on February 7, 2014.

MS. WATTS: Yes. And those would -- I
would ask those be marked as Duke Energy Exhibit 4.

1 EXAMINER PIRIK: Thank you.

2 (EXHIBIT MARKED FOR IDENTIFICATION.)

3 EXAMINER PIRIK: And you have proofs of
4 publication that were filed on May 28, 2014?

5 MS. WATTS: Yes. Duke Energy Exhibit 5.

6 EXAMINER PIRIK: The document is so
7 marked.

8 (EXHIBIT MARKED FOR IDENTIFICATION.)

9 EXAMINER PIRIK: Staff, I believe you
10 have comments that need to be marked January 1 --
11 January 21, 2014.

12 MR. McNAMEE: Yes, your Honor. We would
13 ask to have those marked as Staff Exhibit 1.

14 EXAMINER PIRIK: It's fine that you don't
15 have copies for the court reporter as long as it was
16 filed in the docket --

17 MR. McNAMEE: They were, yeah.

18 EXAMINER PIRIK: -- and we state it on
19 the record, then that's okay.

20 MR. McNAMEE: Oh, okay.

21 (EXHIBIT MARKED FOR IDENTIFICATION.)

22 EXAMINER PIRIK: And finally OCC. Do you
23 have comments that were filed on January 6, 2014?

24 MR. BERGMANN: Yes, your Honor, and we
25 would ask those be marked as OCC Exhibit 1.

1 EXAMINER PIRIK: The document is so
2 marked.

3 (EXHIBIT MARKED FOR IDENTIFICATION.)

4 EXAMINER PIRIK: And reply comments that
5 were filed on February 7, 2014.

6 MR. BERGER: And we would ask those be
7 marked as OCC Exhibit 2. They were filed in the
8 docket.

9 EXAMINER PIRIK: The document is so
10 marked.

11 (EXHIBIT MARKED FOR IDENTIFICATION.)

12 EXAMINER PIRIK: We will actually move
13 the exhibits at the conclusion of the testimony.
14 Also before we proceed I think you were probably
15 getting ready to say something with regard to OEG and
16 the joint stipulations.

17 MS. WATTS: Yes, thank you, your Honor.
18 I was authorized by counsel with OEG that OEG does
19 not oppose the stipulation.

20 EXAMINER PIRIK: That will be noted on
21 the record.

22 MS. WATTS: Thank you.

23 EXAMINER PIRIK: I think there is one
24 housekeeping matter that we have and that is with
25 regard to a motion that was filed by staff on

January 21, 2014, requesting that the comments be accepted as timely filed, and rather than put that in the entry I think we'll rule on that today. Are there any objections?

MS. WATTS: No objection, your Honor.

MR. BERGER: No objection.

EXAMINER PIRIK: Hearing none staff's motion that their comments be accepted as timely filed which was filed on January 21, 2014, shall be granted.

EXAMINER WALSTRA: Duke, would you like to call your first witness?

MS. WATTS: I would, your Honor. Duke Energy Ohio calls Tony Platz.

EXAMINER WALSTRA: You may be seated.

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TONY J. PLATZ

being first duly sworn, as prescribed by law, was examined and testified as follows:

DIRECT EXAMINATION

By Ms. Watts:

Q. Good morning, Mr. Platz. Would you state your name for the record, please.

A. Tony Platz.

Q. And with whom are you employed, sir?

1 A. Duke Energy.

2 Q. And how long have you been employed with
3 Duke Energy?

4 A. 24 years.

5 Q. And, Mr. Platz, do you have what's been
6 marked as Duke Energy Ohio Exhibit 3 before you?

7 A. Yes.

8 Q. And is that the testimony that you caused
9 to be filed in this proceeding?

10 A. Yes.

11 Q. And is it true and accurate to the best
12 of your knowledge?

13 A. Yes.

14 Q. And do you have any additions or
15 corrections?

16 A. No.

17 Q. And does that testimony refer to a
18 stipulation?

19 A. Yes.

20 Q. And, Mr. Platz, do you have before you
21 what's been marked as Joint Exhibit 1?

22 A. Yes.

23 Q. And is that the stipulation that you
24 refer to in your testimony?

25 A. Yes.

1 MS. WATTS: Yes. Mr. Platz is available
2 for cross-examination.

3 EXAMINER WALSTRA: Anybody?

4 MR. BERGER: Your Honor, I don't have
5 cross-examination for Mr. Platz, but I do want to
6 note that while Mr. Platz discusses some provisions
7 of the stipulation in his testimony he doesn't
8 discuss all the provisions of the stipulation. And
9 we would just turn to the stipulation to point out
10 that while he discusses the assessments to be
11 performed of grid modernization in the next updates
12 he doesn't discuss the assessment that's to be
13 performed of nongrid modernization improvements for
14 the next update, and I just wanted to point that out
15 for you. Thank you.

16 MR. McNAMEE: Staff has no questions,
17 your Honor.

18 EXAMINER WALSTRA: Anything further?

19 MS. WATTS: Nothing further, your Honor.

20 EXAMINER WALSTRA: The witness is
21 excused.

22 Duke, would you like to move your
23 exhibits?

24 MS. WATTS: I would like to move Duke
25 Energy Ohio Exhibits I believe it was 1 through 5 and

1 I will move Joint Exhibit 1.

2 EXAMINER WALSTRA: Are there any
3 objections?

4 MR. McNAMEE: No objection, your Honor.

5 MR. BERGER: No objections.

6 EXAMINER WALSTRA: They will be admitted.

7 (EXHIBITS ADMITTED INTO EVIDENCE.)

8 EXAMINER WALSTRA: Staff, would you like
9 to move your comments?

10 MR. McNAMEE: I would like to move for
11 the admission of Staff Exhibit 1.

12 EXAMINER WALSTRA: Are there any
13 objections?

14 MS. WATTS: No objections.

15 MR. BERGER: No objections.

16 EXAMINER WALSTRA: That will be admitted.

17 (EXHIBIT ADMITTED INTO EVIDENCE.)

18 EXAMINER WALSTRA: OCC?

19 MR. BERGER: Yes, your Honor. I would
20 move for the admission of Exhibits 1 and 2, comments
21 and reply comments.

22 EXAMINER WALSTRA: And are there any
23 objections?

24 MR. McNAMEE: No objection from staff,
25 your Honor.

1 EXAMINER WALSTRA: Thank you. Those will
2 be admitted.

3 (EXHIBITS ADMITTED INTO EVIDENCE.)

4 MR. BERGER: Thank you, your Honor.

5 EXAMINER WALSTRA: Is there anything
6 further?

7 MS. WATTS: Nothing further, your Honor.

8 MR. McNAMEE: Nothing.

9 EXAMINER WALSTRA: Since there is nothing
10 else this matter will be submitted to the Commission
11 for consideration, and this hearing is adjourned.

12 (Thereupon, at 10:10 a.m., the hearing
13 was concluded.)

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CERTIFICATE

I do hereby certify that the foregoing is
a true and correct transcript of the proceedings
taken by me in this matter on Tuesday, August 19,
2014, and carefully compared with my original
stenographic notes.

Karen Sue Gibson, Registered
Merit Reporter.

(KSG-5920)

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Summary: Transcript in the matter of Duke Energy Ohio, Inc. hearing held on 08/19/14 electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Gibson, Karen Sue Mrs.