

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In The Matter of the Application of The)	
Dayton Power and Light Company for)	Case No. 16-395-EL-SSO
Approval of its Electric Security Plan.)	
)	
In the Matter of the Application of The)	
Dayton Power and Light Company for)	Case No. 16-396-EL-ATA
Approval of Revised Tariffs.)	
)	
In the Matter of the Application of The)	
Dayton Power and Light Company for)	Case No. 16-397-EL-AAM
Approval of Certain Accounting Authority)	
Pursuant to Ohio Rev. Code § 4905.13.)	

**MOTION TO INTERVENE
OF
ENERNOC, INC.**

EnerNOC, Inc. (EnerNOC) respectfully requests permission to intervene in the above-captioned cases.¹ EnerNOC provides demand response (“DR”) and energy efficiency (“EE”) programs to Ohio retail customers in the territory of The Dayton Power and Light Company (“DP&L”). The reasons the Public Utilities Commission of Ohio (Commission) should grant EnerNOC’s Motion are further set forth in the attached Memorandum in Support.

¹ EnerNOC’s request is made pursuant to Ohio Revised Code §4903.221 and Ohio Adm. Code §4901-1-11.

Respectfully submitted,

/s/ Joel E. Sechler

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MEMORANDUM IN SUPPORT

EnerNOC is a leading provider of cloud-based energy intelligence software (EIS) and services to thousands of enterprise customers and utilities globally. EnerNOC's EIS solutions for enterprise customers improve energy productivity by optimizing how they buy, how much they use, and when they use energy. EnerNOC's EIS solutions for utilities help maximize the value of demand-side resources, including fully outsourced and utility-managed demand response and energy efficiency programs that drive customer engagement.

EnerNOC's technology-enabled demand side response and energy management solutions help both customers and grid operators optimize the balance of electric supply and demand. EnerNOC is a leading provider of third-party demand response (DR) and energy efficiency (EE) programs on behalf of public agencies and electric and gas utilities. EnerNOC is currently managing over 24 GW of load sourced from over 14,000 commercial and industrial sites across markets in North America, Asia, Europe, Australia, and New Zealand, offering much of this load

into energy, capacity, and ancillary services markets of varied designs -- including over 1,000 sites in Ohio.

This case may impact DR and EE opportunities for EnerNOC and its customers. EnerNOC provides customer engagement, EE, and DR programs for utilities and has customers in the DP&L service territory. Therefore, EnerNOC has a direct interest in, and may be adversely affected by, the outcome of this case. In addition, EnerNOC has routinely participated in EE and peak demand reduction portfolio cases in the past.

R.C. 4903.221 provides, in part, that any person “who may be adversely affected” by a PUCO proceeding is entitled to seek intervention in that proceeding. EnerNOC’s interests may be adversely affected by this case because of offerings and the terms and conditions placed on the programs and/or agreements proposed by DP&L. Therefore, this element of the intervention standard in R.C. 4903.221 is satisfied.

R.C. 4903.221(B) requires the Commission to consider the following criteria in ruling on motions to intervene:

- (1) The nature and extent of the prospective intervenor’s interest;
- (2) The legal position advanced by the prospective intervenor and its probable relation to the merits of the case;
- (3) Whether the intervention by the prospective intervenor will unduly prolong or delay the proceeding; and
- (4) Whether the prospective intervenor will significantly contribute to the full development and equitable resolution of the factual issues.

First, the nature and extent of EnerNOC’s interest is to provide demand response and energy efficiency services to the customers of DP&L. This interest is different from that of any other party.

Second, EnerNOC's legal position relates to how demand response and energy efficiency should be provided in DP&L's service territory. This position is directly related to the merits of the case pending before the Commission.

Third, EnerNOC's intervention will not unduly prolong or delay the proceedings. EnerNOC's issues in this proceeding are narrow. In addition, EnerNOC has extensive experience practicing before state and federal commissions. This will allow for the efficient processing of the case.

Fourth, EnerNOC's intervention will contribute to the full development and equitable resolution of the factual issues. EnerNOC has and will develop information that this Commission should consider for equitably and lawfully deciding the case in the public interest.

EnerNOC meets the criteria set forth in Ohio R.C. §4903.221, Ohio Adm. Code §4901-1-11, and the Commission should grant EnerNOC's Motion to Intervene.

Respectfully submitted,

/s/ Joel E. Sechler

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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing was served upon the following parties via electronic mail on June 24, 2016.

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Case No(s). 16-0395-EL-SSO, 16-0396-EL-ATA, 16-0397-EL-AAM

Summary: Motion MOTION TO INTERVENE OF ENERNOC, INC. electronically filed by Mr. Joel E Sechler on behalf of EnerNOC, Inc.