

# THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF  
DUKE ENERGY OHIO, INC. FOR TARIFF  
APPROVAL REGARDING CUSTOMER  
ENERGY USAGE DATA.

CASE NO. 14-2209-EL-ATA

## ENTRY

Entered in the Journal on July 26, 2016

{¶ 1} Duke Energy Ohio, Inc. (Duke or the Company) is a public utility as defined in R.C. 4905.02, and, as such, is subject to the jurisdiction of this Commission.

{¶ 2} On December 16, 2014, Duke filed an application requesting approval of tariff language regarding customer energy usage data (CEUD). Duke explains this application is being filed pursuant to Commission orders from Case No. 12-3151-EL-COI, which required Duke to submit an amended tariff specifying the terms, conditions, and charges associated with providing interval CEUD. In this application, Duke proposes to amend its tariff to provide details related to exactly what certified retail electric service (CRES) providers may request, how such data will be provided, and at what cost.

{¶ 3} By Entry on December 16, 2015, the Commission granted the motions to intervene by IGS Energy (IGS), Ohio Partners for Affordable Energy (OPAE), Retail Energy Supply Association (RESA), Direct Energy Business, LLC and Direct Energy Services, LLC (collectively, Direct), the Environmental Defense Fund (EDF), and Ohio Environmental Council (OEC).

{¶ 4} Also on December 16, 2015, the Commission issued a procedural schedule. The schedule required Duke to file testimony by January 22, 2016, intervenors to file testimony by February 5, 2016, and a hearing to begin February 17, 2016.

{¶ 5} The attorney examiner granted a joint request to suspend the procedural schedule on April 13, 2016, after previously granting several requests to extend the schedule.

{¶ 6} On July 1, 2016, a joint status update was filed indicating that settlement negotiations have stalled and requesting for the case to be set for hearing.

{¶ 7} The Commission will establish the following procedural schedule for these proceedings:

- (a) Testimony on behalf of Duke shall be filed by September 6, 2016.
- (b) Testimony on behalf of all intervenors shall be filed by September 13, 2016.
- (c) The evidentiary hearing shall commence on September 20, 2016, 10:00 a.m., at the offices of the Commission, 180 E. Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio 43215-3793.

{¶ 8} As the case was previously suspended, pursuant to R.C. 4909.18, Duke should publish legal notice of the scheduled hearing in a newspaper of general circulation in each county in Duke's service territory. Publication of the notice should be completed by August 19, 2016. The hearing notice should not appear in the legal notices section of the newspaper. The notice should read as follows:

#### LEGAL NOTICE

The Public Utilities Commission of Ohio (PUCO) has scheduled a hearing in Case No. 14-2209-EL-ATA, *In the Matter of the Application of Duke Energy Ohio, Inc. for Tariff Approval Regarding Customer Energy Usage Data*. The company is seeking to amend its tariff to specify the terms, conditions, and charges associated with providing authorized customer energy usage data to competitive retail electric service providers. The PUCO has

scheduled a hearing to consider the matters raised in the application. The hearing will commence on September 20, 2016, at 10:00 a.m., at the offices of the PUCO, 180 E. Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio 43215-3793.

Further information may be obtained by contacting the PUCO, 180 E. Broad Street, Columbus, Ohio 43215-3793; by calling the PUCO hotline at 1-800-686-7826; or by going to the PUCO website at [www.puco.ohio.gov](http://www.puco.ohio.gov), selecting DIS, and inserting the case number referenced above.

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That the procedural schedule set forth in paragraph 7 be observed. It is, further,

{¶ 11} ORDERED, That Duke comply with the legal notice requirements set forth in paragraph 8. It is, further,

{¶ 12} ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

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By: Nicholas Walstra  
Attorney Examiner

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

**Commission of Ohio Docketing Information System on**

**7/26/2016 1:14:43 PM**

**in**

**Case No(s). 14-2209-EL-ATA**

Summary: Attorney Examiner Entry setting forth a procedural schedule; electronically filed by Vesta R Miller on behalf of Nicholas Walstra, Attorney Examiner, Public Utilities Commission of Ohio