

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke : Case No. 16-576-EL-POR  
Energy Ohio, Inc. for Approval of its :  
Energy Efficiency and Peak Demand :  
Reduction Portfolio of Programs

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**MOTION FOR CONTINUANCE AND  
REQUEST FOR EXPEDITED CONSIDERATION**  
SUBMITTED ON BEHALF OF THE STAFF OF  
THE PUBLIC UTILITIES COMMISSION OF OHIO

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In accordance with Ohio Adm. Code 4901-1-13(A), the Staff of the Public Utilities Commission of Ohio (“Staff”) respectfully requests an extension of the procedural schedule. Staff requests this extension to allow more time to pursue settlement discussions with the parties. Counsel has contacted all parties. OMA, Kroger, IEU, OPAE, OHA, OCC, NRDC, OEC, EDF, and IGS support this request for a continuance and for expedited treatment. Staff requests expedited treatment pursuant to Ohio Adm. Code 4901-1-12(C). A memorandum in support is attached.

Respectfully submitted,

**Michael DeWine**  
Ohio Attorney General

**William L. Wright**  
Section Chief

*/s/ Natalia V. Messenger*

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**Natalia V. Messenger**

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## MEMORANDUM IN SUPPORT

By entry dated November 14, 2016, the Commission adopted a procedural schedule in this case setting dates for the filing of testimony and an evidentiary hearing as follows:

- a) **November 21, 2016** – Deadline for intervenors to file testimony
- b) **November 23, 2016** – Deadline for Staff to file testimony
- c) **December 5, 2016** – Evidentiary hearing

For the reasons set forth below, Staff requests that the Commission amend the procedural schedule as follows:

- a) **December 12, 2016** – Deadline for intervenors to file testimony
- b) **December 14, 2016** – Deadline for Staff to file testimony
- c) **December 19, 2016** – Evidentiary hearing

Staff requests this extension because it would like more time to pursue a settlement among the parties. Additionally, the hearing here is scheduled at the same time as a different hearing in which Staff's counsel, as well as other counsel from this case, is involved. If the hearing is not rescheduled, it will be impossible for counsel to be present at both hearings. Due to the proximity of the upcoming filing deadline, Staff requests expedited treatment of this motion. Counsel consulted with all parties in this proceeding. Duke Energy Ohio opposes a delay in the current schedule. OMA, Kroger, IEU, OPAE, OHA, OCC, NRDC, OEC, EDF, and IGS do not object to this request for a continuance and for expedited treatment.<sup>1</sup>

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<sup>1</sup> ELPC takes no position on this motion.

Respectfully submitted,

**Michael DeWine**  
Ohio Attorney General

**William L. Wright**  
Section Chief

*/s/Natalia V. Messenger*

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## PROOF OF SERVICE

I hereby certify that a true copy of the foregoing **Motion for Continuance and Request for Expedited Treatment** submitted on behalf of the Staff of the Public Utilities Commission of Ohio, was served by regular U.S. mail, postage prepaid, or hand-delivered, upon the following Parties of Record, this 18<sup>th</sup> day of November 2016.

/s/Natalia V. Messenger

**Natalia V. Messenger**  
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### Parties of Record:

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Summary: Motion For Continuance and Request for Expedited Consideration Submitted on Behalf of the Staff of The Public Utilities Commission of Ohio. electronically filed by Ms. Tonneta Scott on behalf of PUC