BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio

Edison Company, the Cleveland Electric

Illuminating Company, and the Toledo Edison : Case No. 16-743-EL-POR

Company, for Approval of the Energy :

Efficiency and Peak Demand Reduction

Program Portfolio Plans. :

Prepared Testimony
Of
Patrick Donlon
Rates and Analysis Department

Staff Exhibit ___

- 1 1. Q. Please state your name and business address.
- A. My name is Patrick Donlon. My business address is 180 East Broad Street,
- 3 Columbus, Ohio, 43215.

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- 5 2. Q. By whom and in what capacity are you employed?
- A. I am employed by The Public Utilities Commission of Ohio (PUCO) as the
- 7 Director of the Rates and Analysis Department.

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- 9 3. Q. How long have you been in your present position?
- 10 A. I assumed my present position in November 2014.

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- 12 4. Q. What are your responsibilities in your current position?
- A. In my current position, I am responsible for directing the activities of the Rates
- and Analysis Department of the PUCO, which generally includes department
- oversight on all policy matters, procedures, workload, goals, and other department
- 16 activities.

- 18 5. Q. Will you describe briefly your educational and business background?
- A. I received a Bachelor of Science degree in Accounting with a minor in Economics
- Management from Ohio Wesleyan University in 2000. In 2010, I earned a Master
- 21 of Business Administration degree from Franklin University. I worked for
- 22 American Electric Power (AEP) for just under ten years in two stints with the
- company serving in various roles. For AEP, I was an accountant in the

24	Generation Accounting Department; an Hourly Energy Trader for AEP focusing
25	in the Southwestern Power Pool market; a Fuel, Emissions and Logistics
26	Coordinator; and a financial planning analyst in Commercial Operations. I began
27	working at the PUCO in August 2012 as Public Utilities Administrator 2 in the
28	Rates Division of the Utilities Department. I also served as the Interim Director of
29	the Energy and Environment Department, beginning in May 2014, until assuming
30	my current role in November 2014.
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- Q. Have you previously provided testimony before the Public Utilities Commission of Ohio?
 - Yes, I provided testimony in various gas and electric rate cases, electric Standard A. Service Offer cases, and natural gas Gas Cost Recovery cases.

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7. What is the purpose of your testimony in this proceeding? Q.

A. The purpose of my testimony is to propose a methodology for the Commission to use to control the costs of the energy efficiency and peak demand reduction programs that are developed and administered by the electric distribution utilities (EDUs). I am proposing the implementation of an overall cost cap on the program costs and shared savings incurred through the Companies' energy efficiency portfolio plan.

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48	A.	The cost cap will be set by taking the annual operating revenues of Ohio Edison
49		Company, the Cleveland Electric Illuminating Company, and the Toledo Edison
50		Company (the Companies) for the portfolio plan year, as reported in line 10 on
51		page 300 of each of the Companies' 2015 FERC Form 1 and multiplying each one

How will the cost cap be calculated?

by 3% for their individual totals.

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- 9. Q. What does the number found on FERC Form 1, page 300, line 10 ("Line 10") represent?
- A. As stated on the form, it is the operating revenues attributable to "total sales to ultimate consumers," which is a summation of the following FERC accounts:
- 440 Residential Sales (line 2)
- 442 Commercial and Industrial Sales (line 3 5)
- 444 Public Street and Highway Lighting (line 6)
- 445 Other Sales to Public Authorities (line 7)
- 446 Sales to Railroads and Railways (line 8)
- 448 Interdepartmental Sales (line 9)
- 447 Sales for Resale (line 11)
- Attachment 1 of my testimony is the FERC Form 1 page 300 for each of the Companies.

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- 67 10. Q. Why is Staff using Line 10?
- A. Staff chose Line 10 for the following reasons:
 - The number is public and readily available.

The number is expressed in total dollars and thus is directly 70 comparable to overall program costs and shared savings. 71 Using a single number as a cost cap allows for the Companies to have 72 more flexibility in managing their budget than a cost cap based on a 73 74 percentage of specific customer bill impacts. Using a number that is required by FERC to be reported on a 75 commonly used form allows for consistency amongst all the utilities in 76 the state. 77 78 79 11. Q. What would be the cost cap applicable to the Companies' portfolio plan? The 2015 FERC Form 1, page 300, line 10 for each of the Companies is listed in 80 A. the following table, along with the 3% cost cap for each of the Companies, and 81 82 the overall totals: FERC Form 1, 3% Cost Cap Page 300, Line 10 \$1,270,927,604 Ohio Edison Co. \$38,127,828 The Cleveland Electric Illuminating Co. \$950,172,128 \$28,505,164 The Toledo Edison Co. \$448,885,315 \$13,466,559 Total Amounts \$2,669,985,047 \$80,099,551 83 12. Q. In applying a 3% cost cap on program costs and shared savings, can the 84 Companies run their energy efficiency portfolio and meet or exceed their statutory 85 benchmark? 86 Yes, based on the Companies 2012-2014 annual status reports demonstrating 87 A. achievement related to their prior compliance.

- Q. Why is Staff proposing a cost cap that is inclusive of program costs and pre-taxshared savings?
- 91 A. While Staff believes that energy efficiency is beneficial, particularly to
 92 participating ratepayers, the costs have been escalating to the point that the rider
 93 in which energy efficiency costs are collected has become one of the highest
 94 riders on residential customers' bills. Staff supports energy efficiency measures
 95 and programs, but believes a cost cap will provide some price assurances to
 96 customers while still supporting energy efficiency and allowing the utilities to
 97 meet or exceed their statutory mandate levels.

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- 99 14. Q. Why does Staff support a cost cap of 3% of Line 10?
 - A. Staff reviewed many options for a cost cap, searching for the most appropriate percentage and baseline. Based on the 2015 Line 10 numbers across all of the EDUs in the state, Staff evaluated that 3% would provide price security for all ratepayers, while not hindering the Companies' ability to meet or exceed their statutory benchmarks.

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- 106 15. Q. Does the cost cap remain the same for each year of the portfolio plan?
- 107 A. Yes.

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111	16.	Q.	What if the EDU is unable to develop a portfolio that meets the statutory
112			requirements within the cost cap?

If, after making all possible adjustments, the EDU projects that it would be unable to meet the statutory requirements within the projected budget, it may request that the Commission amend its applicable benchmark, pursuant to section 4928.66(A)(2)(b) of the Revised Code. However, the EDU would not be eligible for shared savings when making such a request.

119 17. Q. How will the cost cap be audited?

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A. Each year the Companies file an annual rider case, the Demand Side Management and Energy Efficiency (DSE) Rider, in which Staff audits the prudence of the costs incurred and included in the rider. Within that filing, the Companies will provide additional information for the audit of the cost cap. Any costs exceeding the cap will not be recovered, and any amount already collected over the cap will be refunded as a credit to customers.

127 18. Q. Are there any items that would offset the cost cap?

128 A. Yes. Revenues from PJM that the Companies receive for bidding energy
129 efficiency into the RPM Auction and are credited back to customers through the
130 rider can offset the overall costs of the portfolio programs.

134 19. Q. Do the revenues from PJM include revenues as a result of demand response?

A. No. The revenues from PJM's demand response program offset the interruptible

demand response credit that is above market and does not count against the

Companies' cost cap. Therefore, the revenues received should not be credited

against the cost cap.

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140 20. Q. Should all programs count towards the Companies' shared savings calculation?

A. No. Consistent with the Commission Order in 14-1297-EL-SSO Fifth Entry on

Rehearing (October 12, 2016, pg. 147), the Companies may not receive shared

savings under the Customer Action Program.

In addition to those programs specifically excluded from the shared savings

calculation in SB 310, the savings achieved from Historical Mercantile Projects

and Energy Special Improvement Districts should also not be used in the shared

savings calculation.

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149 21. Q. Does this conclude your testimony?

150 A. Yes.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing **Prepared Testimony of Patrick Donlon** was served by regular U.S. mail email postage prepaid and/or electronic email, this 5th day of December 2016, on the parties listed below.

Respectfully submitted,

<u>Natalia V. Messenger</u> **Natalia V. Messsenger**

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	of Respondent to Edison Company, The	(1) (2)	Report Is: An Original A Resubmission	Ĭ	Date of Report (Mo, Da, Yr)	Year/Per End of	iod of Report 2015/Q4
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ine No.	Title of Acco	unt			Operating Revenues Year to Date Quarterly/Annual (b)	0.0	erating Revenues us year (no Quarterly) (c)
1	Sales of Electricity						
2	(440) Residential Sales				209,191,	299	191,285,278
3	(442) Commercial and Industrial Sales				ATTENDED		
4	Small (or Comm.) (See Instr. 4)				118,719,		110,029,115
5	Large (or Ind.) (See Instr. 4)				112,943,	625	116,150,827
6	(444) Public Street and Highway Lighting				8,031,	295	8,783,223
7	(445) Other Sales to Public Authorities						
8	(446) Sales to Railroads and Railways						
9	(448) Interdepartmental Sales						
10	TOTAL Sales to Ultimate Consumers				448,885	315	426,248,443
11	(447) Sales for Resale				70,117.	713	57,287,348
12	TOTAL Sales of Electricity				519,003	028	483,535,791
13	(Less) (449.1) Provision for Rate Refunds						
14	TOTAL Revenues Net of Prov. for Refunds				519,003	,028	483,535,791
15	Other Operating Revenues						
16	(450) Forfeited Discounts				2,254	,239	2,206,557
17	(451) Miscellaneous Service Revenues				380	,832	1,134,258
18	(453) Sales of Water and Water Power						
19	(454) Rent from Electric Property				3,058	462	2,882,716
20	(455) Interdepartmental Rents						
21	(456) Other Electric Revenues				26,603	,677	17,437,085
	(456.1) Revenues from Transmission of Electrici	ty of O	thers				
23	(457.1) Regional Control Service Revenues						
24	(457.2) Miscellaneous Revenues						
25	(12.12)						
	TOTAL Other Operating Revenues	_			32,297	,210	23,660,616
	TOTAL Electric Operating Revenues				551,300	,238	507,196,407

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ine No.	Title of Accour (a) les of Electricity (b) Residential Sales (c) Commercial and Industrial Sales (d) Sales (e) Commercial and Industrial Sales (f) Comm.) (See Instr. 4)	nts 451, 456, and 457.2.	Operating Revenues Year to Date Quarterly/Annual	Operating Revenues Previous year (no Quarterly)
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4 Sm 5 Lan 6 (44 7 (44 8 (44	nall (or Comm.) (See Instr. 4)		422,282,243	370,746,737
5 Lar 6 (44 7 (44 8 (44				
6 (44 7 (44 8 (44	we (e- led) (Coo leasts 4)		381,892,290	341,363,690
7 (44 8 (44	ge (or Ind.) (See Instr. 4)		125,981,150	112,259,318
8 (44	4) Public Street and Highway Lighting		20,016,445	22,180,529
	5) Other Sales to Public Authorities			
9 (44	6) Sales to Railroads and Railways			
	8) Interdepartmental Sales			
	TAL Sales to Ultimate Consumers		950,172,128	846,550,274
11 (44	7) Sales for Resale		3,656,982	383,528
_	TAL Sales of Electricity		953,829,110	846,933,802
	ss) (449.1) Provision for Rate Refunds			
	TAL Revenues Net of Prov. for Refunds		953,829,110	846,933,802
	ner Operating Revenues		VORSENDED DESCRIPTION	THE RESIDENCE OF THE PARTY OF T
_	io) Forfeited Discounts		5,495,000	5,043,588
<u>`</u>	1) Miscellaneous Service Revenues		250,877	1,447,117
_			200,077	
— i	3) Sales of Water and Water Power		3,862,727	4,319,378
	4) Rent from Electric Property		3,802,727	4,019,070
<u> </u>	5) Interdepartmental Rents		500 022	1,076,943
<u> </u>	6) Other Electric Revenues	(Oth	-580,923	1,070,540
<u>`</u>	6.1) Revenues from Transmission of Electricity	of Others		
	7.1) Regional Control Service Revenues			
— <u> </u>	7.2) Miscellaneous Revenues			
25				44.007.004
_	TAL Other Operating Revenues		9,027,681	11,887,026
27 TO	TAL Electric Operating Revenues		962,856,791	858,820,828

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related to unbilled revenues need not be reported spearably as required in the annual version of these pages. 2. Report below operating revenues for each prescribed account, and manufactured gas revenues in total. 3. Report number of customers, columns (f) and (g), on the basis of meters, in addition to the number of that real accounts; except that where separate meter readings are addored from previous period (a), on the basis of meters, and addition to the number of that real accounts; except that where separate meter readings are addored from previous period (columns (g), etc.), and (gi), are not derived from previously reported figures, explain any inconsistencies in a footnote. 5. Disables amounts of \$250,000 or greater in a bodnote for accounts 451, 456, and 457.2. If it for a first of the columns of \$250,000 or greater in a bodnote for accounts 451, 456, and 457.2. If it of Account (a) Operating Revenues Year to Date Quarterly/Annual (b) (c) 2. (440) Residential Sales 7. (4410) Residential Sales 7. (4410) Residential Sales 7. (4410) Commercial and Industrial Sales 8. (4410) Sales of Electricity 8. (441) Public Street and Highway Lighting 1. (441) Public Street and Highway Lighting 1. (442) Other Sales to Public Authorities 8. (446) Sales to Resilies of Relatives 9. (448) Interdepartmental Sales 10. (70TAL Sales to Ultimate Consumers 1. (470, Sales for Resale 1. (470, Sales for Resale 1. (471) Sales for Resale 1. (471) Sales for Resale 1. (472) Sales for Resale 1. (473, Sales for Resale 1. (474) Sales for Resale 1. (475) Forfeited Discounts 1. (475) Forfeited Discounts 1. (475) Forfeited Discounts 1. (475) Forfeited Discounts 1. (475) Interdepartmental Rents 2. (456, 1) Revenues Service Revenues 3. (451) Interdepartmental Rents 4. (455) Other Electric Revenues 4. (455) Other Electric Revenues 5. (456, 1) Revenues from Transmission of Electricity of Others 2. (456, 1) Revenues from Transmission of Electricity of Others 2. (456, 1) Revenues from Transmission of Electricity of				
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in

Case No(s). 16-0743-EL-POR

Summary: Testimony of Patrick Donlon electronically filed by Ms. Tonnetta Scott on behalf of PUC