

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Authority to Establish a)	
Standard Service Offer Pursuant to Section)	
4928.143, Revised Code, in the Form of an)	Case No. 17-1263-EL-SSO
Electric Security Plan, Accounting Modifi-)	
cations and Tariffs for Generation Service.)	

In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Authority to Amend its)	Case No. 17-1264-EL-ATA
Certified Supplier Tariff, P.U.C.O. No. 20.)	

In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Authority to Defer)	Case No. 17-1265-EL-AAM
Vegetation Management Costs.)	

MOTION TO INTERVENE OF THE UNIVERSITY OF CINCINNATI

Pursuant to Ohio Revised Code Section 4903.221 and Ohio Administrative Code Rule 4901-1-11, the University of Cincinnati moves to intervene in the above-styled proceedings as a full party of record. The reasons supporting the intervention are contained in the accompanying Memorandum in Support.

WHEREFORE, University of Cincinnati respectfully requests that the Commission grant this motion to intervene and that it be made a full party of record.

Respectfully Submitted,

Mike DeWine
Attorney General

/s/ Michael J. Settineri

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**MEMORANDUM IN SUPPORT
OF THE UNIVERSITY OF CINCINNATI'S MOTION TO INTERVENE**

Ohio Revised Code Section (R.C.) 4903.221 and Ohio Administrative Code Rule 4901-1-11 establish the standard for intervention in the above-styled proceeding. Ohio Administrative Code Rule 4901-1-11 states in part:

Upon timely motion, any person shall be permitted to intervene in a proceeding upon a showing that:

* * *

(2) The person has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may, as a practical matter, impair or impede his or her ability to protect that interest, unless the person's interest is adequately represented by existing parties.

In addition to establishment of a direct interest, the factors that the Public Utilities Commission of Ohio ("Commission") considers in implementing the above rule are the nature of the intervenor's interest, the extent that interest is represented by existing parties, the intervenor's potential contribution to a just and expeditious resolution of the issues involved, and whether intervention would result in an undue delay of the proceeding. (*See also* R.C. 4903.221(B) upon which the above rule is authorized).

The University of Cincinnati ("UC") is a state-supported institution of higher learning and is located in Cincinnati, Ohio. UC is an electric customer of Duke Energy Ohio, Inc. ("Duke") and also has its own significant amount of generation.

On June 1, 2017, Duke filed an application for approval of an electric security plan pursuant to R.C. 4928.143. Duke's current electric security plan will expire on May 31, 2018. Duke is proposing an Electric Security Plan that is intended to last until May 31, 2024, and Duke proposes changes to its services, including proposed modifications to existing non-bypassable riders and proposed new non-bypassable riders. UC has a real and substantial interest in this case as a result of being a customer of Duke and having substantial amounts of its own

generation.

This motion for intervention complies with the intervention deadline established for these proceedings by the Attorney Examiner's Entry issued July 21, 2017. Additionally, UC's interest is not represented by existing parties. UC was a party to Duke's last two electric security plan proceedings (Case Nos. 14-841-EL-SSO et al. and 11-3549-EL-SSO et al.) and can again contribute to a just and expeditious resolution of the issues involved in these proceedings. Thus, UC's intervention request is timely and should not unduly delay the instant proceedings.

WHEREFORE, UC respectfully requests that the Commission grant this motion to intervene and that it be made a full party of record.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

The Public Utilities Commission of Ohio's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to the case. In addition, the undersigned hereby certifies that a copy of the foregoing document is also being served (via electronic mail) on the 11th day of September 2017 upon the persons listed below.

/s/ Michael J. Settineri

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Case No(s). 17-1263-EL-SSO, 17-1264-EL-ATA, 17-1265-EL-AAM

Summary: Motion to Intervene electronically filed by Mr. Michael J. Settineri on behalf of University of Cincinnati