

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

- - -

In the Matter of the :  
Annual Application of :  
Duke Energy Ohio, Inc., : Case No. 17-2318-GA-RDR  
for an Adjustment to :  
Rider AMRP Rates. :

In the Matter of the :  
Application of : Case No. 17-2319-GA-ATA  
Duke Energy Ohio, Inc., :  
for Tariff Approval. :

- - -

PROCEEDINGS

before Mr. Kerry K. Sheets, Attorney Examiner, at the  
Public Utilities Commission of Ohio, 180 East Broad  
Street, Room 11-A, Columbus, Ohio, called at  
3:02 p.m. on Tuesday, April 10, 2018.

- - -

ARMSTRONG & OKEY, INC.  
222 East Town Street, 2nd Floor  
Columbus, Ohio 43215-5201  
(614) 224-9481 - (800) 223-9481

- - -

APPEARANCES:

Duke Energy Business Services, LLC  
By Ms. Jeanne W. Kingery  
Mr. Rocco O. D'Ascenzo  
139 East Fourth Street, 1303 Main  
Cincinnati, Ohio 45202

On behalf of Duke Energy Ohio, Inc.

Mike DeWine, Ohio Attorney General  
Public Utilities Section  
By Mr. Steven L. Beeler,  
Assistant Attorney General  
Public Utilities Section  
30 East Broad Street, 16th Floor  
Columbus, Ohio 43215

On behalf of the Staff of the Public  
Utilities Commission of Ohio.

Bruce J. Weston, Consumers' Counsel  
Office of the Ohio Consumers' Counsel  
By Mr. Zachary E. Woltz,  
Assistant Consumers' Counsel  
65 East Street, 7th Floor  
Columbus, Ohio 43215

On behalf of the Residential Consumers of  
Duke Energy Ohio, Inc.

- - -

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

INDEX		
- - -		
WITNESS	PAGE	
James D. Williams Direct Examination by Mr. Woltz	9	
- - -		
DUKE ENERGY OHIO EXHIBITS	IDFD	ADMTD
1 - Pre-Filing Notice	5	7
2 - Application	6	7
3 - Direct Testimony of Sarah E. Lawler	6	7
4 - Supplemental Direct Testimony of Sarah E. Lawler	6	7
- - -		
JOINT EXHIBIT	IDFD	ADMTD
1 - Stipulation and Recommendation	6	7
- - -		
OCC EXHIBITS	IDFD	ADMTD
1 - Direct Testimony of Daniel J. Duann	6	7
2 - Direct Testimony of James D. Williams	7	7
3 - Supplemental Testimony of James D. Williams	7	7
4 - OCC Comments	8	8
- - -		
STAFF EXHIBIT	IDFD	ADMTD
1 - Staff Comments and Recommendations	7	7
- - -		

Tuesday Afternoon Session,  
April 10, 2018.

- - -

EXAMINER SHEETS: The Public Utilities  
Commission of Ohio has set for hearing at this time  
and place, Case Nos. 17-2318-GA-RDR and  
17-2319-GA-ATA.

My name is Kerry Sheets. I'm an Attorney  
Examiner with the Commission. I've been assigned to  
hear these cases.

May I now have the appearances of the  
parties, please, starting with the Company.

MS. KINGERY: Thank you, your Honor. On  
behalf of Duke Energy Ohio, 139 East Fourth Street,  
Cincinnati, Ohio, my name is Jeanne Kingery. I'd  
also make the appearance of Rocco D'Ascenzo. Thank  
you.

EXAMINER SHEETS: From OCC.

MR. WOLTZ: Thank you, your Honor. On  
behalf of the residential consumers of Duke Energy  
Ohio, Office of the Consumers' Counsel, Bruce Weston,  
Ohio Consumers' Counsel, by Zachary Woltz, 65 East  
State Street, 7th floor, Columbus, Ohio 43215.

EXAMINER SHEETS: And now Staff.

MR. BEELER: Thank you, your Honor. On

1     behalf of the Staff of the Public Utilities  
2     Commission of Ohio, Ohio Attorney General Mike  
3     DeWine's office, I'm Steve Beeler, Assistant Attorney  
4     General, and I'm at 30 East Broad Street, 16th floor,  
5     Columbus, Ohio 43215.

6                 EXAMINER SHEETS:   Thank.

7                 Now, do you have a statement to make?

8                 MS. KINGERY:   Thank you, your Honor.

9                 The parties have discussed ahead of time  
10     how we would handle the testimony in this proceeding.  
11     There is a Stipulation that we will put into the  
12     record between the Company and Staff of the  
13     Commission.   There are also witnesses supporting both  
14     the Application and the Comments in favor of and  
15     against the Stipulation, so we will put all of those  
16     into the record, and then all parties have agreed to  
17     waive cross-examination.

18                EXAMINER SHEETS:   Okay.   Good.   Now, do  
19     we have exhibits to mark?

20                MS. KINGERY:   I apologize?

21                EXAMINER SHEETS:   Exhibits to mark.

22                MS. KINGERY:   Yes.   Thank you, your  
23     Honor.

24                As Duke Energy 1, I would ask that we  
25     label the Pre-Filing Notice that was filed in this

1 docket on November 28th, 2017.

2 As Duke Energy Exhibit 2, we would mark  
3 the Application of Duke Energy Ohio filed on  
4 February 26th, 2018.

5 Duke Energy Ohio Exhibit 3 would be the  
6 Direct Testimony of Sarah E. Lawler also filed on  
7 February 26th, 2018.

8 Duke Energy Exhibit 4 would be the  
9 Supplemental Testimony of Sarah E. Lawler filed on  
10 April 5th, 2018.

11 And then I would propose Joint Exhibit 1  
12 for the Stipulation and Recommendation between Staff  
13 and the Company which was filed in the docket on  
14 April 5, 2018.

15 (EXHIBITS MARKED FOR IDENTIFICATION.)

16 EXAMINER SHEETS: Okay. Good.

17 MS. KINGERY: And I would move for  
18 admission of those documents into the record.

19 EXAMINER SHEETS: OCC, do you have  
20 exhibits?

21 MR. WOLTZ: Yes, your Honor.

22 We would like to have marked as OCC  
23 Exhibit 1, the Direct Testimony of Daniel J. Duann  
24 filed on April 5th of 2018.

25 We would also like to move into the

1 record the Direct Testimony and have marked as  
2 Exhibit 2 of James D. Williams filed on April 5th,  
3 2018.

4 And then we would also have marked OCC  
5 Exhibit 3, the Supplemental Testimony of James D.  
6 Williams filed in this proceeding on April 10th,  
7 2018.

8 (EXHIBITS MARKED FOR IDENTIFICATION.)

9 EXAMINER SHEETS: Okay. Good.

10 Does Staff have any exhibits?

11 MR. BEELER: Your Honor, Staff would move  
12 for the admission of what has been marked as Staff  
13 Exhibit 1 which are the Comments and Recommendations  
14 submitted on behalf of the Staff of the Public  
15 Utilities Commission and those were submitted on  
16 March 28th, 2018.

17 (EXHIBIT MARKED FOR IDENTIFICATION.)

18 EXAMINER SHEETS: Very good.

19 I will admit all of those exhibits into  
20 evidence at this time.

21 (EXHIBITS ADMITTED INTO EVIDENCE.)

22 EXAMINER SHEETS: Is there anything else  
23 we need to bring up?

24 MR. WOLTZ: A question, your Honor.  
25 Would you like OCC to move their Comments into the

1 record as well?

2 EXAMINER SHEETS: I'm sorry, what?

3 MR. WOLTZ: Would you like for OCC to  
4 request that their Comments be marked as an exhibit  
5 and moved into the record as well that were filed in  
6 this case?

7 EXAMINER SHEETS: You can do that, yeah.

8 MR. WOLTZ: So OCC would request its  
9 Comments, filed on March 30th, 2018, marked as  
10 Exhibit 4, OCC Exhibit 4.

11 (EXHIBIT MARKED FOR IDENTIFICATION.)

12 (EXHIBIT ADMITTED INTO EVIDENCE.)

13 EXAMINER SHEETS: Okay. Let's -- is  
14 there anything more?

15 MS. KINGERY: You had a witness.

16 MR. WOLTZ: OCC has one witness, your  
17 Honor.

18 EXAMINER SHEETS: I want to get to the  
19 briefing schedule now. We've decided on Monday the  
20 16th for briefs?

21 MS. KINGERY: That's correct. And only  
22 one round is my understanding.

23 EXAMINER SHEETS: Okay. And the  
24 Commission will then make its decision on what's been  
25 submitted here today. Thank you.

1 MR. BEELER: OCC is going to put on --

2 MR. WOLTZ: OCC had one correction to  
3 make in its Exhibit 2, your Honor. If we may put  
4 that witness on to make that one correction?

5 MS. KINGERY: Duke would not object.

6 EXAMINER SHEETS: Okay.

7 MR. BEELER: Staff doesn't object either.

8 MR. WOLTZ: So then, your Honor, we'd  
9 call James D. Williams to the stand.

10 EXAMINER SHEETS: Let's go off the record  
11 here just a minute.

12 (Discussion off the record.)

13 EXAMINER SHEETS: Let's go back on the  
14 record.

15 (Witness sworn.)

16 - - -

17 JAMES D. WILLIAMS

18 being first duly sworn, as prescribed by law, was  
19 examined and testified as follows:

20 DIRECT EXAMINATION

21 By Mr. Woltz:

22 Q. Mr. Williams, can you state your name and  
23 business address, please.

24 A. Yes. My name is James D. Williams. My  
25 business address is 65 East State Street, 7th floor,

1 Columbus, 43215.

2 Q. By whom are you employed and what is your  
3 position?

4 A. The Office of the Ohio Consumers'  
5 Counsel, and I'm a Utility Consumer Policy Analyst.

6 Q. Do you have before you what has  
7 previously been marked as OCC Exhibit 2?

8 A. Yes, I do.

9 Q. Can you identify that document?

10 A. This is my Direct Testimony filed on  
11 April 5th, 2018.

12 Q. Was that testimony prepared by you or at  
13 your discretion?

14 A. Yes, it was.

15 Q. Do you have any corrections to make to  
16 OCC Exhibit 2 at this time?

17 A. I have one minor correction to make. On  
18 page 4 of the testimony on line 2, changing the word  
19 "riser" -- "rider" to "riser." So that sentence  
20 beginning on line 1 should read "the use of the AMRP  
21 Rider to collect costs from customers associated with  
22 the riser replacement program...."

23 Q. And do you have any other corrections to  
24 make at this time?

25 A. That's the only correction I have.

1           Q.    And if I were to ask you the same  
2           questions as are in your Exhibit 2 at this time,  
3           would your answers be the same?

4           A.    Yes, they would be.

5           MR. WOLTZ:   Thank you.

6           Your Honor, I move admission of OCC  
7           Exhibit 2 pending any further issues.

8           MS. KINGERY:   No objections, your Honor.

9           MR. BEELEER:   No objections.

10          EXAMINER SHEETS:   Okay.

11          MR. WOLTZ:   Thank you, your Honor.

12          MS. KINGERY:   The Company has nothing  
13          else, your Honor.

14          EXAMINER SHEETS:   Okay.   I thank you all  
15          for coming.

16          MS. KINGERY:   Thank you.

17          (The hearing concluded at 3:10 p.m.)

18                               - - -

19

20

21

22

23

24

25

CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on Tuesday, April 10, 2018, and carefully compared with my original stenographic notes.

Carolyn M. Burke  
Carolyn M. Burke, Registered  
Professional Reporter, and  
Notary Public in and for the  
State of Ohio.

My commission expires July 17, 2018.

- - -



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

**Commission of Ohio Docketing Information System on**

**4/16/2018 2:03:07 PM**

**in**

**Case No(s). 17-2318-GA-RDR, 17-2319-GA-ATA**

Summary: Transcript In the Matter of the Annual Application of Duke Energy Ohio, Inc., for an Adjustment to Rider AMRP Rates and In the Matter of Application of Duke Energy Ohio, Inc., for Tariff Approval, hearing held on April 10th, 2018. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Burke, Carolyn