

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF
THE DAYTON POWER AND LIGHT
COMPANY TO ESTABLISH A STANDARD
SERVICE OFFER IN THE FORM OF AN
ELECTRIC SECURITY PLAN.

CASE NO. 16-395-EL-SSO

IN THE MATTER OF THE APPLICATION OF
THE DAYTON POWER AND LIGHT
COMPANY FOR APPROVAL OF REVISED
TARIFFS.

CASE NO. 16-396-EL-ATA

IN THE MATTER OF THE APPLICATION OF
THE DAYTON POWER AND LIGHT
COMPANY FOR APPROVAL OF CERTAIN
ACCOUNTING AUTHORITY.

CASE NO. 16-397-EL-AAM

ENTRY

Entered in the Journal on January 11, 2019

{¶ 1} The Dayton Power and Light Company (DP&L) is a public utility as defined under R.C. 4905.02, and, as such, is subject to the jurisdiction of this Commission. On February 22, 2016, DP&L filed an application for a standard service offer pursuant to R.C. 4928.141. DP&L's application is for an electric security plan (ESP) in accordance with R.C. 4928.143. Additionally, DP&L filed accompanying applications for approval of revised tariffs and for approval of certain accounting authority.

{¶ 2} On October 11, 2016, DP&L filed an amended application for an ESP.

{¶ 3} On January 30, 2017, a stipulation and recommendation was filed by DP&L and various parties. Subsequently, on March 14, 2017, an amended stipulation and recommendation (Amended Stipulation) was filed by DP&L and various parties, including additional parties that were not part of the first stipulation.

{¶ 4} On October 20, 2017, the Commission issued its Opinion and Order (Opinion and Order) modifying and approving the Amended Stipulation.

{¶ 5} The Opinion and Order was the subject of several rounds of rehearing. As is relevant herein, on September 19, 2018, the Commission issued a Third Entry on Rehearing granting, in part, and denying, in part, DP&L's application for rehearing and denying all other applications for rehearing.

{¶ 6} On October 19, 2018, Interstate Gas Supply, Inc. (IGS) filed a notice of withdrawal from the Amended Stipulation (Notice of Withdrawal) and a motion for a procedural schedule, both of which were opposed.

{¶ 7} Pursuant to an Entry issued November 15, 2018, a prehearing conference was conducted on December 5, 2018. There, the attorney examiners denied a motion to strike IGS's Notice of Withdrawal and granted IGS's motion for a procedural schedule, albeit with different dates than those suggested in the motion. By Entry dated December 6, 2018, the attorney examiners moved the hearing forward one day; all other procedural dates remained unchanged.

{¶ 8} On January 10, 2019, IGS filed a motion to modify the procedural schedule with a memorandum in support. IGS seeks to extend the date by which it must file testimony, the cut-off date for paper discovery (other than notices of deposition), and the hearing date. Under IGS's proposed schedule, the hearing would commence March 26, 2019. IGS states that DP&L does not oppose the motion but does not indicate whether any other intervening party was consulted.

{¶ 9} Given that time is of the essence, the attorney examiner finds that IGS's motion to modify the procedural schedule should be subject to expedited consideration. Accordingly, any memorandum contra or similar written response to that motion must be filed on or before January 17, 2019.

{¶ 10} It is, therefore,

{¶ 11} ORDERED, That IGS's motion to modify the procedural schedule be subject to expedited consideration. It is, further,

{¶ 12} ORDERED, That any memorandum contra or similar written response to the motion be filed on or before January 17, 2019, as stated in Paragraph 9. It is, further,

{¶ 13} ORDERED, That a copy of this Entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/*Patricia A. Schabo*

By: Patricia A. Schabo
Attorney Examiner

JRJ/hac

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Case No(s). 16-0395-EL-SSO, 16-0396-EL-ATA, 16-0397-EL-AAM

Summary: Attorney Examiner Entry ordering IGS's motion be subject to expedited consideration and setting date for any memorandum contra or response to motion electronically filed by Heather A Chilcote on behalf of Patricia Schabo, Attorney Examiner, Public Utilities Commission