

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF
DUKE ENERGY OHIO, INC. FOR A WAIVER
OF OHIO ADM.CODE 4901:1-39-04.

CASE NO. 19-1587-EL-WVR

ENTRY

Entered in the Journal on August 29, 2019

{¶ 1} Duke Energy Ohio, Inc. (Duke) is a public utility, pursuant to R.C. 4905.02, and is, therefore, subject to the jurisdiction of this Commission.

{¶ 2} Pursuant to Ohio Adm.Code 4901:1-39-04, electric utilities are required to submit an application for new energy efficiency and peak demand reduction (EE/PDR) portfolio plans by April 15, 2019.

{¶ 3} On December 19, 2018, the Commission issued a Finding and Order in Case No. 12-2156-EL-ORD, et al., adopting proposed amendments to Ohio Adm.Code Chapters 4901:1-39 and 4901:1-40 regarding the Commission's rules for energy efficiency and renewable energy portfolio standards. The rules have not taken effect yet and remain subject to finalization.

{¶ 4} On March 6, 2019, in Case No. 19-165-EL-WVR, the Commission granted a motion for waiver filed by Duke and extended the deadline for the filing of its EE/PDR portfolio plan to September 1, 2019.

{¶ 5} On August 15, 2019, Duke filed another motion for waiver and request for expedited ruling in the above-captioned docket. In the motion, Duke states that newly-enacted Am. Sub. H.B. 6, which is scheduled to go into effect on October 22, 2019, directs the Commission to extend existing EE/PDR plans, with a proportional budget increase, through December 31, 2020. As a result, Duke claims that any plans filed on September 1, 2019, will become moot several weeks later. Therefore, in the interest of administrative efficiency, Duke requests that the Commission allow it to file its portfolio plan on January 1, 2020, to the extent such application is necessary.

{¶ 6} No memoranda contra Duke's motion for waiver were filed.

{¶ 7} Upon review, the attorney examiner finds that Duke's request is reasonable. However, in order to afford sufficient time for input from potential interveners, the attorney examiner finds that the deadline to file EE/PDR portfolio plans should be set to December 2, 2019.

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That Duke's motion for a waiver to extend the filing date of its EE/PDR portfolio plans, be granted to the extent that the filing is due on December 2, 2019. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Anna Sanyal

By: Anna Sanyal
Attorney Examiner

SJP/mef

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

8/29/2019 3:12:55 PM

in

Case No(s). 19-1587-EL-WVR

Summary: Attorney Examiner Entry granting, in part, Duke Energy Ohio's motion for a waiver to extend the filing deadline to 12/2/19 electronically filed by Ms. Mary E Fischer on behalf of Anna Sanyal, Attorney Examiner, Public Utilities Commission