

FILE

Before
THE SUPREME COURT OF OHIO

The Office of the Ohio Consumers' Counsel,)

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Appellant,

)

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VS

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Supreme Court Case No. 21-1068

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Public Utilities Commission of Ohio,

)

)

)

Appellee.

)

Being Before
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
The Dayton Power and Light Company)
for Approval of its Electric Security Plan.)

Case No. 08-1094-EL-SSO

In the matter of the Application of)
The Dayton Power and Light Company)
for Approval of Revised Tariffs.)

Case No. 08-1095-EL-ATA

In the Matter of the Application of)
The Dayton Power and Light Company)
for Approval of Certain Accounting Authority.)

Case No. 08-1096-EL-AAM

In the Matter of the Application of)
The Dayton Power and Light Company for)
Waiver of Certain Commission Rules.)

Case No. 08-1097-EL-UNC

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SUPREME COURT OF OHIO

INDEX AND DOCKET ENTRIES

ICN

On March 13, 2013, the record in Cases 08-1094-EL-SSO, 08-1095-EL-ATA, 08-1096-EL-AAM. And 08-1097-EL-UNC to that point in time, were submitted to the Supreme Court of Ohio, Please refer to S.C. Case No. 17-0204, ICN No. 1-230. The numbers listed below are items occurring subsequently and are a continuation of the numbering used in the previously filed documents.

2/16/2017	Second Amended Notice of The Dayton Power and Light Company Regarding Competitive Bidding Schedule electronically filed by Mr. Jeffrey S Sharkey on behalf of The Dayton Power and Light Company.	231
2/17/2017	Motion for leave to amend notice of appeal instanter filed by M. Willis on behalf of the Ohio Consumers' Counsel. SC # 17-0204.	232
2/21/2017	Return Mail. (unable to forward)	233
2/22/2017	Comments submitted by Assistant Attorney General Thomas McNamee on behalf of the Staff of the Public Utilities Commission of Ohio. electronically filed by Kimberly L. Keeton on behalf of Public Utilities Commission of Ohio.	234
3/13/2017	Supreme Court Transmittal papers, SC # 17-204.	235
3/22/2017	Entry ordered, that DP&L be authorized to proceed with the CBP as described in its February 16, 2017 notice, subject to the Commission's modifications in paragraph 13.	236
3/24/2017	Returned Mail, SC Transmittal dated 3/13/17. (Gary A Jeffries)	237
3/30/2017	Return Mail /Ellis Jacobs, unable to forward (SC Transmittal papers)	238
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4/3/2017	Returned mail, The Ohio Environmental Council,Evan Eschmeyer and Robert Ukeiley unable to forward.Entry sent 3/22/17.	240
4/26/2017	Motion to Stay Proceedings Pending A Ruling from The Supreme Court of Ohio and Memorandum in Support by The Office of the Ohio Consumers' Counsel electronically filed by Ms. Jamie Williams on behalf of Willis, Maureen Mrs.	241
5/11/2017	Memorandum of The Dayton Power and Light Company in Opposition to the Motion to Stay Proceedings Pending a Ruling From the Supreme Court of Ohio by The Office of the Ohio Consumers' Counsel electronically filed by Mr. Jeffrey S Sharkey on behalf of The Dayton Power and Light Company.	242
5/18/2017	Reply to Dayton Power and Light Company's Memorandum Contra Motion to Stay Proceedings Pending a Ruling from The Supreme Court of Ohio by The Office of the Ohio Consumers' Counsel electronically filed by Ms. Jamie Williams on behalf of Willis, Maureen Mrs.	243
5/31/2017	Tariff Revised Tariff Pages, PUCO Tariff No. 17, with an effective date of June 1, 2017 electronically filed by Mr. Jason M Willis on behalf of The Dayton Power and Light Company.	244
6/14/2017	Entry ordering OCC's motion be denied.	245

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6/21/2017	Returned mail: Community United for Action, unable to forward, Entry dated 6/4/17.	246
6/29/2017	Letter of Intent by the Office of the Ohio Consumers' Counsel electronically filed by Ms. Deb J. Bingham on behalf of Willis, Maureen R Mrs.	247
11/13/2017	Notice of withdrawal The Dayton Power and Light Company's Notice of Withdrawal of Counsel, Notice of Designation of Counsel of Record, and Notice of Appearance electronically filed by Mr. Jeffrey S Sharkey on behalf of The Dayton Power and Light Company	248
12/13/2017	Notice of Change of Address by The Office of the Ohio Consumers' Counsel electronically filed by Ms. Jamie Williams on behalf of Sauer, Larry Mr.	249
12/12/2018	Supreme Court ordered, sua soute, that the case is dismissed as moot by M. O'Connor. S. C. .No. 2017-0204.	250
11/26/2019	Revised Tariff Pages, PUCO No. 17, Notice of Filing Proposed Tariffs electronically filed by Mr. Jeffrey S. Sharkey on behalf of The Dayton Power and Light Company.	251
11/26/2019	Notice of Withdrawal of Application in Case No. 16-0395-EL-SSO electronically filed by Mr. Jeffrey S. Sharkey on behalf of The Dayton Power and Light Company.	252
11/27/2019	Attorney Examiner Entry setting deadline to file comments electronically filed by Heather A Chilcote on behalf of Patricia Schabo, Attorney Examiner, Public Utilities Commission.	253
12/4/2019	Comments by the Retail Energy Supply Association electronically filed by Mr. Michael J. Settineri on behalf of Retail Energy Supply Association.	254
12/4/2019	Comments Regarding Dayton Power & Light Company's Proposed Tariffs electronically filed by Mr. Trevor Alexander on behalf of City of Dayton and Honda of America Mfg., Inc.	255
12/4/2019	Memorandum Contra DP&L's Motions To Withdraw Its Application and Implement Previously Authorized Rates (To Increase Charges to Consumers) by The Office of The Ohio Consumers' Counsel, The Ohio Manufacturers' Association Energy Group The Kroger Company and IGS Energy electronically filed by Mrs. Tracy J Greene on behalf of Michael, William J.	256
12/4/2019	Response to The Dayton Power & Light Company's Notice of Withdrawal electronically filed by Mr. Matthew R. Pritchard on behalf of Industrial Energy Users-Ohio.	257
12/4/2019	Comments of The Ohio Hospital Association electronically filed by Teresa Orahood on behalf of Dylan F. Borchers.	258
12/4/2019	Comments Ohio Energy Group (OEG) Comments electronically filed by Mr. Michael L. Kurtz on behalf of Ohio Energy Group.	259
12/4/2019	Motion to Reject DP&L's Proposed Tariffs To Increase Consumer Rates by Office of the Ohio Consumers' Counsel, The Ohio Manufacturers' Association Energy Group and The Kroger Company electronically filed by Mrs. Tracy J Greene on behalf of Willis, Maureen R.	260

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12/5/2019	Corrected Memorandum Contra DP&L's Motions to Withdraw Its Application and Implement Previously Authorized Rates (To Increase Charges to Consumers) by The Office of The Ohio Consumers' Counsel, The Ohio Manufacturers' Association Energy Group, The Kroger Company and IGS Energy electronically filed by Mrs. Tracy J Greene on behalf of Michael, William J.	262
12/10/2019	The Dayton Power and Light Company's Memorandum in Opposition to Motion to Reject DP&L's Tariffs electronically filed by Mr. Jeffrey S Sharkey on behalf of The Dayton Power and Light Company.	263
12/12/2019	Staff Review and Recommendation filed by PUCO Staff.	264
12/12/2019	Corrected Motion to Reject DP&L's Proposed Tariffs to Increase Consumer Rates electronically filed by Mrs. Kimberly W. Bojko on behalf of Ohio Manufacturers' Association, Angela Paul Whitfield on behalf of The Korger Company and Bruce Weston on behalf of OCC.	265
12/17/2019	Reply Brief in Support of Motion to Reject DP&L's Proposed Tariffs to Increase Consumer Rates electronically filed by Mrs. Kimberly W. Bojko on behalf of Ohio Manufacturers' Association.	266
12/18/2019	Second Finding & Order that the Commission approves Dayton Power & Light Company's proposed revised tariffs, subject to the modifications directed by the Commission electronically filed by Docketing Staff.	267
12/18/2019	Return mail - Cargill Inc. - Insufficient address / RTS / UTF Entry 11/27/19	268
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12/20/2019	Revised Tariff Sheet, PUCO Electric Tariff No. 17, with an effective date of December 19, 2020, electronically filed by Carrie Inman on behalf of The Dayton Power and Light Company.	273
12/23/2019	Revised Tariff Sheets - Amended, PUCO NO. 17, with an effective date of December 19, 2019. electronically filed by Carrie Inman on behalf of The Dayton Power and Light Company.	274
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1/17/2020	Application for Rehearing and Memorandum in Support of the Industrial Energy Users-Ohio's electronically filed by Ms. Rebekah J. Glover on behalf of Industrial Energy Users-Ohio.	279
1/17/2020	Notice of Appearance of Counsel for Industrial Energy Users-Ohio electronically filed by Ms. Rebekah J. Glover on behalf of Industrial Energy Users-Ohio.	280
1/17/2020	Application for Rehearing electronically filed by Mr. Michael A Nugent on behalf of Interstate Gas Supply, Inc.	281
1/17/2020	Application For Rehearing of Second Finding and Order dated December 18, 2019 electronically filed by Mr. Trevor Alexander on behalf of Honda of America Mfg., Inc. and City of Dayton.	282
1/17/2020	Application for Rehearing and Memorandum in Support by the Office of the Ohio Consumers' Counsel electronically filed by Ms. Deb J. Bingham on behalf of Willis, Maureen R Mrs.	283
1/17/2020	Joint Application for Rehearing of The Ohio Manufacturers' Association and The Kroger Company electronically filed by Mrs. Kimberly W. Bojko on behalf of Ohio Manufacturers' Association and The Kroger Co.	284
1/22/2020	The Dayton Power and Light Company's Motion for an Extension of Time to File Memoranda in Opposition to Applications for Rehearing *Expedited Ruling Requested* and memorandum in support electronically filed by Mr. Jeffrey S Sharkey on behalf of The Dayton Power and Light Company.	285
1/24/2020	Notice of Withdrawal of Counsel and Designation of Counsel of Record electronically filed by Mr. Matthew R. Pritchard on behalf of Industrial Energy Users-Ohio.	286
1/24/2020	Memorandum Contra DP&L's Motion for an Extension of Time to File It's Memoranda Contra Applications for Rehearing by the Office of the Ohio Consumers' Counsel electronically filed by Ms. Deb J. Bingham on behalf of Willis, Maureen R Mrs.	287
1/27/2020	Attorney Examiner Entry granting motion for extension of time and setting deadline to file memorandum contra applications for rehearing electronically filed by Heather A Chilcote on behalf of Gregory A. Price, Attorney Examiner, Public Utilities Commission of Ohio.	288
2/3/2020	Memorandum in Opposition to Applications for Rehearing electronically filed by Mr. Jeffrey S. Sharkey on behalf of The Dayton Power and Light Company.	289
2/3/2020	Memorandum Contra Industrial Energy User-Ohio's Application for Rehearing by The Office of The Ohio Consumers' Counsel electronically filed by Mrs. Tracy J. Greene on behalf of Maureen R. Willis.	290

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2/11/2020	Return Mail for Henry Eckhart, Entry dated 01/27/20 "Return to Sender, Not Deliverable as Addressed, Unable to Forward"	292
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2/18/2020	Return Mail for Ellis Jacobs, Community United for Action, Entry dated 01/27/20, "Return to Sender, Attempted - Not Known, Unable to Forward"	294
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2/26/2020	Return mail: Entry 1/27/20, RTS, Not deliverable as addressed, unable to forward.	296
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6/8/2020	Notice of withdrawal of Counsel Thomas W. McNamee electronically filed by Mrs. Kimberly M Naeder on behalf of PUCO.	299
11/24/2020	Notice of Change of Firm Affiliation electronically filed by Ms. Kari D Hehmeyer on behalf of Alexander, Trevor Mr.	300
6/16/2021	Entry on Rehearing granting, in part, and denying, in part, the application for rehearing filed by the Ohio Consumers' Counsel. electronically filed by Ms. Mary E Fischer on behalf of Public Utilities Commission of Ohio.	301
6/25/2021	Return mail 5th Entry on Rehearing return to sender attempted unable to forward.	302
6/30/2021	Notice of Appearance of Counsel by Office of The Ohio Consumers' Counsel electronically filed by Mrs. Tracy J Greene on behalf of Willis, Maureen R.	303
7/12/2021	Notice of Name Change electronically filed by Mark T. Keaney on behalf of Honda Development & Manufacturing of America, LLC.	304
7/16/2021	Proposed Second Revised Sheet No. G12, PUCO No. 17, Pursuant to Fifth Entry on Rehearing electronically filed by Mr. Jeffrey S Sharkey on behalf of The Dayton Power and Light Company.	305
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7/20/2021	Attorney Examiner Entry ordering that memoranda contra DP&L's motion for an extension of time to file memoranda contra the applications for rehearing be filed by July 21, 2021 electronically filed by Heather A. Chilcote on behalf of Gregory A. Price, Attorney Examiner, Public Utilities Commission of Ohio.	309
7/21/2021	Memorandum Contra DP&L's Motion for an Extension of Time to File Its Opposition to OCC's Application for Rehearing electronically filed by Mrs. Tracy J. Greene on behalf of Maureen R. Willis.	310
7/22/2021	Attorney Examiner Entry ordering that DP&L's motion for an extension of time to file memoranda contra the applications for rehearing filed on July 16, 2021, be granted electronically filed by Heather A. Chilcote on behalf of Gregory A. Price, Attorney Examiner, Public Utilities Commission of Ohio.	311
7/26/2021	Returned Mail- Fifth Entry on Rehearing to Gary A. Jeffries dated 6/16/2021 - Not Deliverable as Addressed--Unable to Forward-No Longer in Building.	312
7/30/2021	Memorandum of The Dayton Power and Light Company D/B/A AES Ohio in Opposition to Application for Rehearing by Office of the Ohio Consumers' Counsel electronically filed by Mr. Jeffrey S. Sharkey on behalf of The Dayton Power and Light Company.	313
7/30/2021	Memorandum Contra Application for Rehearing of the Dayton Power and Light Company D/B/A AES Ohio by Office of The Ohio Consumers' Counsel electronically filed by Mrs. Tracy J. Greene on behalf of Maureen R. Willis.	314
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8/27/2021	Supreme Court Appeal, SC case # 2021-1068.	318
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9/10/2021	Notice of Termination and Withdrawal WAL from the February 24, 2009 Settlement by Office of The Ohio Consumers' Counsel electronically filed by Mrs. Tracy J. Greene on behalf of Willis, Maureen R..	320
9/15/2021	Notice of Appearance of Additional Counsel on behalf the Ohio Hospital Association electronically filed by Teresa Orahod on behalf of Devin D. Parram.	321
9/15/2021	Motion for Procedural Schedule and Memorandum in Support by Office of The Ohio Consumers' Counsel electronically filed by Mrs. Tracy J. Greene on behalf of Maureen R. Willis.	322

**Before
THE SUPREME COURT OF OHIO**

The Office of the Ohio Consumers' Counsel,)

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Appellant,)

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VS)

Supreme Court Case No. 21-1068

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Public Utilities Commission of Ohio,)

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Appellee.)

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In the Matter of the Application of)

The Dayton Power and Light Company for)

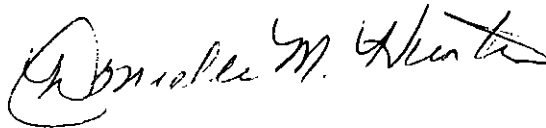
Waiver of Certain Commission Rules.)

Case No. 08-1097-EL-UNC

CERTIFICATION

I, Tanowa M. Troupe, the duly appointed and qualified Secretary of The Public Utilities Commission of Ohio, in whose custody the books, records, and files of said Commission are kept, do hereby certify there is transmitted herewith the docket entries of the Commission, ICN No. **231-322**, the **Second Finding and Order dated December 18, 2019**; the **Fourth Entry on Rehearing dated 2/14/2020** inclusive; the **Fifth Entry on Rehearing dated 6/16/2021** inclusive; the **Sixth Entry on Rehearing dated 8/11/2021** inclusive; and the Certification of the record in Cases Nos. **08-1094-EL-SSO, 08-1095-EL-ATA, 08-1096-EL-AAM, and 08-1097-EL-UNC**.

IN WITNESS THEREOF, I have thereunto set my hand
and affixed the official seal of The Public Utilities Commission
of Ohio this 29th day of September, 2021.



Tanowa M. Troupe, Secretary
Debbie Ryan, Acting Secretary
Donielle M. Hunter, Acting Secretary
Susan Patterson, Acting Secretary

THE PUBLIC UTILITIES COMMISSION OF OHIO