

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF
DUKE ENERGY OHIO, INC. FOR
APPROVAL TO MODIFY RIDER FBS AND
RIDER EFBS.

CASE NO. 23-60-GA-RDR

IN THE MATTER OF THE APPLICATION OF
DUKE ENERGY OHIO, INC. FOR
APPROVAL TO MODIFY ITS TARIFF
REGARDING RATE IMBS.

CASE NO. 23-179-GA-ATA

ENTRY

Entered in the Journal on September 12, 2023

{¶ 1} Duke Energy Ohio, Inc. (Duke or the Company) is an electric light company as defined in R.C. 4905.03 and a public utility as defined in R.C. 4905.02 and, as such, is subject to the jurisdiction of this Commission.

{¶ 2} R.C. 4909.18 provides, in part, that a public utility may file an application to establish any rate, charge, regulation, or practice. If the Commission determines that the application is not for an increase in any rate and does not appear to be unjust or unreasonable, the Commission may approve the application without the need for a hearing.

{¶ 3} On March 21, 2007, in Case No. 05-732-EL-MER, et al., the Commission approved a stipulation, which, inter alia, set the rate of Duke's firm balancing service rider (Rider FBS). *In re Cinergy Corp.*, Case No. 05-732-EL-MER, et al. (*Merger Case*), Entry (Mar. 21, 2007). Rider FBS is a mechanism that enables Duke to recover the estimated portion of storage costs associated with daily balancing from choice suppliers and aggregators, and the charges collected by the Company are then applied as a credit to the gas cost recovery (GCR) mechanism. As a result of the stipulation in the *Merger Case*, Duke participated in a collaborative that resulted in the proposal of Duke's enhanced firm balancing service rider (Rider EFBS). In Case No. 15-50-GA-RDR, the Commission approved, with modifications, Duke's application to amend the terms under which choice suppliers and aggregators

receive either firm balancing service or enhanced firm balancing service. *In re Duke Energy Ohio, Inc.*, Case No. 15-50-GA-RDR, Opinion and Order (Jan. 6, 2016), Second Entry on Rehearing (Oct. 12, 2016).

{¶ 4} On June 15, 2022, the Commission approved the current rates of Rider FBS and Rider EFBS, as well as the interruptible monthly balancing service rate (Rate IMBS). *In re Duke Energy Ohio, Inc.*, Case No. 22-387-GA-RDR, et. al, Finding and Order (June 15, 2022).

{¶ 5} On March 13, 2023, in the above-captioned proceedings, Duke filed, pursuant to R.C. 4909.18, an application to adjust Rider FBS, Rider EFBS, and Rate IMBS. In the application, Duke states that it is seeking to update the Rider FBS, Rider EFBS, and Rate IMBS to account for certain modifications to numeric information incorporated into the methodology for calculating the rates. Specifically, Duke cites the increase in charges for storage service and transportation in and out of storage paid by Duke to Columbia Gas Transmission (TCO), effective April 1, 2022. The proposed revised tariffs are attached to the application as Exhibit B.

{¶ 6} On March 22, 2023, Stand Energy Corporation (Stand Energy) filed a motion to intervene. Stand Energy states that it is engaged in the marketing of natural gas to numerous end use customers throughout Ohio, including customers taking service under all three of the services at issue in this proceeding. Stand Energy states that the Duke customers it represents have a real and substantial interest in this proceeding and that the disposition of the case without Stand Energy's participation may impair or impede Stand Energy's ability to protect both its interests and the interests of its customers. No memoranda contra the motion to intervene were filed. The attorney examiner finds that the motion to intervene is reasonable and that it should be granted.

{¶ 7} On August 30, 2023, Staff filed its review and recommendation in response to Duke's application.

{¶ 8} In order to facilitate the Commission's review of Duke's application to adjust Rider FBS, Rider EFBS, and Rate IMBS, the attorney examiner finds that the following procedural schedule should be established:

- (a) Motions to intervene should be filed by October 10, 2023.
- (b) Initial comments should be filed by October 10, 2023.
- (c) Reply comments should be filed by October 20, 2023.

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That the procedural schedule set forth in Paragraph 8 be adopted.
It is, further,

{¶ 11} ORDERED, That the motion to intervene filed by Stand Energy be granted. It is, further,

{¶ 12} ORDERED, That a copy of this Entry be served upon all interested persons and parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/David M. Hicks

By: David M. Hicks
Attorney Examiner

PAS/dmh

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in

Case No(s). 23-0060-GA-RDR, 23-0179-GA-ATA

Summary: Attorney Examiner Entry that the motion to intervene filed by Stand Energy be granted; the following procedural schedule be adopted; Motions to intervene should be filed by October 10, 2023; Initial comments should be filed by October 10, 2023; Reply comments should be filed by October 20, 2023 electronically filed by Ms. Donielle M. Hunter on behalf of David M. Hicks, Attorney Examiner, Public Utilities Commission of Ohio.