

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the :  
Application of Duke :  
Energy Ohio, Inc., for : Case No. 19-1750-EL-UNC  
Authority to Adjust Its :  
Rider PF. :

In the Matter of the :  
Application of Duke Energy: :  
Ohio, Inc., for Approval : Case No. 19-1751-GE-AAM  
to Change Accounting :  
Methods. :

- - -

PROCEEDINGS

before Mr. Nicholas Walstra, Attorney Examiner, at  
the Public Utilities Commission of Ohio, 180 East  
Broad Street, Room 11-A, Columbus, Ohio, called at  
10:00 a.m. on Monday, October 2, 2023.

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

- - -

APPEARANCES:

Duke Energy Ohio, Inc.  
By Ms. Larisa Vaysman  
139 East Fourth Street  
Cincinnati, Ohio 45202

On behalf of the Duke Energy Ohio, Inc.

Bricker Graydon LLP  
By Ms. Rachael N. Mains  
100 South Third Street  
Columbus, Ohio 43215

On behalf of the Ohio Hospital  
Association.

Boehm, Kurtz & Lowry  
By Ms. Jody Kyler Cohn  
and Mr. Michael Kurtz  
36 East Seventh Street  
Cincinnati, Ohio 45202

On behalf of the Ohio Energy Group.

Maureen Willis, Ohio Consumers' Counsel  
By Mr. Connor Semple,  
Assistant Consumers' Counsel  
65 East State Street, 7th Floor  
Columbus, Ohio 43215

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

Carpenter Lipps, LLP  
By Ms. Kimberly W. Bojko  
280 North High Street, Suite 1300  
Columbus, Ohio 43215

On behalf of the Ohio Manufacturers'  
Association Energy Group.

Carpenter Lipps, LLP  
By Ms. Angela Paul Whitfield  
280 North High Street, Suite 1300  
Columbus, Ohio 43215

On behalf of The Kroger Company.

APPEARANCES: (Continued)

Baker & Hostetler LLP  
By Mr. Paul M.M. Willison  
200 Civic Center Drive, Suite 1200  
Columbus, Ohio 43215

On behalf of the Ohio Energy Leadership  
Council.

Dave Yost, Ohio Attorney General  
John Jones, Section Chief  
By Mr. Thomas Lindgren,  
Assistant Attorney General  
Public Utilities Section  
30 East Broad Street, 26th Floor  
Columbus, Ohio 43215

On behalf of the Staff of the PUCO.

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1 Monday Morning Session,  
2 October 2, 2023.

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4 EXAMINER WALSTRA: We can go on the  
5 record then.

6 The Public Utilities Commission of Ohio  
7 has called for hearing at this time and place Case  
8 No. 19-1750-EL-UNC, being in the Matter of the  
9 Application of Duke Energy Ohio, Inc., for Authority  
10 to Adjust Its Rider PF.

11 My name is Nick Walstra. I am the  
12 Attorney Examiner assigned by the Commission to hear  
13 this case.

14 We'll start by taking appearances of the  
15 parties, and we will start with the Applicant.

16 MS. VAYSMAN: Thank you, your Honor.  
17 Larisa Vaysman on behalf of the Duke Energy Ohio.  
18 Address is 139 East Fourth Street, Cincinnati, Ohio  
19 45202.

20 EXAMINER WALSTRA: Thank you.

21 Let's go around the room.

22 MR. LINDGREN: Thank you, your Honor. On  
23 behalf of the Commission Staff, Ohio Attorney General  
24 Dave Yost, by Thomas Lindgren, Assistant Attorney  
25 General, at 30 East Broad Street, 26th Floor,

1 Columbus, Ohio 43215.

2 MS. WHITFIELD: Good morning, your Honor.  
3 On behalf of The Kroger Company, Angela Paul  
4 Whitfield with the law firm Carpenter Lipps, 280  
5 North High Street, Suite 1300, Columbus, Ohio 43215.

6 MS. BOJKO: Thank you, your Honor. On  
7 behalf of the Ohio Manufacturers' Association Energy  
8 Group, Kimberly W. Bojko with the law firm Carpenter  
9 Lipps, 280 North High Street, Suite 1300, Columbus,  
10 Ohio 43215.

11 MS. COHN: Good morning, your Honor.  
12 Jody Kyler Cohn and Michael Kurtz from the law firm  
13 of Boehm, Kurtz & Lowry, 36 East Seventh Street,  
14 Cincinnati, Ohio 45202.

15 MS. MAINS: Good morning, your Honor.  
16 Rachael Mains on behalf of the Ohio Hospital  
17 Association with the law firm Bricker Graydon at 100  
18 South Third Street, Columbus, Ohio 43215.

19 MR. WILLISON: Good morning, your Honor.  
20 On behalf of the Ohio Energy Leadership Council, Paul  
21 Willison from the law firm Baker & Hostetler, 200  
22 Civic Center Drive, Suite 1200, Columbus, Ohio 43215.

23 MR. SEMPLE: Good morning, your Honor.  
24 Connor Semple on behalf of the Ohio Consumers'  
25 Counsel Maureen Willis. Our office is at 65 East

1 State Street, Columbus, Ohio 43215, 7th Floor.

2 EXAMINER WALSTRA: Thank you.

3 I understand we have a Stipulation in  
4 this matter, and I will turn it over to Duke.

5 MS. VAYSMAN: Sure. Thank you, your  
6 Honor. Before we call our witness, would it be okay  
7 if we marked a couple of exhibits for identification,  
8 please?

9 EXAMINER WALSTRA: For sure.

10 MS. VAYSMAN: For Duke Energy Ohio  
11 Exhibit 1, we would like to mark the Application that  
12 was filed in this proceeding on September 24, 2019.

13 EXAMINER WALSTRA: So marked.

14 (EXHIBIT MARKED FOR IDENTIFICATION.)

15 EXAMINER WALSTRA: Let's go through them  
16 all.

17 MS. VAYSMAN: Okay. For Joint Exhibit 1,  
18 we would like to mark the Stipulation and  
19 Recommendation that was filed in this proceeding on  
20 August 2, 2023. So those are the two that we would  
21 like to mark at this time.

22 EXAMINER WALSTRA: Okay. So marked.

23 (EXHIBIT MARKED FOR IDENTIFICATION.)

24 MS. VAYSMAN: Thank you, your Honor, and  
25 we would move these into evidence, subject to

1 cross-examination.

2 EXAMINER WALSTRA: Okay.

3 MS. VAYSMAN: Thank you. So, your Honor,  
4 for our next -- for our first witness and our only  
5 witness we would like to call Mr. Jefferson "Jay"  
6 Brown.

7 EXAMINER WALSTRA: Welcome. Raise your  
8 right hand.

9 (Witness sworn.)

10 EXAMINER WALSTRA: Thank you. Please  
11 take a seat.

12 MS. VAYSMAN: Permission to approach?

13 EXAMINER WALSTRA: You may.

14 MS. VAYSMAN: Thank you. And while we  
15 approach, your Honor, for record purposes, could we  
16 please mark as Duke Energy Ohio Exhibit 2, the direct  
17 testimony of Jefferson "Jay" Brown filed in this  
18 proceeding on September 24, 2019?

19 EXAMINER WALSTRA: So marked.

20 (EXHIBIT MARKED FOR IDENTIFICATION.)

21 MS. VAYSMAN: Yeah. And as Duke Energy  
22 Ohio Exhibit No. 3, the direct testimony of Jefferson  
23 "Jay" Brown in support of the Stipulation that was  
24 filed in this proceeding on September 13, 2023.

25 EXAMINER WALSTRA: So marked.



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(EXHIBIT MARKED FOR IDENTIFICATION.)

MS. VAYSMAN: Thank you, your Honor.

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JEFFERSON "JAY" P. BROWN

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

DIRECT EXAMINATION

By Ms. Vaysman:

Q. Good morning, Mr. Brown.

A. Good morning.

Q. Would you please state your name,  
business address, and your position with the Company  
for the record?

A. My name is Jefferson "Jay" Brown. I am  
Director of Rates and Regulatory Planning for Duke  
Energy Ohio. My address is 139 East Fourth Street,  
Cincinnati, Ohio 45202.

Q. Thank you, Mr. Brown. And do you have in  
front of you what have just been marked as Duke  
Energy Ohio Exhibits 2 and 3?

A. I do.

Q. And could you please identify those  
exhibits?

A. This is my direct testimony in support of  
the Stipulation and the direct testimony in support

1 of the Application.

2 Q. Thank you, Mr. Brown. And do you have  
3 any changes or corrections to either of those  
4 testimonies?

5 A. I don't except for as the Stipulation  
6 modified anything that I said in my direct testimony  
7 for the Application.

8 Q. Thank you. And if you were asked those  
9 same questions today, would your answers be the same?

10 A. They would.

11 MS. VAYSMAN: Thank you.

12 Your Honor, the witness is available for  
13 cross-examination.

14 EXAMINER WALSTRA: Thank you.

15 Any cross-examination?

16 Hearing none, you're excused. Thank you.

17 MS. VAYSMAN: So, your Honor, if it's  
18 okay, at this time I would like to renew my shortly  
19 ago made motion for the exhibits to be moved into the  
20 record. To be admitted into the record, excuse me.

21 EXAMINER WALSTRA: That is to all four  
22 exhibits?

23 MS. VAYSMAN: Yes.

24 EXAMINER WALSTRA: Any objections to the  
25 admission of Duke Exhibits 1, 2, or 3 or Joint

1 Exhibit 1?

2 Hearing none, they will all be admitted.

3 (EXHIBITS ADMITTED INTO EVIDENCE.)

4 MS. VAYSMAN: Thank you, your Honor. We  
5 have no further witnesses.

6 EXAMINER WALSTRA: Thank you.

7 Anything from any other parties?

8 All right. Well, thank everyone for  
9 coming in this morning and we are adjourned.

10 (Thereupon, at 10:07 a.m., the hearing  
11 was adjourned.)

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CERTIFICATE

I do hereby certify that the foregoing is  
a true and correct transcript of the proceedings  
taken by me in this matter on Monday, October 2,  
2023, and carefully compared with my original  
stenographic notes.

\_\_\_\_\_  
Karen Sue Gibson, Registered  
Merit Reporter.

(KSG-7528)

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**This foregoing document was electronically filed with the Public Utilities  
Commission of Ohio Docketing Information System on**

**10/16/2023 10:34:00 AM**

**in**

**Case No(s). 19-1750-EL-UNC, 19-1751-GE-AAM**

Summary: Transcript October 2nd 2023 In the Matter of the Application of Duke Energy Ohio, Inc., for Authority to Adjust Its Rider PF. In the Matter of the Application of Duke Energy Ohio, Inc., for Approval to Change Accounting Methods. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Gibson, Karen Sue Mrs..