**BEFORE**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

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| In the Matter of the Application of Duke Energy Ohio, Inc. for Tariff Approval Regarding Customer Energy Usage Data. | :  :  : | Case No. 14-2209-EL-ATA |

**JOINT MOTION TO SUSPEND PROCEDURAL SCHEDULE**

**AND**

**REQUEST FOR EXPEDITED TREATMENT**

All of the Parties to this case respectfully request a suspension of the pro­cedural schedule until further notice by the Parties. The rea­sons for this motion are set forth more fully in the attached memorandum.

Respectfully submitted,

**Michael DeWine**

Ohio Attorney General

/s/ John H. Jones

**John H. Jones**

**Natalia Messenger**

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**On behalf of the Staff of**

**The Public Utilities Commission of Ohio**

**MEMORANDUM IN SUPPORT**

On March 18, 2016, the Attorney Examiner issued an Entry that set forth a pro­cedural schedule with the follow­ing deadlines: (a) April 15, 2016, for filing testimony on behalf of Duke; (b) April 25, 2016, for filing testimony on behalf of intervenors; and (c) May 4, 2016, for holding the evidentiary hearing.

The Parties continue to engage in productive settlement discussions in an effort to reach a settlement that resolves all of the issues in this case. The Parties agree that more time is necessary for the Parties to continue to build on their discussions and potentially reach a settlement. Accordingly, the Parties request a suspension of the procedural sched­ule until the Attorney Examiner is notified by the Parties on the status of their settlement discussions. If a settlement is not obtained, the Parties request a new and accelerated pro­cedural schedule.

Ohio Adm. Code 4901-1-12(C) allows a party to request that the Commission con­sider a motion on an expedited basis. Accordingly, the Parties respectfully request an expedited ruling that the procedural schedule be suspended as requested in this joint motion. In addition to Staff, the undersigned has received authorization from Duke and all of the intervening parties to sign and file this joint motion on their behalf. The Parties respectfully request that the Commission approve this joint motion to suspend the pro­cedural schedule until further notice by the Parties on the status of their settlement discus­sions.

Respectfully submitted,

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| **On behalf of Duke Energy Ohio, Inc.**:  /s/ Amy B. Spiller (per email authority)  **Amy B. Spiller**  **Elizabeth H. Watts**  Duke Energy Business Services, LLC  139 E. Fourth Street, 1303 Main  Cincinnati, Ohio 45202  [amy.spiller@duke-energy.com](mailto:amy.spiller@duke-energy.com)  [elizabeth.watts@duke-energy.com](mailto:elizabeth.watts@duke-energy.com)  **On behalf of the Ohio Partners for Affordable Energy**:  /s/ Colleen L. Mooney (per email authority)  **Colleen L. Mooney**  Ohio Partners for Affordable Energy  231 West Lima Street  P.O. Box 1793  Findlay, OH 45839-1793  [cmooney@ohiopartners.org](mailto:cmooney@ohiopartners.org)  **On behalf of Direct Energy**:  /s/ Mark A. White (per email authority)  **Mark A. Whitt**  **Andrew J. Campbell**  Whitt Sturtevant LLP  88 East Broad Street, Suite 1590  Columbus, OH 43215  [whitt@whitt-sturtevant.com](mailto:whitt@whitt-sturtevant.com)  [campbell@whitt-sturtevant.com](mailto:campbell@whitt-sturtevant.com)  **On behalf of Environmental Defense Fund**:  */s/ John Finnigan*(per email authority)  **John Finnigan**  Environmental Defense Fund 128 Winding Brook Lane  Terrace park, OH 45174  [jfinnigan@edf.org](mailto:jfinnigan@edf.org)  **On behalf of Retail Energy Partners**:  /s/ Michael J. Settineri (per email authority)  **Michael J. Settineri**  **Gretchen L. Petrucci**  Vorys Sater Seymour & Pease  52 East Gay Street  P.O. Box 1008  Columbus, OH 43216-1008  mjsettineri@vorys.com  [glpetrucci@vorys.com](mailto:glpetrucci@vorys.com) | **On behalf of the Staff of the Public Utilities Commission of Ohio**:  /s/ John H. Jones  **John H. Jones**  **Natalia Messenger**  Assistant Attorneys General  Public Utilities Section  180 East Broad Street, 6th floor  Columbus, OH 43215-3793  [john.jones@puc.state.oh.us](mailto:john.jones@puc.state.oh.us)  [natalia.messenger@puc.state.oh.us](mailto:natalia.messenger@puc.state.oh.us)  **On behalf of the Office of the Ohio Consumers’ Counsel**:  /s/ Jodi J. Bair(per email authority)  **Jodi J. Bair**  **Christopher Healey** Assistant Consumers’ Counsel  10 West Broad Street, 18th Floor  Columbus, OH 43215  [jodi.bair@occ.ohio.gov](mailto:jodi.bair@occ.ohio.gov)  [christopher.healey@occ.oh.gov](mailto:christopher.healey@occ.oh.gov)  **On behalf of Ohio Environmental Council**:  /s/ Trent Dougherty (per email authority)  **Trent Dougherty**  Ohio Environmental Council  1207 Grandview Avenue, Suite 201  Columbus, OH 43212  [trent@theoec.org](mailto:trent@theoec.org)  **On behalf of IGS Energy**:  /s/ Joseph E. Oliker (per email authority)  **Joseph E. Oliker**  **Matthew White**  IGS Energy 6100 Emerald Parkway  Dublin, OH 43016  [joliker@igsenergy.com](mailto:joliker@igsenergy.com)  [mswhite@igsenergy.com](mailto:mswhite@igsenergy.com) |

Dated: April 8, 2016