

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

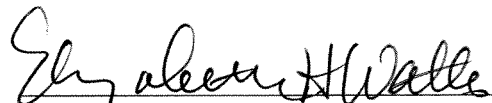
In the Matter of the Application of)	
Columbus Southern Power Company and)	
Ohio Power Company for Authority to)	Case No. 11-346-EL-SSO
Establish a Standard Service Offer)	Case No. 11-348-EL-SSO
Pursuant to §4928.143, Ohio Rev. Code,)	
in the Form of an Electric Security Plan.)	
In the Matter of the Application of)	
Columbus Southern Power Company and)	Case No. 11-349-EL-AAM
Ohio Power Company for Approval of)	Case No. 11-350-EL-AAM
Certain Accounting Authority.)	
In the Matter of the Commission Review)	
Of the Capacity Charges of Ohio Power)	Case No. 10-2929-EL-UNC
Company and Columbus Southern Power)	
Company.)	

**DUKE ENERGY OHIO, INC.'S MOTION TO FILE
MEMORANDUM CONTRA INSTANTER**

Now comes Duke Energy Ohio, Inc., and hereby respectfully moves for leave to file its Memorandum Contra Motion to Consolidate of Ohio Power Company, Instanter.

Reasons for this motion are set forth more fully below.

Respectfully submitted,



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MEMORANDUM IN SUPPORT

Duke Energy Ohio, Inc., (Duke Energy Ohio) has been a party to this proceeding since the Commission granted such status on April 26, 2012. Although Duke Energy Ohio has participated in the hearing, it has not submitted any pleadings or briefs prior to this current Motion. As a result, Duke Energy Ohio mistakenly relied upon an outdated directive with respect the required timing for memoranda contra, issued on July 8, 2011, requiring such filings within five business days. Duke Energy Ohio is now aware of the Attorney Examiners' more recent directive, issued on April 2, 2012, wherein parties were advised to file all memoranda contra within five calendar days. Duke Energy Ohio respectfully states that good cause exists for the Commission to consider this Memorandum Contra Motion to Consolidate of Ohio Power Company Instanter as timely filed.

Permitting the late filing of this Memorandum will not prejudice any of the Parties to this proceeding or cause undue delay. Accordingly, Duke Energy Ohio respectfully submits that the Commission should grant its Motion to File Memorandum Contra Instanter.

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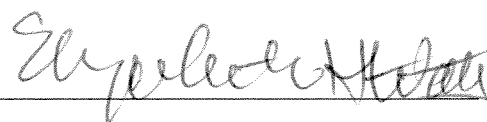
Respectfully submitted,

A handwritten signature in cursive script, reading "Elizabeth H. Watts". The signature is written in black ink and is positioned above a horizontal line.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Duke Energy Ohio's Motion to File Memorandum Contra Instanter has been served, via electronic service, to the parties of Record in Case No. 10-2929-EL-UNC and 11-346-EL-SSO *et al.* this 18th day of September, 2012.



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