**BEFORE**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

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| In the Matter of the Application of Duke Energy Ohio, Inc. for Approval to Implement a Capital Expenditure Program. | : : : : | Case No. 13-2417-GA-UNC |
| In the Matter of the Application of Duke Energy Ohio, Inc. for Approval to Change Accounting Methods. | : : : : | Case No. 13-2418-GA-AAM |

**MOTION FOR LEAVE TO FILE SUR-REPLY COMMENTS**

**SUBMITTED ON BEHALF OF THE STAFF OF**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

The Staff of the Public Utilities Commission of Ohio (Staff) respectfully moves for leave to file sur-reply comments in the above-mentioned case. Staff makes this motion to more fully develop the case record. Further support for this motion is set forth in the attached memorandum.

Respectfully submitted,

**Michael DeWine**

Ohio Attorney General

**William L. Wright**

Section Chief

/s/ Katie L. Johnson

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**Counsel for the Staff of the Public Utilities Commission of Ohio**

**MEMORANDUM IN SUPPORT**

On December 20, 2013, Duke Energy Ohio, Inc. filed an application for authority to implement an information technology capital expenditure program and to change accounting methods. On May 2, 2014, the Staff filed comments in this case. Duke Energy Ohio, Inc. then filed comments on May 16, 2014. The Staff respectfully moves for leave to file sur-reply comments in the case.

The Commission accepted and considered sur-reply comments in all of the initial capital expenditure cases filed by other utilities.[[1]](#footnote-1) Additionally, sur-reply comments will allow the Staff to incorporate information into the record regarding arguments that Duke presented solely in its reply comments. This will allow the record to be more fully devel­oped. Therefore, the Staff requests that the Commission allow it to file sur-reply com­ments in this case.

Respectfully submitted,

**Michael DeWine**

Ohio Attorney General

**William L. Wright**

Section Chief

/s/ Katie L. Johnson

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1. *In the Matter of the Application of Columbia Gas of Ohio, Inc. for Approval of a Capital Expenditure Program and for Approval to Change Accounting Methods*, Case No. 11-5351-GA-UNC (Finding and Order at 2) (Aug. 29, 2012); *In the Matter of the Application of The East Ohio Gas Company d/b/a Dominion East Ohio to Implement a Capital Expenditure Program and for Authority to Change Accounting Methods*, Case No. 11-6024-GA-UNC, *et al.* (Finding and Order at 2) (Dec. 12, 2012); *In the Matter of the Application of Vectren Energy Delivery of Ohio to Implement a Capital Expenditure Program and for Authority to Change Accounting Methods*, Case No. 12-530-GA-UNC, *et al*. (Finding and Order at 2) (Dec. 12, 2012 ). [↑](#footnote-ref-1)