**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 STATUS REPORT[[1]](#footnote-1)**

Pursuant to a Public Utilities Commission of Ohio (Commission) entry,[[2]](#footnote-2) Duke Energy Ohio filed an application on December 16, 2014, seeking tariff amendments in order to address the terms, conditions, and charges associated with providing customer energy usage data. Thereafter, the Commission issued an order setting the matter for hearing and further identifying the issues to be addressed at hearing.[[3]](#footnote-3) Subsequent thereto, the parties have engaged in several settlement conferences, exploring resolution of the Company’s application and associated issues. The procedural schedule was adjusted accordingly to enable such discussions and, on April 13, 2016, the hearing date was suspended. In the April 13, 2016 entry, the attorney examiner directed the parties to file a status report by May 26, 2016, informing the Commission on the progress of the set­tle­ment discussions if a resolution had not been reached.[[4]](#footnote-4) On May 26, 2016, the parties filed a joint status report informing the attorney examiner that the parties were still exploring a resolution of all the issues. In addition, the parties proposed July 1, 2016, to report back to the attorney examiner on whether settlement was achieved or a procedural schedule was necessary.

At this time, settlement negotiations have stalled and therefore the parties agree that the appropriate next step is for the Attorney Examiner to set a new procedural schedule for this matter.

Respectfully submitted,

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| On behalf of **Duke Energy Ohio**, Inc.:  /s/ Amy B. Spiller *(per email authorization)*  **Amy B. Spiller**  **Elizabeth H. Watts**  Duke Energy Business Services, LLC  139 East Fourth Street  1303-Main  Cincinnati, OH 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 **IGS Energy, Inc.**:  /s/ Joseph E. Oliker*(per email authorization)*  **Joseph E. Oliker**  IGS Energy, Inc.  6100 Emerald Parkway  Dublin, OH 43016  [joliker@igsenergy.com](mailto:joliker@igsenergy.com)  On behalf of **Environmental Defense Fund**:  /s/ John Finnigan *(per email authorization)*  **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 Supply Association**:  /s/ Gretchen L. Petrucci  *(per email authorization)*  **Michael J. Settineri**  **Gretchen L. Petrucci**  Vorys, Sater, Seymour and Pease, LLP  52 East Gay Street, P.O. Box 1008  Columbus, OH 43216  [mjsettineri@vorys.com](mailto: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 V. Messenger**  Assistant Attorneys General Public Utilities Section  30 East Broad Street, 16th Floor  Columbus, OH 43215-3491  [john.jones@ohioattorneygeneral.gov](mailto:john.jones@ohioattorneygeneral.gov)  [natalia.messenger@ohioattorneygeneral.gov](mailto:natalia.messenger@ohioattorneygeneral.gov)  On behalf of the **Ohio Partners for Affordable Energy**:  /s/ Colleen L. Mooney *(per email authorization)*  **Colleen L. Mooney**  Ohio Partners for Affordable Energy  231 West Lima Street  Findlay, OH 45839  [cmooney@ohiopartners.org](mailto:cmooney@ohiopartners.org)  On behalf of **Direct Energy Services, LLC**, and **Direct Energy Business, LLC**:  /s/ Mark A. Whitt *(per email authorization)*  **Mark A. Whitt**  **Andrew J. Campbell**  Whitt Sturtevant, LLP  88 East Broad Street, Suite 1590  Columbus, OH 43215  [whit@whitt-sturtevant.com](mailto:whit@whitt-sturtevant.com)  [campbell@whitt-sturtevant.com](mailto:campbell@whitt-sturtevant.com) |

1. The Office of the Ohio Consumers’ Counsel does not join in this Joint Status Report. [↑](#footnote-ref-1)
2. *In the Matter of the Commission’s Investigation of Ohio’s Retail Electric Service Market*, Case No. 12-3151-EL-COI (*In re 12-3151*) (Entry on Rehearing at 19) (May 21, 2014). [↑](#footnote-ref-2)
3. *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 (*In re 14-2209*) (Entry at 5) (Dec. 16, 2015). [↑](#footnote-ref-3)
4. *In re 14-2209* (Entry at 2) (Apr. 13, 2016). [↑](#footnote-ref-4)