

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of)
Duke Energy Ohio, Inc., for Approval)
of Bill Format Changes.) Case No. 19-1593-GE-UNC

**DUKE ENERGY OHIO, INC.’S MOTION FOR LEAVE TO FILE
MEMORANDUM CONTRA MOTION TO COMPEL, INSTANTER**

Now comes Duke Energy Ohio, Inc., (Duke Energy Ohio), and hereby respectfully moves the Public Utilities Commission of Ohio (Commission) for leave to file the Memorandum Contra to the Motion to Intervene filed in the case, Instanter.

The Office of the Ohio Consumers’ Counsel (OCC) filed a Motion to Intervene and Motion to Suspend Automatic Approval on September 16, 2019. Duke Energy Ohio’s Memo Contra was therefore due to be filed on October 1, 2019. Due to inadvertent error, Duke Energy Ohio is filing its memorandum contra on October 2, 2019, concurrently with this motion.

A memorandum in support is attached.

Respectfully submitted,
DUKE ENERGY OHIO, INC.

/s/ Elizabeth H. Watts
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MEMORANDUM IN SUPPORT

On September 16, 2019, OCC filed a Motion to Intervene and Motion to Suspend Automatic Approval. Pursuant to O.A.C. 4901-1-12(B)(1), Duke Energy Ohio's memo contra was due to be filed within fifteen days after service of the motion; October 1, 2019. Due to employee issues, scheduling, and inadvertent error, Duke Energy Ohio failed to file its Memo Contra on October 1, 2019.

Duke Energy Ohio respectfully submits that good cause exists for this Commission to consider its memorandum contra motion to compel protective order, filed concurrently herewith on October 2, 2019, as filed timely and allow the memorandum contra to be considered in the disposition of this case. Permitting the late filing of the memorandum contra will not prejudice Parties or cause any undue delay.

Accordingly, the Commission should grant Duke Energy Ohio's Motion for Leave to File Memorandum Contra Motion to Intervene and Motion to Suspend Automatic Approval, Instante.

Respectfully submitted,
DUKE ENERGY OHIO, INC.

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via electronic delivery this 2nd day of October, 2019 to the following:

/s/ Elizabeth H. Watts
Elizabeth H. Watts

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