BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

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| In the Matter of the Application of  The Dayton Power and Light Company for Approval of Its Market Rate Offer  In the Matter of the Application of  The Dayton Power and Light Company for Approval of Revised Tariffs  In the Matter of the Application of  The Dayton Power and Light Company for Approval of Certain Accounting Authority  In the Matter of the Application of  The Dayton Power and Light Company for the Waiver of Certain Commission Rules  In the Matter of the Application of  The Dayton Power and Light Company  to Establish Tariff Riders | :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  :  : | Case No. 12-426-EL-SSO    Case No. 12-427-EL-ATA  Case No. 12-428-EL-AAM  Case No. 12-429-EL-WVR  Case No. 12-672-EL-RDR |
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The Joint Memoranda Contra Dayton Power and Light Company's ("DP&L") Proposed Procedural Schedule ("Joint Memorandum") asks the Commission to reject DP&L's proposed schedule and adopt their own proposed schedule for the new ESP application that DP&L filed on October 5, 2012.

Throughout the course of the ESP application and the (now) withdrawn MRO application, DP&L has acted to respect Intervenors' due process rights. Although DP&L's proposed schedule provides Intervenors with appropriate time to prepare for hearing, DP&L suggests that counsel for the parties meet before the November 9, 2012 prehearing conference to prepare a proposed schedule that is agreeable to a majority of the parties and can be presented to the Attorney Examiners. For example, Intervenors propose a hearing date of February 26, 2013;[[1]](#footnote-2) however, outside counsel for DP&L has a jury trial in federal court that conflicts with this proposed hearing date. Given the inherent difficulty in reconciling scheduling conflicts, DP&L believes that a face-to-face meeting is the most efficient approach to establishing a procedural schedule for DP&L's new ESP application.

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|  | Respectfully submitted,  s/ Judi L. Sobecki  Judi L. Sobecki (0067186)  THE DAYTON POWER AND   LIGHT COMPANY  1065 Woodman Drive  Dayton, OH 45432  Telephone: (937) 259-7171  Telecopier: (937) 259-7178  Email: judi.sobecki@dplinc.com  s/ Charles J. Faruki  Charles J. Faruki (0010417)  (Counsel of Record)  Jeffrey S. Sharkey (0067892)  FARUKI IRELAND & COX P.L.L.  500 Courthouse Plaza, S.W.  10 North Ludlow Street  Dayton, OH 45402  Telephone: (937) 227-3705  Telecopier: (937) 227-3717  Email: cfaruki@ficlaw.com  Attorneys for The Dayton Power and  Light Company |

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Reply Memorandum of The Dayton Power And Light Company to Joint Memorandum Contra Dayton Power and Light Company's Proposed Procedural Schedule has been served via electronic mail upon the following counsel of record, this 24th day of October, 2012.

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1. Joint Memorandum, p. 5. [↑](#footnote-ref-2)