

**BEFORE**

**THE OHIO POWER SITING BOARD**

In the Matter of the Application of Duke )  
Energy Ohio, Inc., for a Certificate of )  
Environmental Compatibility and Public ) Case No. 16-253-GA-BTX  
Need for the C314V Central Corridor )  
Pipeline Extension Project. )

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**MOTION FOR SUSPENSION OF PROCEDURAL SCHEDULE  
BY  
DUKE ENERGY OHIO, INC.  
AND  
REQUEST FOR EXPEDITED TREATMENT**

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Now comes Duke Energy Ohio, Inc., (Duke Energy Ohio or the Company) and moves for a temporary suspension of the procedural schedule, as set forth by the Administrative Law Judges.

For the reasons more fully set forth in the attached memorandum in support, Duke Energy Ohio respectfully requests that the Ohio Power Siting Board (Board) grant this motion on an expedited basis, pursuant to O.A.C. Rule 4906-2-27(C).

Respectfully submitted,

DUKE ENERGY OHIO, INC.

/s/ Jeanne W. Kingery

Amy B. Spiller (0047277)

Deputy General Counsel

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## MEMORANDUM IN SUPPORT

On June 21, 2017, the Administrative Law Judges issued an entry, establishing dates by which testimony is required to be filed and the date for commencement of the adjudicatory hearing. Duke Energy Ohio moves for a suspension of that schedule, which suspension would delay, until further notice, the filing of testimony by any party, as well as the commencement of the adjudicatory hearing.

As Duke Energy Ohio has continued to meet with property owners and municipalities in respect of alignment-related issues, it has become aware of additional details and information concerning site-specific matters. Further, it has been informed of potential concerns with engaging in construction activities in the vicinity of property on which environmental remediation has occurred. Some of this information warrants further examination and, potentially, contribution from entities not otherwise participating in this proceeding. Duke Energy Ohio presently anticipates that the additional investigation may take some time, but, as a prudent operator, believes that the responsible approach is to delay the procedural schedule while working through these issues and performing any inquiry that may be needed, together with input from affected communities and property owners. In addition, the Company believes it important to continue discussions with communities along the route. The delay being sought herein will result in a better outcome for all involved.

Therefore, Duke Energy Ohio respectfully requests that the Administrative Law Judges issue an entry suspending the current procedural schedule. Duke Energy Ohio waives the timing requirement set forth in R.C. 4906.07. The Company respectfully requests an expedited ruling on this motion, pursuant to the provisions of O.A.C. Rule 4906-2-27. The Company has

contacted all of the parties in the proceeding. Other than one attorney who was not reachable, counsel for all parties indicated that they did not object to the suspension described herein.

Respectfully submitted,

DUKE ENERGY OHIO, INC.

/s/ Jeanne W. Kingery  
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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing *Motion for Suspension of Procedural Schedule by Duke Energy Ohio, Inc., and Request for Expedited Treatment* was delivered by U.S. mail (postage prepaid), personal, or electronic mail, on this 23<sup>rd</sup> day of August, 2017, to the parties listed below.

/s/ Jeanne W. Kingery  
Jeanne W. Kingery

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