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John J. Finnigan, Jr.  
Associate General Counsel

PUCO

VIA OVERNIGHT MAIL

August 17, 2006

Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, Ohio 43215-3793

Attention:

Ms. Renee J. Jenkins  
Secretary to the Commission

Re: In the Matter of the Application of Duke Energy Ohio, Inc. for an Increase in Gas Rates, Case No. 07-589-GA-AIR

In the Matter of the Application of Duke Energy Ohio, Inc. for Approval of an Alternative Rate Plan for its Gas Distribution Service, Case No. 07-590-GA-ALT

In the Matter of the Application of Duke Energy Ohio, Inc. for Approval to Change Accounting Methods, Case No. 07-591-GA-AAM


Dear Ms. Jenkins:

On July 18, 2007, I filed a motion in the above-referenced matters on behalf of Duke Energy Ohio, Inc. ("DE-Ohio"). The motion is styled: Motion of Duke Energy Ohio, Inc. for Waiver of OAC 4901:1-19-05(C)(2)(g) and (h).

In the motion, I inadvertently requested a waiver from OAC 4901:1-19-05(C)(2)(g) and (h). I had actually intended to request a waiver from OAC 4901:1-19-05(C)(2)(h) and (i). By this letter, DE-Ohio withdraws its request for a waiver from OAC 4901:1-19-05(C)(2)(g) and (h), and instead requests a waiver from OAC 4901:1-19-05(C)(2)(h) and (i). The grounds supporting this waiver request remain the same, and are explained in the memorandum accompanying the motion.

Thank you for your consideration in this matter.

Sincerely,

  
John J. Finnigan, Jr.

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JJF/bjl

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