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February 27, 2008

## Via Courier

Ms. Renee Jenkins

Chief, Docketing Division

Public Utilities Commission of Ohio

180 E. Broad Street, 13<sup>th</sup> Floor

Columbus, Ohio 43215

Subject: Case Nos. 07-184-EL-ATA  
07-647-EL-UNC  
05-1500-EL-COI  
89-6002-EL-TRF

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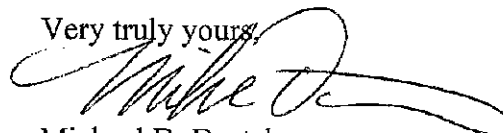
Dear Ms. Jenkins:

Consistent with the Commission's March 28, 2007 Finding and Order in Case no. 05-1500-EL-COI, Duke Energy Ohio submits an original and eighteen copies of Duke Energy Ohio's Rider BPS, Market Price Backup Power Service Rider

Please open a new ATA docket, assign a case number to that docket, and accept the original and fourteen copies of this filing within that docket. Also, please file one copy of this filing in case no. 07-647, one copy in case no. 05-1500, and one copy in case no. 89-6002.

Finally, I would appreciate the return of a time stamped via the individual who delivers the same to you. As always, please call me if you have any questions concerning this filing. Thank you.

Very truly yours,



Michael D. Dortch

Enclosures

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician AM Date Processed 2/28/08

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Filed pursuant to an Order dated January 16, 2008 in Case No. 07-97-EL-UNC before the Public Utilities Commission  
Of Ohio

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**RIDER BPS – MARKET PRICE  
BACKUP POWER SERVICE**

**APPLICABILITY**

Applicable to any general service customer having generation equipment capable of supplying all or a portion of its power requirements for other than emergency purposes and who requires backup power. Power requirements for Backup Power Service under this tariff shall be provided by the Company.

**TYPE OF SERVICE**

Service will be rendered in accordance with the specifications of the Company's applicable distribution voltage service or transmission voltage service tariff schedules.

**NET MONTHLY BILL**

The provisions of the applicable distribution service or transmission service tariff schedule and all applicable riders shall apply to Backup Power Service. The monthly Administrative Charge as shown shall apply to Backup Power Service.

1. Administrative Charge  
The Administrative Charge shall be \$75 plus the appropriate Customer Charge.
2. Monthly Transmission Cost Recovery Reservation Charge
  - a. Rate DS – Secondary Distribution Service Per Rider TCR
  - b. Rate DP – Primary Distribution Service Per Rider TCR
  - c. Rate TS – Transmission Service Per Rider TCR

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### NET MONTHLY BILL (Contd.)

#### 3. Backup Power Service

##### Requirements –

The customer shall contract with the Company for the level of demand required for Backup Power Service. The contracted level of Backup Power Service shall be the lesser of: 1) the transmission and/or distribution capacity required to serve the contracted load; or, 2) the demonstrated capacity of the customer's generating unit(s) for which Backup Power Service is required. The customer shall notify the Company by telephone within one-hour of the beginning and end of the outage. Within 48 hours of the end of the outage, the customer shall supply written notice to the Company of the dates and times of the outage with verification that the outage had occurred.

##### Billing –

All power supplied under Rider BPS – Market Price shall be billed monthly based on the following calculation:

$$\text{Rider BPS-Market Price Bill} = AC + \sum_{t=1}^n \{ (MLMP_t \times LAF \times ACL_t) \}$$

Where:

AC	= Administrative Charge
MLMP <sub>t</sub>	= MISO LMP for hour t
LAF	= Loss Adjustment Factor
	= 1.0530 for Rate TS
	= 1.0800 for Rate DP
	= 1.1100 for Rate DS
ACL <sub>t</sub>	= Actual Customer Load for hour t
n	= total number of hours Rider BPS – Market Price service is provided
t	= an hour billed under Rider BPS – Market Price

### METERING

Recording meters, as specified by the Company, shall be installed where necessary, at the customer's expense. All metering equipment shall remain the property of the Company.

### DEFINITIONS

Backup Power Service – a contracted service which provides distribution and/or transmission capacity as well as the energy requirements, which requirements are provided by the Company, for use by the customer to replace energy generated by the customer's own generation during an unscheduled outage on the part of the customer's own generation.

### TERMS AND CONDITIONS

The term of contract shall be for a minimum of one (1) year.

The customer shall be required to enter into a written Service Agreement with the Company which shall specify notification procedures, scheduling, operational requirements, the amount of deviation from the contract demand to provide for unavoidable generation fluctuations resulting from normal mechanical factors and variations outside the control of the customer, level of demand and energy required.

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**TERMS AND CONDITIONS (Contd.)**

The customer is required to adhere to the Company's requirements and procedures for interconnection as set forth in the Company's publication, "Guideline Technical Requirements for Customer Generation" which is provided to customers requesting service under this rider.

The cost of any additional facilities associated with providing service under the provisions of this rider shall be borne by the customer.

Changes in contracted demand levels may be requested by the customer once each year at the contract anniversary date. This request shall be made at least thirty (30) days in advance of the contract anniversary date.

The Company may enter into special agreements with customers which may deviate from the provisions of this rider. Such agreements shall address those significant characteristics of service and cost which would influence the need for such an agreement.

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio, and to the Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio.

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