

these issues, the examiner will only grant a continuance of 14 days. Therefore, the schedule for the proceedings shall now be as follows:

- (a) Testimony on behalf of intervenors should be filed by October 31, 2008.
 - (b) Discovery requests, except for notices of deposition, should be served by November 3, 2008.
 - (c) Testimony on behalf of the Commission staff should be filed by November 7, 2008.
 - (d) A procedural conference shall be scheduled for November 10, 2008, at 10:00 a.m., at the office of the Commission, in Hearing Room 11-C, 180 East Broad Street, Columbus, Ohio.
 - (e) The evidentiary hearing shall commence on November 17, 2008, at 10:00 a.m., at the office of the Commission, Hearing Room 11-C, 180 East Broad Street, Columbus, Ohio.
- (6) Local hearings will be scheduled, and publication of notice required, by subsequent examiner entry.
 - (7) It has come to the attention of the examiner that various pleadings in these proceedings have been submitted to the Commission's docketing division in electronic format. Rule 4901-1-02, Ohio Administrative Code, only allows for the filing of hard copies of pleadings or, under specified circumstances, by facsimile filings followed by hard copies. Electronic filing has been specifically authorized by Commission entry in limited situations. Electronic filing has not been authorized in these proceedings. Therefore, such filings do not comply with the Commission's rules and should not have been accepted. However, in order to avoid any inequitable effect of this error on any party, the examiner will allow parties who have filed pleadings electronically to refile those same pleadings pursuant to the standard rules. If a party refiles such a document by no later than September 12, 2008, then such document will be deemed to have been received on the date when the electronic copy was initially accepted by the docketing division.

- (8) All parties are reminded that 20 copies of all pleadings should be filed with the docketing division. The parties are encouraged to arrange for electronic service among themselves. If electronic service is agreed to, the parties are also directed to provide electronic copies to the examiners.

It is, therefore,

ORDERED, That the evidentiary hearing in these proceedings be continued until November 17, 2008, and that the procedural schedule be extended as set forth in finding (5). It is, further,

ORDERED, That the parties comply with the filing and service requirements set forth in findings (7) and (8). It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

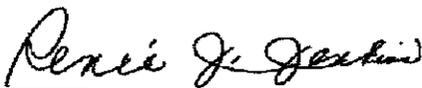


By: Greta See
Attorney Examiner

JG /vrm

Entered in the Journal

SEP 05 2008



Renee J. Jenkins
Secretary