

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)
Energy Ohio, Inc., for an Increase in) Case No. 08-709-EL -AIR
Electric Rates.)

In the Matter of the Application of Duke)
Energy Ohio, Inc., for Tariff Approval.) Case No. 08-710-EL-ATA

In the Matter of the Application of Duke)
Energy Ohio, Inc., for Approval to) Case No. 08-711-EL-AAM
Change Accounting Methods.)

In the Matter of the Application of the)
Cincinnati Gas & Electric Company for) Case No. 06-718-EL-ATA
Approval of its Rider BDP, Backup)
Delivery Point.)

ENTRY

The attorney examiner finds:

- (1) Duke Energy Ohio, Inc. (Duke), formerly known as the Cincinnati Gas & Electric Company, is an electric light company as defined in Section 4905.03(A)(4), Revised Code, and a public utility as defined in Section 4905.02, Revised Code. As such, Duke is subject to the jurisdiction of the Commission.
- (2) On May 19, 2006, Duke filed an application, in Case No. 06-718-EL-ATA (rider case), for approval of its proposed Rider BDP which would authorize a tariff for its Backup Delivery Point Capacity Rider.
- (3) On July 25, 2008, Duke filed an application, in Case Nos. 08-709-EL-AIR, 08-710-EL-ATA, and 08-711-EL-AAM (collectively, rate cases) for approval of an increase in electric rates and related applications for tariff approval and approval of a change in accounting methods.
- (4) On July 25, 2008, Duke filed a motion to consolidate the rider case into the rate cases. Duke affirms that no party would be prejudiced by this action and suggests that consolidation would allow interested parties to review the filing and provide

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comments or testimony on the proposed BDP tariff in the context of a full distribution rate case. No memoranda contra were filed.

- (5) The examiner finds that consolidation of the rider and rate cases would be reasonable, in the interests of efficiency and the elimination of redundancy. The motion will, therefore, be granted.

It is, therefore,

ORDERED, That the motion for consolidation, filed by Duke Energy Ohio, Inc., be granted. It is, further,

ORDERED, That Case No. 06-718-EL-ATA be consolidated with Case Nos. 08-709-EL-AIR, 08-710-EL-ATA, and 08-711-EL-AAM. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Jeanne W. Kingery
Attorney Examiner

JLJ;geb

Entered in the Journal

SEP 12 2008



Renee J. Jenkins
Secretary