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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO  
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In the Matter of the Application of	)	
The Dayton Power and Light Company for	)	
Approval of Its Electric Security Plan	)	Case Nos. 08-1094-EL-SSO
	)	
In the Matter of the Application of	)	
The Dayton Power and Light Company for	)	
Approval of Revised Tariffs	)	Case Nos. 08-1095-EL-ATA
	)	
In the Matter of the Application of	)	
The Dayton Power and Light Company for	)	
Approval of Certain Accounting Authority	)	Case Nos. 08-1096-EL-AAM
Pursuant to Ohio Rev. Code § 4905.13	)	
	)	
In the Matter of the Application of	)	
The Dayton Power and Light Company for	)	Case Nos. 08-1097-EL-UNC
Approval of Its Amended Corporate	)	
Separation Plan	)	
	)	
	)	

**MOTION OF HONDA OF AMERICA MFG., INC.,  
FOR LEAVE TO INTERVENE**

Now comes Honda of America Mfg., Inc. ("Honda"), and respectfully moves the Commission for leave to intervene in this matter pursuant to Section 4903.221 of the Ohio Revised Code and Rule 4901-1-11 of the Ohio Administrative Code. Honda has a real, direct and substantial interest in the applications filed by Dayton Power and Light Company ("DP&L"), and is so situated that the disposition of this proceeding may impair or impede Honda's ability to protect that interest. Moreover, Honda's interest in this proceeding is not adequately represented by any existing party and granting this motion to intervene will not unduly delay this proceeding or unjustly prejudice any party.

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The attached memorandum sets forth the reasons supporting this motion.

Respectfully Submitted,



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## **MEMORANDUM IN SUPPORT**

### **I. Introduction**

In the instant matter, DP&L filed an application (the "Application"), pursuant to Sections 4928.141 and 4928.143, Revised Code for approval of its Electric Security Plan ("ESP"). Pursuant to Section 4928.143(D), Revised Code, DP&L's ESP maintains DP&L's existing Rate Stabilization Plan ("RSP") through December 2010, but seeks to add a fuel adjustment clause. Further, in accordance with Section 4928.64, Revised Code DP&L is proposing use of renewable energy resources and funding for such energy. Finally, in accordance with Section 4928.66, Revised Code DP&L is proposing programs to reduce both peak demand and energy consumption within its service area.

Honda is a large industrial customer of DP&L and as such will be directly affected by the customer conservation and energy management programs, fuel deferrals and demand response programs requested in the matter at bar. Accordingly, Honda moves the Commission for leave to intervene in this proceeding.

### **II. Intervention**

Honda has a real and substantial interest in this proceeding and should be granted leave to intervene in order to protect its interests as an active and significant consumer of electric services from DP&L. Rule 4901-1-11(A) states:

Upon timely motion, any person shall be permitted to intervene in a proceeding upon a showing that:

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The person has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may, as a practical matter, impair or impede his or her ability to protect that interest, unless the person's interest is adequately represented by existing parties.

Among the factors to be considered are the nature of the intervenor's interests, the extent to which those interests are represented by existing parties, the intervenor's potential contribution to a just and expeditious resolution of the issues involved, and whether intervention would result in an undue delay of the proceeding or unjustly prejudice an existing party. *Id.* At (B). See also R.C. 4903.221(B). A review of these factors compels Honda's intervention here.

As a large industrial customer on the DP&L system, Honda has a real and substantial interest in the ESP of DP&L. Honda may be directly affected by the proposed riders and deferrals requested by DP&L. Honda is also eligible pursuant to Section 4928.66, Revised Code as a mercantile customer to pursue its own conservation and demand reduction program and integrate those programs in the Customer Conservation and Energy Management program suggested by DP&L.

Honda submits that its participation in this proceeding, with the experience and expertise that it brings, will contribute to a just and expeditious resolution of the issues raised by the Application. Honda brings this intervention within the time period provided for by the Attorney Examiner's Entry of November 26, 2008.

Finally, Honda submits that its intervention will not unduly delay the proceeding or unjustly prejudice an existing party. Without the ability to participate, however, Honda's interest in these proceedings will not be adequately protected by the existing parties.

III. Conclusion

For the reasons stated above, Honda respectfully requests that its Motion for Leave to Intervene be granted.

Respectfully Submitted,



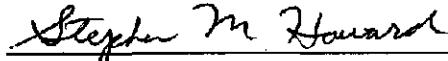
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## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing document was served this 10<sup>th</sup> day of December, 2008 by electronic mail or by regular U.S. mail, postage prepaid, upon the persons listed below.

  
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