

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In The Matter of the Regulation :
of the Purchased Gas Adjustment :
Clauses contained Within the Rate: Case No.
Schedules of Duke Energy Ohio : 08-218-GA-GCR
and Related Matters. :

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PROCEEDINGS

Before Chris Pirik, Attorney Examiner, held at
the offices of the Public Utilities Commission
of Ohio, 180 East Broad Street, Hearing Room
11-G, Columbus, Ohio, on Monday, May 18, 2009,
at 10:00 A.M.

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1 APPEARANCES:

2 Ms. Elizabeth H. Watts
3 Assistant General Counsel
4 Duke Energy Shared Services, Inc.
5 155 East Broad Street, 21st Floor
6 Columbus, Ohio 43215

7 On behalf of Duke Energy Ohio.

8 Ms. Ann M. Hotz
9 Assistant Consumers' Counsel
10 10 West Broad Street, Suite 1800
11 Columbus, Ohio 43215-3485

12 On behalf of the Residential
13 Ratepayers of Duke Energy Ohio.

14 Mr. Werner L. Margard
15 Assistant Attorney General
16 180 East Broad Street
17 Columbus, Ohio 43215

18 On behalf of the Staff of the Public
19 Utilities Commission of Ohio.

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INDEX TO EXHIBITS

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Commissioned Ordered Exhibits

IDENTIFIED

1 Audit Report

4

JOINT EXHIBITS

1 Stipulation and Recommendation

5

2 Amended Stipulation and Recommendation

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DUKE ENERGY OHIO EXHIBITS

1 Proof of Publication

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2 Testimony of Lisa
Steinkuhl

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1 Monday Morning Session,

2 May 18, 2009.

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4 ATTORNEY EXAMINER: This is a
5 called and continued for case No. 08-218-GA-GCR
6 in The Matter of the Regulation of the Purchased
7 Gas Adjustment Clauses Contained Within the Rate
8 Schedules of Duke Energy Ohio and Related
9 Matters.

10 At this time I will call upon Mr.
11 Margard.

12 MR. MARGARD: Thank you, Your Honor.
13 And for purposes of the record in this case
14 the Staff would respectfully request that the
15 financial audit report conducted by DeLoitte &
16 Touche and filed in this docket on October 9th
17 of 2008 be marked for purposes of identification
18 and admitted into the record as Commission
19 Ordered Exhibit No. 1.

20 ATTORNEY EXAMINER: The document
21 will be so marked.

22 (EXHIBIT MARKED FOR THE PURPOSE OF
23 IDENTIFICATION)

24 MR. MARGARD: Your Honor, we would
25 further respectfully request that the

1 stipulations filed in this case also be marked
2 and introduced into evidence in this record.
3 There was a stipulation and recommendation filed
4 as Joint Exhibit No. 1 on January 28th of 2009
5 and I would request that be marked as Joint
6 Exhibit No. 1.

7 In addition an amended stipulation
8 and recommendation clarifying that OCC is not
9 party to this stipulation was filed in this case
10 on February 10th, 2009, and I would respectfully
11 request that that document be marked as Joint
12 Exhibit 1 A.

13 And I would further request that
14 both of those exhibits be introduced as evidence
15 in the record.

16 ATTORNEY EXAMINER: The documents
17 will be so marked.

18 (EXHIBITS MARKED FOR PURPOSES OF
19 IDENTIFICATION)

20 MR. MARGARD: I have nothing
21 further, Your Honor.

22 ATTORNEY EXAMINER: I think we will
23 get all the exhibits marked first.

24 MS. WATTS: Your Honor, on behalf of
25 Duke Energy Ohio I would ask that Duke Energy's

1 proof of publications in this matter be marked
2 as Duke Energy Exhibit 1. And we would ask that
3 that be admitted into the record.

4 And then we would ask to mark
5 the testimony of Lisa Steinkuhl as Duke Energy
6 Exhibit 2 and accept that into the record as
7 well.

8 ATTORNEY EXAMINER: Those documents
9 will be so marked.

10 (EXHIBITS MARKED FOR THE PURPOSE OF
11 IDENTIFICATION)

12 ATTORNEY EXAMINER: Are there any
13 objections to these five exhibits being admitted
14 to the record?

15 MR. MARGARD: None, Your Honor.

16 MS. HOTZ: None, Your Honor.

17 ATTORNEY EXAMINER: Hearing none
18 they will be admitted into the record.

19 (EXHIBITS ADMITTED INTO EVIDENCE)

20 ATTORNEY EXAMINER: I believe that
21 is all that we needed to do at this hearing.

22 MS. HOTZ: OCC wants to note that it
23 does not oppose the stipulation.

24 ATTORNEY EXAMINER: Thank you. If
25 there is nothing else to come before us this

1 matter will be submitted on the record for the
2 Commission's consideration.

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4 (At 10:30 A.M. the hearing was
5 concluded)

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9 CERTIFICATE

10 I do hereby certify that the foregoing
11 is a true and correct transcript of the
12 proceedings taken by me in this matter on May
13 18, 2009, and carefully compared with my
14 original stenographic notes.

15 _____s/Michael O. Spencer
16 Michael O. Spencer,
17 Registered Professional
18 Reporter.
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This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

6/3/2009 8:26:07 AM

in

Case No(s). 08-0218-GA-GCR

Summary: Transcript Duke Energy 5/18/09 electronically filed by Mrs. Jennifer Duffer on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr.