

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Akron Thermal, Limited Partnership for an Emergency Increase in its Rates and Charges for Steam and Hot Water Service.)	Case No. 09-453-HT-AEM
In the Matter of the Application of Akron Thermal, Limited Partnership for Approval of a Modification to an Existing Arrangement.)	Case No. 09-442-HT-AEC
In the Matter of the Application of Akron Thermal, Limited Partnership for Approval of an Arrangement with an Existing Customer.)	Case No. 09-441-HT-AEC
In the Matter of the Application of Akron Thermal, Limited Partnership to Issue Three Promissory Long-Term Notes.)	Case No. 09-414-HT-AIS
In the Matter of the Application of Akron Thermal, Limited Partnership for Approval of Revised Tariffs.)	Case No. 09-315-HT-ATA

ENTRY

The attorney examiner finds:

- (1) By entry of June 17, 2009, the Commission issued an entry that consolidated the above-captioned cases, scheduled a public hearing for July 15, 2009, and directed the applicant in all of these cases, Akron Thermal, Limited Partnership (Akron Thermal), to provide notice of the applications and the hearing and file any direct testimony and data in support of its applications on or before July 1, 2009. The June 17, 2009, entry also directed that motions to intervene and any direct testimony of any interested person should be filed on or before July 7, 2009, and that staff should file by July 8, 2009, comments and recommendations as well as testimony regarding its review of the application.

- (2) On June 30, 2009, Akron Thermal filed a motion requesting a one-day extension of the date for filing its testimony, from July 1, 2009, to July 2, 2009. Akron Thermal also requested an expedited ruling on its motion.
- (3) Rule 4901-1-12(C), Ohio Administrative Code, provides that any motion may include a specific request for an expedited ruling and that if the motion requests an extension of time to file pleadings of five days or less, an immediate ruling may be issued without the filing of memoranda.
- (4) The attorney examiner finds good cause to grant Akron Thermal's motion. Accordingly, Akron Thermal should file any direct testimony and data in support of its application on or before July 2, 2009. Having granted an extension of one day in the filing deadlines for Akron Thermal, the attorney examiner finds that, similarly, a one-day extension should be granted for the filing of motions to intervene, direct testimony of any intervenors, and the direct testimony of staff. Accordingly, motions to intervene and any direct testimony of any interested person should be filed on or before July 8, 2009, and that staff should file by July 9, 2009, comments and recommendations as well as testimony regarding its review of the application. Notwithstanding these extensions, the date for the prehearing conference will remain as scheduled on July 9, 2009, and the date for the hearing will remain as scheduled on July 15, 2009.

It is, therefore,

ORDERED, That Akron Thermal's motion for a one-day extension of the filing deadline be granted. It is, further,

ORDERED, That Akron Thermal file any direct testimony and data in support of its application on or before July 2, 2009. It is, further,

ORDERED, That motions to intervene and any direct testimony of any interested person be filed on or before July 8, 2009, and staff should file by July 9, 2009, comments and recommendations as well as testimony regarding its review of the application. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO



By: Scott Farkas
Attorney Examiner

ct

Entered in the Journal

JUN 30 2009



Renee J. Jenkins
Secretary