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**BEFORE**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke Energy	)	
Ohio to Adjust and Set Its Gas Uncollectible	)	Case No. 09- 773 -GA-UEX
Recovery Rate Under Riders UE-G and to Defer	)	
Incremental Uncollectible Expenses	)	
In the Matter of the Application of Duke Energy	)	
Ohio to Change its Accounting Methods to Defer	)	Case No. 09- 774 -GA-AAM
Incremental Uncollectible Expenses	)	

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**DIRECT TESTIMONY OF**

**SHARON S. BABCOCK**

**ON BEHALF OF**

**DUKE ENERGY OHIO**

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September 2, 2009

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### **Attachments:**

SSB-1: Rate UE-G Workpapers

SSB-2: Revised tariffs to remove uncollectible expense from base rates – redlined  
version

SSB-3: Revised tariffs to remove uncollectible expense from base rates – clean version

**I. INTRODUCTION**

**Q. PLEASE STATE YOUR NAME AND BUSINESS ADDRESS.**

**A.** My name is Sharon S. Babcock, and my business address is 139 East Fourth Street,  
Cincinnati, Ohio 45202.

**Q. BY WHOM ARE YOU EMPLOYED AND IN WHAT CAPACITY?**

**A.** I am employed by the Duke Energy Corporation (Duke Energy) affiliated companies  
as Lead Rates Analyst, Rates Services.

**Q. PLEASE SUMMARIZE YOUR EDUCATION AND PROFESSIONAL  
QUALIFICATIONS.**

**A.** I have a Bachelor of Science Degree in Accounting from Wright State University  
and a Master in Business Administration with a concentration in Finance from the  
University of Houston. After earning my bachelor's degree, I was employed as a  
financial analyst at various companies in Ohio and Texas. I earned my Certified  
Public Accountant Certificate (currently inactive) from the state of Minnesota.  
After earning my CPA Certificate, I was employed for six years as Rates  
Administrator at Centerpoint Energy in Minneapolis, Minnesota. I was then  
employed for six years by Xcel Energy in Minneapolis as Financial Consultant in  
Corporate Finance. I have held my current position as Lead Rates Analyst at  
Duke Energy since 2006. My responsibilities include developing cost-of-service  
studies and preparing of various rate riders.

**Q. HAVE YOU TESTIFIED PREVIOUSLY BEFORE THE PUBLIC  
UTILITIES COMMISSION OF OHIO (COMMISSION)?**

**A.** No.

**II. OVERVIEW**

**Q. WHAT IS THE PURPOSE OF YOUR TESTIMONY?**

A. The purpose of my testimony is to support Duke Energy Ohio's (Company) proposed gas rate for Rider UE-G, the Duke Energy Ohio Gas Uncollectible Rider. The recovery mechanism for Rider UE-G was approved by the Commission in Case No. 05-732-EL-MER pursuant to an Order dated December 21, 2005. Rider UE-G is currently set at \$0. I will also support the additional proposals that Duke Energy Ohio is making relative to Rider UE-G.

**Q. WHAT ARE THESE ADDITIONAL PROPOSALS?**

A. Duke Energy Ohio proposes that its Rider UE-G have components – and reporting requirements – similar to the uncollectible expense riders of other Ohio natural gas utility companies. Although each of the specific components requested for inclusion in Rider UE-G is identified below, Duke Energy Ohio mentions certain of them here. The Company proposes that Rider UE-G include carrying costs and it is seeking the Commission's approval to defer incremental uncollectible expenses. Furthermore, Duke Energy Ohio proposes that Rider UE-G apply to customers who are subject to the Percentage of Income Payment Plan (PIPP) rider. Duke Energy Ohio also proposes that Rider UE-G include uncollectible expenses associated with its purchase of accounts receivable from competitive suppliers.

**Q. IS THE PROPOSED RIDER UE-G CONSISTENT WITH SIMILAR RIDERS FOR OTHER OHIO GAS UTILITIES?**

A. Yes. In the Finding and Order dated December 17, 2003, in Case No. 03-1127-GA-

1       UNC for the joint application of The East Ohio Gas Company d.b.a. Dominion East  
2       Ohio (Dominion), Columbia Gas of Ohio, Inc. (Columbia Gas), Vectren Energy  
3       Delivery of Ohio (Vectren), Northeast Ohio Natural Gas Corp. and Oxford Natural  
4       Gas Company, the Commission recommended, in part, the following "Approval in  
5       Concept":

- 6       • A separate rider be established for bad debts (*i.e.*, uncollectible expenses  
7       cannot be recovered through the PIPP rider). As mentioned above, Duke  
8       Energy Ohio has an approved uncollectible rider, Rider UE-G, which is  
9       currently set at \$0.
- 10      • It is appropriate to include carrying costs. Duke Energy Ohio proposes to  
11      include carrying costs in its tracker, consistent with the other Ohio gas  
12      utilities.
- 13      • Companies are authorized to defer, for subsequent recovery via the  
14      uncollectible expense rider, the incremental uncollectible expenses (for the  
15      current and subsequent fiscal years) that are associated with disconnected  
16      or other final accounts above the amounts recovered in base rates or the  
17      uncollectible expense rider once it becomes effective. Consistent with  
18      other Ohio gas utilities, Duke Energy Ohio proposes to remove the  
19      uncollectible expense from base rates and recover net write-offs via the  
20      tracker. Net write-offs are defined as bad debt write-offs net of  
21      subsequent customer recoveries.
- 22      • Uncollectible expenses eligible for recovery via the uncollectible expense  
23      rider shall consist of those expenses generated by the class of customers

1           paying the uncollectible expense rider. Duke Energy Ohio proposes that  
2           its tracker apply to customers who are subject to the PIPP rider, consistent  
3           with other Ohio gas utilities.

- 4           • Eligible uncollectible expenses shall also include the amount associated  
5           with the provision of competitive retail natural gas service because  
6           accounts receivable are purchased from the competitive retail natural gas  
7           suppliers. Duke Energy Ohio is requesting recovery of those receivables,  
8           similar to other utilities.
- 9           • The proposed riders should include some parameters under which they  
10          seek to adjust the effective mechanism, *i.e.*, if the level of uncollectibles  
11          over the prior "X" period of time is more than the "Y" percent different  
12          [plus or minus] from the amount being recovered under the effective  
13          mechanism. Duke Energy-Ohio's current Rider UE-G includes a +/- 10%  
14          parameter "Y", consistent with other Ohio gas utilities.
- 15          • The companies shall annually file with the Commission a report that  
16          identifies amounts recovered, deferred and, as applicable, amortized  
17          pursuant to the mechanism. Duke Energy Ohio proposes to file annual  
18          reports, beginning May 2010.
- 19          • The gas cost recovery (GCR) audit dockets are appropriate for evaluating  
20          each company's handling of the new adjustment mechanism. Duke  
21          Energy Ohio agrees with this recommendation.
- 22          • No customers whose arrearages are recovered through the mechanism may  
23          be exempt from the obligation to pay the amount. Duke Energy Ohio is in

1 agreement with this recommendation and thus proposes to apply its Rider  
2 UE-G in the same manner.

- 3 • Each applicant should be required to meet with the Staff and/or Office of  
4 Consumers' Counsel (OCC) to disclose credit and collection policies and  
5 discuss appropriate improvements and modifications. Duke Energy Ohio  
6 agrees to share information and explore areas for improvement as reflected  
7 in this recommendation.

8 **Q. WAS THE RIDER RATE DEVELOPED CONSISTENT WITH THE**  
9 **FORMAT PROPOSED BY THE COMMISSION'S STAFF?**

10 A. Yes. The workpapers supporting Rider UE-G in Attachment SSB-1 are consistent  
11 with the tracker format proposed by each of the Staff Reports in Case No. 03-2571-  
12 GA-ATA, et al. for Vectren, Columbia Gas and Dominion, respectively.  
13 Attachment SSB-1 is also consistent with the annual filings made by each of the  
14 three companies.

15 **Q. WHY IS DUKE ENERGY OHIO PROPOSING TO BEGIN RECOVERING**  
16 **UNCOLLECTIBLE EXPENSES THROUGH RIDER UE-G AT THIS**  
17 **TIME?**

18 A. Due to current economic conditions, projected write-offs are expected to nearly  
19 double for the next few years above the amount recovered in base rates. The  
20 projected 2009 and 2010 net write-offs are expected to average about \$8.5 million  
21 per year. The amount included in base rates using the 2007 calendar year test year is  
22 about \$4.5 million, resulting in about \$4 million per year of unrecovered bad debt  
23 write-offs if the filing is not approved.

1 Q. PLEASE EXPLAIN THE SELF-CORRECTING NATURE OF THE RIDER  
2 MECHANISM.

3 A. The mechanism is self-correcting in that the rider rate will decrease as the level of  
4 uncollectible expenses decrease or increase as the level of uncollectible expenses  
5 increase. This rider mechanism provides a more accurate method of collecting  
6 uncollectible expenses in base rates. A rider mechanism ensures that the rate  
7 payer pays the actual amount of bad debt write-offs, no more and no less.

8 **III. REVISED TARIFFS AND CALCULATION OF PROPOSED RATE**

9 Q. ARE REVISED TARIFFS INCLUDED IN THE CURRENT FILING?

10 A. Yes, \$0.00810 per CCF is removed from base rates in the applicable tariffs. In  
11 addition, the rate for Rider UE-G, currently set at \$0.00000 per CCF, is updated to  
12 reflect the proposed rate of \$0.015690 per CCF. Attachments SSB-2 and SSB-3  
13 include red-lined and clean tariffs showing these changes.

14 Q. PLEASE DESCRIBE HOW YOU ARRIVED AT THE PROPOSED RIDER  
15 RATE.

16 A. The proposed Rider UE-G rate of \$0.01569 per CCF was calculated as follows:  
17 the sum of January 1, 2008, through March 31, 2009, actual net write-offs  
18 exclusive of base rate recoveries plus projected net write-offs for the period April  
19 1, 2009, through March 31, 2010, is \$8,209,087. Dividing this amount by  
20 523,190,930 CCF of projected sales for the twelve months ending March 31,  
21 2010, produces the \$0.015690 per CCF rate.

22 Q. WHY DID YOU USE JANUARY 2008 AS THE BEGINNING MONTH OF  
23 THE TRACKER BALANCE?



1 A. Since the current rates are based on a calendar year 2007 test year, the first month  
2 of the tracker is January 2008. In other words, January 2008 is the first month the  
3 variance between uncollectible expense recovered in base rates and actual  
4 uncollectible expense will be recovered via the tracker.

5 Q. **WHAT IS THE COMPANY'S POLICY FOR WRITING OFF A BAD**  
6 **DEBT?**

7 A. The Company will charge off the account 60 days past the final bill due date.  
8 The account must be disconnected prior to charging off the account.

9 Q. **IS THE COMPANY PROPOSING TO INCLUDE COSTS OTHER THAN**  
10 **THE ACTUAL AND PROJECTED NET WRITE-OFFS IN THE RIDER?**

11 A. The only other cost besides actual and projected net write-offs that the Company  
12 is including in the Rider are carrying costs on the actual deferred balance through  
13 March 31, 2009. This is consistent with the other Ohio gas utilities that have  
14 similar Riders.

15 Q. **WHAT WERE SOME OF THE CONCERNS EXPRESSED BY THE**  
16 **COMMISSION IN ITS FINDING AND ORDER REGARDING**  
17 **APPROVAL OF A MECHANISM TO RECOVER UNCOLLECTIBLE**  
18 **EXPENSES IN CASE NO. 03-1127-GA-UNC?**

19 A. The Commission stated it is sensitive to the concern that the approved adjustment  
20 mechanism can impact the diligence with which the joint applicants conduct  
21 collection.

22 Q. **HOW DID THE COMMISSION ADDRESS THIS CONCERN IN ITS**  
23 **FINDING AND ORDER?**

1 A. In addition to requiring that each company provide credit and collection policies  
2 within 60 days after approval (as Duke-Ohio has agreed previously in this  
3 testimony), the Commission stated that it will undertake an investigation of the  
4 automatic adjustment mechanism 60 months after its implementation. Among  
5 other things, the investigation will identify amounts recovered by the companies  
6 pursuant to the mechanism, address the impact of any changes to the companies'  
7 credit and collection policies and procedures, and any staff recommendations.

8 **Q. HAS THIS INVESTIGATION BEEN COMPLETED?**

9 A. Yes, on February 5, 2009 the Staff issued its report "In the Matter of the Five-  
10 Year Review of Natural Gas Company Uncollectible Riders" ("Staff Report").

11 **Q. WHICH THREE MEASURES DID THE STAFF EVALUATE IN ITS**  
12 **REPORT?**

13 A. The Staff evaluated three measures. First, to address the concern that  
14 disconnections would decrease post-rider, the Staff evaluated the number of  
15 disconnections for non-payment prior to and subsequent to the establishment of  
16 the UEX (uncollectible expense) rider. Second, to address the concern that  
17 companies would be lax in collections from customers post-rider, the Staff  
18 evaluated the amount of recoveries from customers subsequent to their  
19 disconnection. Third, to again address the first two concerns, the Staff evaluated  
20 the ratio of annual incremental uncollectibles incurred to recoveries from  
21 customers in that same year.

22 **Q. WHAT WAS THE OUTCOME OF THE STAFF'S EVALUATION OF**  
23 **THESE THREE MEASURES?**

1 A. Regarding the first measure, the Staff found that sufficient incentive exists to  
2 pursue disconnections for non-payment, given that an account must be  
3 disconnected to be included in the rider. The Staff's investigation found that  
4 disconnections generally increased from the pre-rider to post-rider period. Thus,  
5 the companies continue to be diligent about disconnections after the rider is  
6 implemented.

7 Regarding the second measure, the Staff's investigation found that as with  
8 disconnections, customer recoveries in general show an increase from the pre-  
9 rider to the post-rider period. Therefore, the companies were not lax about  
10 recoveries after implementation of the riders. In addition, the Staff notes that the  
11 Commission made it clear that the existence of a UEX rider does not exempt  
12 customers whose arrearages are recovered through the mechanism from the  
13 obligation to pay the amounts owed.

14 Regarding the third and final measure, the Staff believes that this is the  
15 best measure available since it looks at customer collections in relation to the size  
16 of the bad debt incurred. The Staff concludes that the UEX rider's existence does  
17 not appear to have dampened the companies' efforts to collect arrearages from the  
18 customers that incurred them. Again, this measure in general increased after the  
19 riders were implemented

20 Q. AS A RESULT OF THIS INVESTIGATION, DID THE STAFF  
21 RECOMMEND CONTINUATION OF THE COMPANIES' UEX RIDERS?

22 A. Yes, the Staff recommended that the UEX mechanism be continued for a period  
23 of time not to exceed 5 years with a subsequent Staff investigation and report on

1 the amounts collected and any impacts on the utilities' collection policies.

2 Q. DOES THE STAFF'S INVESTIGATION ADDRESS THE CONCERNS  
3 INITIALLY EXPRESSED BY THE COMMISSION IN ITS FINDING AND  
4 ORDER IN CASE NO. 03-1127-GA-UNC?

5 A. Yes. In general, the Staff's investigation found that disconnections and customer  
6 recoveries actually increased after implementation of the UEX riders. Therefore  
7 implementation of the UEX riders did not adversely affect the companies'  
8 collection efforts.

9 Q. DID THE COMMISSION ISSUE AN ORDER IN CASE NO. 08-1229-GA-  
10 COI?

11 A. Yes, the Commission issued an Order dated August 19, 2009.

12 Q. WHAT WERE THE COMMISSION'S FINDINGS IN THIS ORDER?

13 A. The Commission's findings are summarized as follows: 1) the UEX Rider  
14 mechanisms will continue until such time as the Commission orders otherwise; 2)  
15 each company that files a UEX rider report in May of each year include in its  
16 report the UEX balance at the beginning of the reporting year, additions to the  
17 UEX balance, including the vintage of the additions during the calendar year, and  
18 credits to the UEX balance during the calendar year; 3) the Commission will  
19 develop benchmarks to ascertain and monitor the effectiveness of the companies'  
20 collection policies, practices and performance in minimizing uncollectible  
21 expenses; 4) in order to evaluate the companies' collection policies, practices and  
22 performance, the Commission will issue a request for proposal for consulting  
23 services with proposals due by September 18, 2009; 5) that Vectren, Dominion,

1 Duke Energy Ohio and Columbia bear the cost of the consulting services on the  
2 contractor chosen by the Commission.

3 **IV. CONCLUSION**

4 **Q. DOES THIS CONCLUDE YOUR TESTIMONY?**

5 **A. Yes.**

Duke Energy Ohio Gas  
Calculation of Uncollectible Expense Rider Rate

ATTACHMENT SSB-1  
PAGE 1

Line	Description	Source	Amount	Projected Volume (CCF) SSB-1, pg 6	Unit Rate (\$/CCF)
1	Actual Uncollectible Tracker Balance through March 31, 2009 (a)	SSB-1, pg 3	(\$308,182.24)		
2	Projected Bad Debt Write-offs April 1, 2009 - March 31, 2010	SSB-1, pg 5	\$8,517,269.23		
3	Unrecovered Uncollectible Expenses through March 31, 2010	Line 1 + Line 2	<u>\$8,209,086.99</u>	523,190,930	\$0.01569
4	Current Uncollectible Rider Rate	See Note (b)			<u>\$0.00000</u>
5	Increase/(Decrease) in Total Uncollectible Expense Rate	Line 3 - Line 4			<u><u>\$0.01569</u></u>
6	Current Base Rate Recovery	SSB-1, pg 2			\$0.00810
7	Percentage Difference in Recovery of Uncollectible Expenses				93.70%

(a) Actual uncollectible expense less amounts recovered in base rates plus carrying charges  
(b) Current Uncollectible Expense Rider is \$0.00.

Duke Energy Ohio Gas  
Calculation of Uncollectible Expense Recovery in Base Rates

ATTACHMENT SSB-1  
PAGE 2

Line	Description	As Approved in Case No.		Source
		01-1228	07-589	
1	Annualized Test Year Revenue *	\$419,572,242	\$611,012,715	Per Schedule E-4
2	Charge Off Percent	1.2497%	0.72850%	Per Schedule C-10 & WPC-10a
3	Uncollectible Expense in Base Rates	\$5,243,340	\$4,451,228	Calculated (Line 1 x Line 2)
4	Total sales included in Test Year (CCF)	809,452,180	729,168,010	Per Schedule E-4
5	Less: CCF Sales not allocated Uncollectible Expense **	220,953,040	179,418,320	Per Schedule E-4
6	Net Test Year CCF Sales Recovering Uncollectible Expense	588,499,140	549,747,690	
7	Average Rate of Uncollectible Expense in Base Rates (\$/CCF)	\$0.00891 To SSB-1, pg 4	\$0.00810 To SSB-1, pg 4 & SSB-1, pg 1	Calculated (Line 3 + Line 6)

\* Excludes revenues not subject to charge-off %: Interdepartmental, bad check charges, late payment fees, reconnection charges, rent and other misc.  
 \*\* Includes Interruptible and interdepartmental. A small portion (<1%) of uncollectible expense is allocated to Interruptible but considered immaterial.

Line	Source	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total	YTD
1	Unaccounted Balance - Beginning of Month	30	57,418,802	57,418,802	57,418,802	57,418,802	57,418,802	57,418,802	57,418,802	57,418,802	57,418,802	57,418,802	57,418,802	57,418,802	57,418,802
2	Best Outside Withheld Off-Air of Customer Transactions	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780	\$158,780
3	Recovery - Rate Return	588,327	588,327	588,327	588,327	588,327	588,327	588,327	588,327	588,327	588,327	588,327	588,327	588,327	588,327
4	Recovery - Unaccountable Risk	30	30	30	30	30	30	30	30	30	30	30	30	30	30
5	Recovery - Other Adjustments	30	30	30	30	30	30	30	30	30	30	30	30	30	30
6	Recovery - Bad Debt	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877
7	Unapplied Sub-Tax	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877
8	Unapplied Charge	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877
9	Unaccounted Balance - End of Month	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877	57,418,877
10	Monthly Carrier Charge rate	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%	0.0000%

101 Unaccountable charge amounts \$0.00 per CCP  
102 Source: Treasury  
103 Source: Treasury  
104 Source: Treasury  
105 Source: Treasury  
106 Source: Treasury  
107 Source: Treasury  
108 Source: Treasury  
109 Source: Treasury  
110 Source: Treasury  
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119 Source: Treasury  
120 Source: Treasury



Line	Description	May-02	Jun-02	Jul-02	Aug-02	Sep-02	Oct-02	Nov-02	Dec-02	Total
1	CCF Rate									
2	Revenue (R) (R)	48,379,867	48,833,623	48,252,780	24,627,884	20,614,675	7,453,791	4,339,588	4,339,588	208,008,157
3	General Expense (G3)	66,114,629	66,114,629	17,288,565	5,137,954	4,689,151	2,699,935	2,514,657	2,514,657	428,661,612
4	Total (R) (R)	66,114,629	66,114,629	22,444,175	26,094,472	14,652,814	10,153,726	6,854,245	6,854,245	208,008,157
5	Revenue (R) (R)	15,814,854	15,814,854	24,460,232	8,386,453	3,285,231	2,278,538	1,947,488	1,947,488	88,487,281
6	Revenue (R) (R)	14,514,854	14,514,854	23,090,232	5,734,023	2,584,953	1,947,488	1,947,488	1,947,488	88,487,281
7	Revenue (R) (R)	18,259,125	18,259,125	16,879,789	15,055,515	11,388,755	3,641,268	3,525,323	3,525,323	105,487,281
8	Revenue (R) (R)	51,172,829	51,172,829	46,289,289	24,797,588	22,183,315	9,077,246	11,397,488	11,397,488	248,652,671
9	Revenue (R) (R)	106,748	106,748	384,120	0	6	2,880	1,460	1,460	828,889
10	Revenue (R) (R)	106,748	106,748	384,120	0	6	2,880	1,460	1,460	828,889
11	Total Throughput	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
12	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
13	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
14	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
15	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
16	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
17	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
18	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
19	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
20	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
21	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
22	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
23	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
24	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
25	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
26	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
27	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
28	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
29	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211
30	Revenue (R) (R)	112,697	126,742	126,121	126,121	126,121	126,121	126,121	126,121	1,261,211

[illegible]

0 Monthly Carrying Charge rate

What a beautiful idea! I'm currently on my way

707 Not applicable at this time

**(c) Section Treasury**

Per Mergar Order Case No. 06-732-ELMER, carrying

charges here should be short-term and not long-term ones. There is no short-term debt in most of institutions' case cases. There is no short-term debt in

with order of 200 lbs structure, used temporary period only.

.....

Line	Description	Source	Apr-08	May-08	Jun-08	Jul-08	Aug-08	Sep-08	Oct-08	Nov-08	Dec-08	Jan-09	Feb-09	Mar-09	Total Year Mar-09
1	OCF Sales														
2	Residential (RR)	Lead Forecasting	22,032,390	11,263,420	6,996,520	4,329,730	3,944,120	4,233,220	3,951,515	4,490,950	14,851,390	26,433,870	26,398,420	26,093,890	263,091,810
3	Commercial (CR)	Lead Forecasting	20,070,260	8,944,690	4,259,520	3,557,120	3,557,120	3,951,515	4,694,035	8,533,854	8,533,854	10,031,854	10,236,119	10,236,119	116,872,498
4	Total Sales Service		39,022,650	19,208,110	11,256,040	7,886,850	7,501,240	7,984,735	8,645,550	23,385,244	23,385,244	26,465,724	26,634,539	26,330,009	379,964,308
5	Residential Transportation (RT)	Lead Forecasting	7,022,490	3,590,830	2,452,940	1,892,140	1,892,140	1,892,140	2,794,870	6,291,240	6,291,240	12,881,130	12,881,130	12,881,130	84,600,840
6	Firm Transportation (FT)	Lead Forecasting	10,688,264	8,940,204	4,932,970	3,970,216	3,970,216	4,026,246	5,173,274	8,291,896	8,291,896	16,033,686	16,033,686	16,033,686	114,700,347
7	Interruptible Transportation (IT)	Lead Forecasting	12,305,535	11,572,890	10,629,510	10,367,880	10,367,880	10,452,280	10,452,280	11,896,830	11,896,830	15,018,170	15,018,170	15,018,170	108,548,850
8	Total Transportation Service		29,996,289	24,085,924	17,995,420	16,213,236	16,213,236	16,360,666	18,419,364	26,479,966	26,479,966	43,933,086	43,933,086	43,933,086	307,849,997
9	Other														
10	Investigational	Lead Forecasting	47,500	24,350	17,490	26,850	26,850	12,490	29,770	29,770	82,130	84,240	127,490	84,240	862,250
11	Street Lighting	Lead Forecasting	31,000	34,510	34,130	35,590	34,130	34,130	34,130	34,130	34,130	34,130	34,130	34,130	411,490
12	Total Other		78,500	58,860	51,620	62,440	60,980	46,770	63,900	63,900	116,260	118,370	161,620	118,370	1,273,740
13	Total Throughput		69,798,939	37,337,795	27,651,450	24,259,683	24,259,683	24,144,098	24,144,098	50,005,100	49,879,790	67,374,810	67,374,810	67,374,810	670,285,220
14	Residual OCF Sales and Utilities per Uncollectible														
15	Residential Transportation (RT)	Line 5	(12,024,500)	(11,119,069)	(7,052,519)	(4,037,650)	(4,037,650)	(4,037,650)	(4,037,650)	(10,819,450)	(11,809,001)	(13,444,000)	(13,444,000)	(13,444,000)	(114,844,000)
16	Commercial Transportation (CR)	Line 6	(17,890)	(14,280)	(11,490)	(10,550)	(10,550)	(12,490)	(12,490)	(14,890)	(14,890)	(17,490)	(17,490)	(17,490)	(148,048,000)
17	Total Sales Residual from Uncollectible		(12,103,390)	(11,133,349)	(7,064,009)	(4,048,200)	(4,048,200)	(4,050,140)	(4,050,140)	(15,638,940)	(16,823,891)	(15,483,490)	(15,483,490)	(15,483,490)	(129,892,000)
18	Total OCF Sales Residual from Uncollectible	Line 11 + Line 14	48,275,430	26,204,446	17,110,440	19,877,883	19,877,883	19,877,883	19,877,883	34,366,160	33,055,899	51,891,320	51,891,320	51,891,320	540,393,220

Source: Lead Forecasting

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**RIDER UE-G**  
**UNCOLLECTIBLE EXPENSE RIDER**

**APPLICABILITY**

Applicable to all sales service and transportation customers.

**DESCRIPTION**

This rider enables the recovery of costs associated with uncollectible accounts arising from those customers responsible for paying the Uncollectible Expense Rider. The Company shall file an application with the Public Utilities Commission of Ohio if the Company determines that an adjustment of more than plus or minus ten (10) percent is needed to adjust for prior period over or under-collections.

**MONTHLY CHARGE**

A charge of ~~\$0.000000~~ 0.1569 per CCF shall be applied to all gas volumes delivered to customers in the customer classes noted above.

**SERVICE REGULATIONS**

The supplying and billing for service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio, and to the Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio.

Filed pursuant to an Order dated March 20, 2008 In Case No. 08-407 GE-ATA  
before the Public Utilities Commission Ohio.

Issued:

Effective:

Issued by Julie Janson, President

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
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**RATE RS**  
**RESIDENTIAL SERVICE**

**APPLICABILITY**

Applicable to gas service required for residential purposes when supplied at one point of delivery where distribution mains are adjacent to the premises to be served.

**NET MONTHLY BILL**

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through September 30, 2008:  
Fixed Delivery Service Charge per month \$15.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for

First 400 CCF	\$0.401134 per CCF
Additional CCF	\$0.466634 per CCF

The following charges are effective with the October 2008 billing cycles through May 2009  
billing cycles on a bills rendered basis:  
Fixed Delivery Service Charge per month \$20.25

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for

First 400 CCF	\$0.107044 per CCF
Additional CCF	\$0.171544 per CCF

Filed pursuant to an Entry Order dated July 9, 2008, In Case Nos. 07-589-GA-APR, 07-590-GA-ALT and 07-591-GA-AAM, before the Public Utilities Commission of Ohio.

Issued: July 10, 2008.

Issued by Julie Janson, President

Effective: July 14, 2008.

Duke Energy Ohio  
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Cincinnati, Ohio 45202

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**NET MONTHLY BILL (Cont'd)**

The following charges are effective with the June 2009 billing cycles on a bill rendered basis:  
Fixed Delivery Service Charge per month \$25.33

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program  
and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for

First 400 CCF	\$0.0408280.032728per CCF
Additional CCF	\$0.1953780.097278per CCF

Plus, all delivered gas shall be subject to an adjustment per CCF as set forth on:

Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider.  
Sheet No. 71, Rider GCRR, Gas Cost Recovery Rate.  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

**EXCISE TAX RIDER**

The net monthly bill shall be adjusted by application of the percent specified on Sheet No. 84, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

**MINIMUM BILL**

The monthly minimum bill shall be the monthly Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

**LATE PAYMENT CHARGE**

Payment of the total amount due must be received in the Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance is due and payable. However, this provision is not applicable to:

- (1) customers actively enrolled on the Percentage of Income Payment Plan (PIPP) pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code;
- (2) the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code; and
- (3) the unpaid account balances of those customers on other Commission approved deferred payment plans or the Budget Billing Plan, except that a late payment charge may be assessed on any deferred payment plan or Budget Billing Plan amount not timely paid.

Filed pursuant to an Entry Order dated July 8, 2008, in Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

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#### **LATE PAYMENT CHARGE (Cont'd)**

At a residential customer's request, the Company will waive a late payment charge where the current charge is the only late payment charge levied in the most recent twelve month period.

#### **SERVICE REGULATIONS**

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio, as provided by law.

Filed pursuant to an ~~Entry Order~~ dated ~~July 9, 2008~~ in Case Nos. ~~07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM~~ before the Public Utilities Commission of Ohio.

Issued: ~~July 10, 2008~~

Issued by Julie Janson, President

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Duke Energy Ohio  
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**RATE GS-S**

**GENERAL SERVICE - SMALL**

**APPLICABILITY**

Applicable to gas service required for any purpose by an individual non-residential customer using 4,000 CCF or less during the prior calendar year at one premise when supplied at one point of delivery where distribution mains are adjacent to the premises to be served.

**NET MONTHLY BILL**

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through June 3, 2009:

Fixed Delivery Service Charge per month \$40.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF delivered at \$0.145500 per CCF

The following charges are effective with the June 2009 billing cycles on a bills rendered basis:

Fixed Delivery Service Charge per month \$45.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF delivered at \$0.407562099452 per CCF

Plus, all delivered gas shall be subject to an adjustment per CCF as set forth on:

- Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.
- Sheet No. 67, Rider UE-G, Uncollectible Expense Rider
- Sheet No. 68, Rider STR, State Tax Rider.
- Sheet No. 71, Rider GCRR, Gas Cost Recovery Rate.
- Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Filed pursuant to an Entry Order dated July 9, 2008, in Case No. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.  
Issued: July 10, 2008 Effective: July 14, 2008

Issued by Julie Janson, President



Duke Energy Ohio  
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Cincinnati, Ohio 45202

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**EXCISE TAX RIDER**

The net monthly bill shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

**MINIMUM BILL**

The monthly minimum bill shall be the monthly Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

**LATE PAYMENT CHARGE**

Payment of the total amount due must be received in the Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance is due and payable.

**TERM OF SERVICE**

One year, terminable thereafter on three (3) days written notice by either customer or Company.

**SERVICE REGULATIONS**

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio, as provided by law.

Filed pursuant to an Entry Order dated July 9, 2008, in Case No. 07-589-GA-ALT, 07-590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.  
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## RATE RFT

### RESIDENTIAL FIRM TRANSPORTATION SERVICE

#### AVAILABILITY

Firm transportation service for residential purposes, which is provided from the Company's city gate receipt points to the outlet side of Company's meter. Service is available to all residential customers, except for those customers whose utility service accounts are past due at the time customer desires to utilize this service. The Company may terminate a customer's supplier contract for non-payment and return the customer to the Company's sales service only if: (1) the Supplier has made an affirmative request for the Company to act as its agent to terminate customer contracts for non-payment; and (2) the Supplier has included in its customer contracts, a notice that the Company can terminate such contracts for non-payment. Where the Supplier is performing its own billing of the gas supply, termination of the agreement will be at the discretion of the Supplier, as specified in the Supplier contracts for service. In either case, the Supplier or the Company shall give no less than 30 days written notice that the customer will be switched from the Supplier and revert to the Company unless the past due amount is paid by the customer's next scheduled bill due date. If the past due amount is paid by the next scheduled bill due date, the customer will not revert to the Company and will remain with the Supplier. If the Company provides the late payment notice to the customer, it will send a copy of the notice to the customer's Supplier. A customer must enter into an agreement with a Supplier who meets the Company's requirements for participation in this pooling program pursuant to Rate FRAS, Sheet No. 44.

Gas transported under this tariff shall be for customer's sole use at one point of delivery where distribution mains are adjacent to the premises to be served. Any gas provided hereunder shall be provided by displacement.

Residential customers who are enrolled in income payment plans pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code (PIPP Customers), shall be provided their alternative gas supply service exclusively through their own supply pool, for which gas is provided by a willing Supplier whose bid has been approved by the Public Utilities Commission of Ohio.

#### DEFINITIONS

Terms used in this tariff are defined in the same manner as set forth in Rate FRAS, Sheet No. 44.

#### CHANGES IN CUSTOMERS' SERVICE ELECTIONS

Customers who elect service under this tariff and later return to Company's sales service may do so only in accordance with the requirements of the Company's tariffs and applicable regulations of the Public Utilities Commission of Ohio. If a customer voluntarily elects to return to the Company's sales service, all incremental gas procurement, upstream transportation, and storage costs incurred by the Company in order to return a customer to sales service shall be borne by customer pursuant to the Commission's Gas Transportation Program Guidelines adopted in Case No. 85-800-GA-COI.

Filed pursuant to an Entry Order dated July 9, 2008 in Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

Issued: July 10, 2008

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#### TRANSFER OF SERVICE

Customers may transfer from one Supplier's pool to any other Supplier's pool or revert to the Company's sales service upon payment of a \$4.00 switching fee. If the Company's firm transportation program terminates, or if the Company terminates a customer's Supplier's participation in the Company's transportation program, the customer may revert to the Company's sales service without paying the switching fee.

After the Company installs additional information system capability on or before September 1, 2007, a customer participating in a governmental aggregation will not be subject to the switching fee, regardless of whether the customer returns to the Company's sales service from the governmental aggregation or the governmental aggregator chooses to switch its aggregation to a different Supplier.

#### NET MONTHLY BILL

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through September 30, 2008:

Fixed Delivery Service Charge per month \$15.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:  
First 400 CCF \$0.401134 per CCF  
Additional CCF \$0.465634 per CCF

Filed pursuant to an Entry Order dated July 9, 2008 In Case Nos. 07-589-GA-AIR, 07-  
589-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

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**NET MONTHLY BILL (Cont'd)**

The following charges are effective with the October 2008 billing cycles through May 2009 billing cycles on a bills rendered basis:

Fixed Delivery Service Charge per month \$20.25

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:

First 400 CCF \$0.107044 per CCF  
Additional CCF \$0.171544 per CCF

The following charges are effective with the June 2009 billing cycles on a bills rendered basis:

Fixed Delivery Service Charge per month \$25.33

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:

First 400 CCF • \$0.040828-032726 per CCF  
Additional CCF • \$0.405378-097278 per CCF

Plus, all transported gas shall be subject to an adjustment per CCF as set forth on:

Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 66, Rider GSR, Gas Surcredit Rider  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider.  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Filed pursuant to an Entry Order dated July 9, 2008 in Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

Issued: July 10, 2008

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Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

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#### NET MONTHLY BILL (Cont'd)

Plus, or minus, rate adjustments which may occur as a result of changes in the rates of interstate pipelines, or of rulings of the Public Utilities Commission of Ohio and/or the Federal Energy Regulatory Commission, and for which it is determined that all customers should be allocated some portion of the corresponding costs or refunds.

In addition, the net monthly bill, as calculated above, shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

Customer and/or its Suppliers shall be responsible for the collection and payment of excise taxes, revenue taxes, or similar taxes on the gas supplies that customer purchases from its Supplier.

#### MINIMUM BILL

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above plus the percentage specified in Rider ETR, Sheet No. 64, the Ohio Excise Tax Liability Rider.

#### GENERAL TERMS AND CONDITIONS

1. Approved Supplier List

Company shall maintain a list of qualified Suppliers from which customer can choose. Such list shall include Suppliers who sign a Gas Supply Aggregation/Customer Pooling Agreement in which Supplier agrees to participate in, and abide by Company's requirements for, its pooling program. This list shall be available to any customer upon request.

2. Applications and Service Date

A customer who desires service under this tariff shall apply through its chosen Supplier. Unless the Company determines that the customer is not eligible to become a transportation customer of the Supplier, the Company shall transfer the customer to the Supplier's pool on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the date the Company receives the transfer request from the Supplier. The Company shall notify the Supplier of the actual transfer date.

A customer may request termination of service under this tariff and return to the Company's sales service by notifying the Company, and the request will become effective on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the receipt of such notification. In the event that a customer is returned to sales service for non-payment, the Supplier shall provide the Company with notice of termination and shall comply with all notice requirements of the Suppliers' Code of Conduct set forth in Rate FRAS, Sheet No. 44.

3. Delivery Pressure and Gas Composition

Gas service under this tariff shall be at the pressure that is currently available at customer's premise.

Filed pursuant to an Entry Order dated July 9, 2008 in Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

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#### GENERAL TERMS AND CONDITIONS (Cont'd)

During severe weather periods, Company must sometimes supplement its flowing gas supplies with propane-air gas produced at peaking plants located at various points on Company's system. While Company attempts to manufacture such gas at a heating value roughly equivalent to the heating value of its flowing gas supplies, it is not always able to do so.

#### 4. Regulatory Approvals

Customer's Supplier shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates or permits to enable gas to be delivered to Company's system.

#### LATE PAYMENT CHARGE

Payment of the total amount due must be received in Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance of the bill is due and payable. However, this provision is not applicable to:

#### LATE PAYMENT CHARGE (Cont'd.)

- (1) customers actively enrolled on the Percentage of Income Payment Plan (PIPP) pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code.
- (2) the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code; and
- (3) the unpaid account balances of those customers on other Commission-approved deferred payment plans or the Budget Billing Plan, except that a late payment charge may be assessed on any deferred payment plan or Budget Billing Plan amount not timely paid.
- (4) the unpaid gas commodity portion of account balances of those customers served by a Supplier participating in the Company's Choice Program where Company has not agreed to purchase the Supplier's accounts receivable.

At a residential customer's request, the Company will waive a late payment charge where the current charge is the only late payment charge levied in the most recent twelve month period.

#### SERVICE REGULATIONS

The supplying of, and billing for, service, and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Rules and Regulations currently in effect as filed with the Public Utilities Commission of Ohio and as provided by law and by the regulations of the Public Utilities Commission of Ohio.

Filed pursuant to an Entry Order dated July 9, 2008, in Case Nos. 07-589-GA-ALT, 07-590-GA-ALT and 07-591-GA-AAM, before the Public Utilities Commission of Ohio.

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Cincinnati, Ohio 45202

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## RATE RSLI

### RESIDENTIAL SERVICE LOW INCOME PILOT

#### APPLICABILITY

This pilot will be implemented upon development of program parameters. Applicable to gas service required for residential purposes when supplied at one point of delivery where distribution mains are adjacent to the premises to be served. Eligible customers are non-PIPP, low usage residential customers verified at or below 175% of poverty level. The total number of customers that may receive service under Rate RSLI and Rate RFTLI is 10,000.

#### NET MONTHLY BILL

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through September 30, 2008:  
Fixed Delivery Service Charge per month \$11.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF \$0.401134 per CCF

The following charges are effective with the October 2008 billing cycles through May 2009  
billing cycles on a bills rendered basis:  
Fixed Delivery Service Charge per month \$16.25

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF \$0.107044 per CCF

Filed pursuant to an Entry Order dated July 9, 2008 in Case Nos. 07-589-GA-APR, 07-  
590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

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Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 34.12  
Cancels and Supersedes  
Sheet No. 34.1  
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#### NET MONTHLY BILL (Cont'd)

The following charges are effective with the June 2009 billing cycle on a bill rendered basis:

Fixed Delivery Service Charge per month \$21.33

Plus the applicable charge per month as set forth on Sheet  
No. 66, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF

\$0.940828-032728 per CCF

Plus, all delivered gas shall be subject to an adjustment per CCF as set forth on:

Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.

Sheet No. 67, Rider UE-G, Uncollectible Expense Rider

Sheet No. 68, Rider STR, State Tax Rider.

Sheet No. 71, Rider GCRR, Gas Cost Recovery Rate.

Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

#### EXCISE TAX RIDER

The net monthly bill shall be adjusted by application of the percent specified on Sheet No. 84, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

#### MINIMUM BILL

The monthly minimum bill shall be the monthly Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 84, Ohio Excise Tax Liability Rider.

#### LATE PAYMENT CHARGE

Payment of the total amount due must be received in the Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance is due and payable. However, this provision is not applicable to:

- (1) customers actively enrolled on the Percentage of Income Payment Plan (PIPP) pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code;
- (2) the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code; and
- (3) the unpaid account balances of those customers on other Commission approved deferred payment plans or the Budget Billing Plan, except that a late payment charge may be assessed on any deferred payment plan or Budget Billing Plan amount not timely paid.

Filed pursuant to an Entry Order dated July 9, 2008 in Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

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139 East Fourth Street  
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P.U.C.O. Gas No. 18  
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**LATE PAYMENT CHARGE (Cont'd.)**

At a residential customer's request, the Company will waive a late payment charge where the current charge is the only late payment charge levied in the most recent twelve month period.

**SERVICE REGULATIONS**

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio, as provided by law.

Filed pursuant to an Entry Order dated July 9, 2008, in Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

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Cincinnati, Ohio 45202

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Sheet No. 36.42  
Cancels and Supersedes  
Sheet No. 35.1  
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**RATE GS-L**

**GENERAL SERVICE - LARGE**

**APPLICABILITY**

Applicable to gas service required for any purpose by an individual non-residential customer using more than 4,000 CCF during the prior calendar year at one premise when supplied at one point of delivery where distribution mains are adjacent to the premises to be served.

**NET MONTHLY BILL**

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through June 3, 2009:

Fixed Delivery Service Charge per month **\$130.00**

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF delivered at **\$0.152775 per CCF**

The following charges are effective with the June 2009 billing cycle on a bills rendered basis:

Fixed Delivery Service Charge per month **\$180.00**

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF delivered at **\$0.11293-104830 per CCF**

Plus, all delivered gas shall be subject to an adjustment per CCF as set forth on:

Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider.  
Sheet No. 71, Rider GCRR, Gas Cost Recovery Rate.  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

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**EXCISE TAX RIDER**

The net monthly bill shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

**MINIMUM BILL**

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

**LATE PAYMENT CHARGE**

Payment of the total amount due must be received in the Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance is due and payable.

**TERM OF SERVICE**

One year, terminable thereafter on three (3) days written notice by either customer or Company.

**SERVICE REGULATIONS**

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio, as provided by law.

Filed pursuant to an Entry Order dated July 8, 2008 In Case Nos. 07-589-GA-AIR, 07-59-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

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## RATE RFTLI

### RESIDENTIAL FIRM TRANSPORTATION SERVICE - LOW INCOME

#### AVAILABILITY

This pilot will be implemented upon development of program parameters. Firm transportation service for residential purposes, which is provided from the Company's city gate receipt points to the outlet side of Company's meter. Service is available to eligible residential customers, except for those customers whose utility service accounts are past due at the time customer desires to utilize this service. Eligible customers are non-PIPP, low usage residential customer verified at or below 175% of poverty level. The total number of customers that may receive service under Rate RSLI and Rate RFTLI is 10,000. The Company may terminate a customer's supplier contract for non-payment and return the customer to the Company's sales service only if: (1) the Supplier has made an affirmative request for the Company to act as its agent to terminate customer contracts for non-payment; and (2) the Supplier has included in its customer contracts, a notice that the Company can terminate such contracts for non-payment. Where the Supplier is performing its own billing of the gas supply, termination of the agreement will be at the discretion of the Supplier, as specified in the Supplier contracts for service. In either case, the Supplier or the Company shall give no less than 30 days written notice that the customer will be switched from the Supplier and revert to the Company unless the past due amount is paid by the customer's next scheduled bill due date. If the past due amount is paid by the next scheduled bill due date, the customer will not revert to the Company and will remain with the Supplier. If the Company provides the late payment notice to the customer, it will send a copy of the notice to the customer's Supplier. A customer must enter into an agreement with a Supplier who meets the Company's requirements for participation in this pooling program pursuant to Rate FRAS, Sheet No. 44.

Gas transported under this tariff shall be for customer's sole use at one point of delivery where distribution mains are adjacent to the premises to be served. Any gas provided hereunder shall be provided by displacement.

Residential customers who are enrolled in income payment plans pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code (PIPP Customers), shall be provided their alternative gas supply service exclusively through their own supply pool, for which gas is provided by a willing Supplier whose bid has been approved by the Public Utilities Commission of Ohio.

#### DEFINITIONS

Terms used in this tariff are defined in the same manner as set forth in Rate FRAS, Sheet No. 44.

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Sheet No. 38.12  
Cancels and Supersedes  
Sheet No. 38.1  
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#### CHANGES IN CUSTOMERS' SERVICE ELECTIONS

Customers who elect service under this tariff and later return to Company's sales service may do so only in accordance with the requirements of the Company's tariffs and applicable regulations of the Public Utilities Commission of Ohio. If a customer voluntarily elects to return to the Company's sales service, all incremental gas procurement, upstream transportation, and storage costs incurred by the Company in order to return a customer to sales service shall be borne by customer pursuant to the Commission's Gas Transportation Program Guidelines adopted in Case No. 85-800-GA-COI.

#### TRANSFER OF SERVICE

Customers may transfer from one Supplier's pool to any other Supplier's pool or revert to the Company's sales service upon payment of a \$4.00 switching fee. If the Company's firm transportation program terminates, or if the Company terminates a customer's Supplier's participation in the Company's transportation program, the customer may revert to the Company's sales service without paying the switching fee.

After the Company installs additional information system capability on or before September 1, 2007, a customer participating in a governmental aggregation will not be subject to the switching fee, regardless of whether the customer returns to the Company's sales service from the governmental aggregation or the governmental aggregator chooses to switch its aggregation to a different Supplier.

#### NET MONTHLY BILL

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through September 30, 2008:

Fixed Delivery Service Charge per month \$11.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:  
All CCF

\$0.401134 per CCF

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Sheet No. 38.42  
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**NET MONTHLY BILL (Cont'd.)**

The following charges are effective with the October 2008 billing cycles through May 2009 billing cycles on a bills rendered basis:

Fixed Delivery Service Charge per month \$18.25

Plus the applicable charge per month as set forth on Sheet No. 65, Rider AMRP, Accelerated Main Replacement Program and Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported for customer from Company's city-gate measuring stations to the outlet side of Company's meter used to measure deliveries to customer at:  
All CCF

\$0.107044 per CCF

The following charges are effective with the June 2009 billing cycle on a bills rendered basis:

Fixed Delivery Service Charge per month \$21.33

Plus the applicable charge per month as set forth on Sheet No. 65, Rider AMRP, Accelerated Main Replacement Program and Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported for customer from Company's city-gate measuring stations to the outlet side of Company's meter used to measure deliveries to customer at:  
All CCF

\$0.040828-032728 per CCF

Plus, all transported gas shall be subject to an adjustment per CCF as set forth on:

Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.

Sheet No. 66, Rider GSR, Gas Surcredit Rider

Sheet No. 67, Rider UE-G, Uncollectible Expense Rider

Sheet No. 68, Rider STR, State Tax Rider.

Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Plus, or minus, rate adjustments which may occur as a result of changes in the rates of interstate pipelines, or of rulings of the Public Utilities Commission of Ohio and/or the Federal Energy

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#### NET MONTHLY BILL (Cont'd.)

Regulatory Commission, and for which it is determined that all customers should be allocated some portion of the corresponding costs or refunds.

In addition, the net monthly bill, as calculated above, shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

Customer and/or its Suppliers shall be responsible for the collection and payment of excise taxes, revenue taxes, or similar taxes on the gas supplies that customer purchases from its Supplier.

#### MINIMUM BILL

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above plus the percentage specified in Rider ETR, Sheet No. 64, the Ohio Excise Tax Liability Rider.

#### GENERAL TERMS AND CONDITIONS

1. Approved Supplier List

Company shall maintain a list of qualified Suppliers from which customer can choose. Such list shall include Suppliers who sign a Gas Supply Aggregation/Customer Pooling Agreement in which Supplier agrees to participate in, and abide by Company's requirements for, its pooling program. This list shall be available to any customer upon request.

2. Applications and Service Date

A customer who desires service under this tariff shall apply through its chosen Supplier. Unless the Company determines that the customer is not eligible to become a transportation customer of the Supplier, the Company shall transfer the customer to the Supplier's pool on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the date the Company receives the transfer request from the Supplier. The Company shall notify the Supplier of the actual transfer date.

A customer may request termination of service under this tariff and return to the Company's sales service by notifying the Company, and the request will become effective on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the receipt of such notification. In the event that a customer is returned to sales service for non-payment, the Supplier shall provide the Company with notice of termination and shall comply with all notice requirements of the Suppliers' Code of Conduct set forth in Rate FRAS, Sheet No. 44.

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Cancels and Supersedes  
Sheet No. 36.1  
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### GENERAL TERMS AND CONDITIONS (Cont'd.)

#### 3. Delivery Pressure and Gas Composition

Gas service under this tariff shall be at the pressure that is currently available at customer's premise.

During severe weather periods, Company must sometimes supplement its flowing gas supplies with propane-air gas produced at peaking plants located at various points on Company's system. While Company attempts to manufacture such gas at a heating value roughly equivalent to the heating value of its flowing gas supplies, it is not always able to do so.

#### 4. Regulatory Approvals

Customer's Supplier shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates or permits to enable gas to be delivered to Company's system.

### LATE PAYMENT CHARGE

Payment of the total amount due must be received in Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance of the bill is due and payable. However, this provision is not applicable to:

- (1) customers actively enrolled on the Percentage of Income Payment Plan (PIPP) pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code.
- (2) the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code; and
- (3) the unpaid account balances of those customers on other Commission-approved deferred payment plans or the Budget Billing Plan, except that a late payment charge may be assessed on any deferred payment plan or Budget Billing Plan amount not timely paid.
- (4) the unpaid gas commodity portion of account balances of those customers served by a Supplier participating in the Company's Choice Program where Company has not agreed to purchase the Supplier's accounts receivable.

At a residential customer's request, the Company will waive a late payment charge where the current charge is the only late payment charge levied in the most recent twelve month period.

### SERVICE REGULATIONS

The supplying of, and billing for, service, and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Rules and Regulations currently in effect as filed with the Public Utilities Commission of Ohio and as provided by law and by the regulations of the Public Utilities Commission of Ohio.

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P.U.C.O. Gas No. 18  
Sheet No. 37.1-2  
Cancels and Supersedes  
Original Sheet No. 37.1  
Page 1 of 5

**RATE FT-L**

**FIRM TRANSPORTATION SERVICE - LARGE**

**AVAILABILITY**

Firm full requirements transportation service for an individual non-residential customer using more than 4,000 CCF during the prior calendar year at one premise, which is provided from the Company's city gate receipt points to the outlet side of Company's meter used to serve the customer. This service is available within the Company's entire service territory, and at the customer's option, to serve the firm service requirements of interruptible transportation customers in combination with service under Rate IT to all non-residential customers except for those customers whose utility service accounts are past due at the time customer desires to utilize this service. The Company may terminate a customer's supplier contract for non-payment and return the customer to the Company's service only if: (1) the Supplier has made an affirmative request for the Company to act as its agent to terminate customer contracts for non-payment; and (2) the Supplier has included in its customer contracts, a notice that the Company can terminate such contracts for non-payment. Where the Supplier is performing its own billing of the gas supply, termination of the agreement will be at the discretion of the Supplier, as specified in the Supplier contracts for service. The Supplier or the Company shall give no less than 30 days written notice that the customer will be switched from the Supplier and revert to the Company unless the past due amount is paid by the customer's next scheduled bill due date. If the past due amount is paid by the next scheduled bill due date, the customer will not revert to the Company and will remain with the Supplier. If the Company provides the late payment notice to the customer, it will send a copy of the notice to the customer's Supplier. Service shall be provided on demand from the Company's city gate receipt points to the outlet side of Company's meter used to serve the customer. Customer must enter into a "pooling" agreement with a Supplier that meets the Company's requirements for participation in this pooling program, and must arrange for the delivery of gas into Company's system.

Customers who believe that they will significantly increase throughput, from their historic firm service levels, shall so inform the Company.

Gas transported under this tariff shall be for customer's sole use at one point of delivery where distribution mains are adjacent to the premise to be served. Any gas provided hereunder shall be provided by displacement.

**DEFINITIONS**

Terms used in this tariff are defined in the same manner as set forth in Rate FRAS, Sheet No. 44.

**CHANGES IN CUSTOMERS' SERVICE ELECTIONS**

Customers, who elect service under this tariff and later return to Company's sales service may do so only in accordance with the requirements of the Company's tariffs and applicable regulations of the Public Utilities Commission of Ohio. If a customer voluntarily elects to return to the Company's sales service, all incremental gas procurement, upstream transportation, and storage costs incurred by Company in order to return customer to sales service shall be borne by customer pursuant to the Commission's Gas Transportation Program Guidelines adopted in Case No. 85-800-GA-COI.

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Sheet No. 37.4-2  
Cancels and Supersedes  
Original Sheet No. 37.1  
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#### TRANSFER OF SERVICE

Customers may transfer from one Supplier's pool to any other Supplier's pool or revert to the Company's sales service upon payment of a \$4.00 switching fee. If the Company's firm transportation program terminates, or if the Company terminates a customer's Supplier's participation in the Company's transportation program, the customer may revert to the Company's sales service without paying the switching fee.

After the Company installs additional information system capability on or before September 1, 2007, a customer participating in a governmental aggregation will not be subject to the switching fee, regardless of whether the customer returns to the Company's sales service from the governmental aggregation or the governmental aggregator chooses to switch its aggregation to a different Supplier.

#### CHARACTER OF SERVICE

Service provided under this schedule shall be firm service.

#### NET MONTHLY BILL

The Net Monthly Bill shall be determined in accordance with the following rates and charges:

The following charges are effective June 4, 2008 through June 3, 2009:

Fixed Delivery Service Charge \$130.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring stations to the outlet  
side of Company's meter used to measure deliveries to customer: \$0.152775 per CCF

The following charges are effective with the June 2009 billing cycle on a bills rendered basis:

Fixed Delivery Service Charge \$180.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring stations to the outlet  
side of Company's meter used to measure deliveries to customer: \$0.44293-104830 per CCF

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#### NET MONTHLY BILL (Cont'd)

Plus, all transported gas shall be subject to an adjustment per CCF as set forth on:  
Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 69, Rider GSR, Gas Surcredit Rider  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Plus, or minus, rate adjustments which may occur as a result of changes in the rates of interstate pipelines, or of rulings of the Public Utilities Commission of Ohio and/or the Federal Energy Regulatory Commission, and for which it is determined that all customers should be allocated some portion of the corresponding costs or refunds.

In addition, the net monthly bill, as calculated above, shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

Customer and/or its Suppliers shall be responsible for the collection and payment of excise taxes, revenue taxes, or similar taxes on the gas supplies that customer purchases from its Supplier.

#### MINIMUM BILL

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

#### LATE PAYMENT CHARGE

Payment of the total amount due must be received in Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance of the bill is due and payable. However, this provision is not applicable to the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code, or to the unpaid gas commodity portion of account balances of those customers served by a Supplier participating in the Company's Choice Program where Company has not agreed to purchase the Supplier's accounts receivable.

#### GENERAL TERMS AND CONDITIONS

##### 1. Approved Supplier List

Company shall maintain a list of qualified Suppliers from which customer can choose. Such list shall include Suppliers who sign a Gas Supply Aggregation/Customer Pooling Agreement in which Supplier agrees to participate in, and abide by Company's requirements for, its pooling program. This list shall be available to customer upon request.

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## GENERAL TERMS AND CONDITIONS (Cont'd)

### 2. Applications and Service Date

A customer who desires service under this tariff shall apply through its chosen Supplier. Unless the Company determines that the customer is not eligible to become a transportation customer of the Supplier, the Company shall transfer the customer to the Supplier's pool on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the date the Company receives the transfer request from the Supplier. The Company shall notify the Supplier of the actual transfer date.

A customer may request termination of service under this tariff and return to the Company's sales service by notifying the Company, and the request will become effective on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the receipt of such notification. In the event that a customer is returned to sales service for non-payment, the Supplier shall provide the Company with notice of termination and shall comply with any notice requirements of the Suppliers' Code of Conduct set forth in Rate FRAS, Sheet No. 44.

### 3. Delivery Pressure and Gas Composition

Gas service under this tariff shall be at the pressure that is currently available at customer's premise. During severe weather periods, the Company must sometimes supplement its flowing gas supplies with propane-air gas produced at peaking plants located at various points on the Company's system. While the Company attempts to manufacture such gas at a heating value roughly equivalent to the heating value of its flowing gas supplies, it is not always able to do so. A customer whose operations are affected by swings in the composition of the Company's gas is required to notify the Company of that fact so that the Company can give the customer advance notice when the propane plants are going to be in operation.

### 4. Service Term

Except customers returned for non-payment or for good cause shown, a customer who elects service under this tariff, other than a small commercial customer, shall not be permitted to return to Company's sales service for at least one (1) year.

### 5. Regulatory Approvals

Customer's Supplier shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates or permits to enable gas to be delivered to the Company's system.

Filed pursuant to an Entry Order dated July 9, 2008 \_\_\_\_\_ in Case Nos. ~~07-589-GA-AIR~~, ~~07-590-GA-ALT~~ and ~~07-591-GA-AAM~~ before the Public Utilities Commission of Ohio.

Issued: ~~July 10, 2008~~ \_\_\_\_\_

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Duke Energy Ohio  
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Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 37.4-2  
Cancels and Supersedes  
Original Sheet No. 37.1  
Page 5 of 5

#### **AUTOMATIC METER READING EQUIPMENT**

If the customer requests the Company to install remote meter reading equipment at customer's meter location in order to monitor the customer's usage on a daily basis, customer shall be responsible for the cost of such equipment either through a lump-sum payment or monthly facilities charges, at the Company's option, designed to reimburse the Company for the cost of such equipment.

#### **AUTOMATIC METER READING EQUIPMENT (cont'd)**

In the event customer, in co-operation with its Supplier, wishes to install telemetering devices or related equipment in order to monitor consumption, the Company shall provide the necessary interface with its meters. Customer shall be responsible for the costs of providing such interface, including the cost of electric and or telephone services, if required. Customer shall pay the Company, either through a lump-sum payment or monthly facilities charges, at the Company's option, designed to reimburse Company for the cost of providing such interface. Customer shall be solely responsible for installing, maintaining, and operating devices that it installs. Customer, or its agent, shall provide the Company with daily usage data if requested by the Company. In the event of disagreement between the parties, the Company's metered consumption data shall be used for all billings to the customer.

#### **CURTAILMENT OF SERVICE**

Company may curtail service under this rate schedule in accordance with curtailment procedures on file with, and approved by, the Public Utilities Commission of Ohio. In the event customer fails to comply with the Company's direction to curtail, the Company reserves the right to physically discontinue service to the customer. Company shall not be liable in damages or otherwise to customer for any loss of production, other claim, or any consequences occasioned by customer as a result of such curtailment or because of the lack of advance notice to customer of such curtailment.

#### **SERVICE REGULATIONS**

The supplying of, and billing for, service, and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Rules and Regulations currently in effect as filed with the Public Utilities Commission of Ohio and as provided by law and by the regulations of The Public Utilities Commission of Ohio.

Filed pursuant to an Entry Order dated July 9, 2008 in Case Nos. 07-589-GA-ALT, 07-590-GA-ALT and 07-591-GA-AAM before the Public Utilities Commission of Ohio.

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Sheet No. 52.42  
Cancels and Supersedes  
Sheet No. 52.1  
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## RATE FT-S

### FIRM TRANSPORTATION SERVICE - SMALL

#### AVAILABILITY

Firm full requirements transportation service for an individual non-residential customer using 4,000 CCF or less during the prior calendar year at one premise, which is provided from the Company's city gate receipt points to the outlet side of Company's meter used to serve the customer. This service is available within the Company's entire service territory, and at the customer's option, to serve the firm service requirements of interruptible transportation customers in combination with service under Rate IT to all non-residential customers except for those customers whose utility service accounts are past due at the time customer desires to utilize this service. The Company may terminate a customer's supplier contract for non-payment and return the customer to the Company's service only if: (1) the Supplier has made an affirmative request for the Company to act as its agent to terminate customer contracts for non-payment; and (2) the Supplier has included in its customer contracts, a notice that the Company can terminate such contracts for non-payment. Where the Supplier is performing its own billing of the gas supply, termination of the agreement will be at the discretion of the Supplier, as specified in the Supplier contracts for service. The Supplier or the Company shall give no less than 30 days written notice that the customer will be switched from the Supplier and revert to the Company unless the past due amount is paid by the customer's next scheduled bill due date. If the past due amount is paid by the next scheduled bill due date, the customer will not revert to the Company and will remain with the Supplier. If the Company provides the late payment notice to the customer, it will send a copy of the notice to the customer's Supplier. Service shall be provided on demand from the Company's city gate receipt points to the outlet side of Company's meter used to serve the customer. Customer must enter into a "pooling" agreement with a Supplier that meets the Company's requirements for participation in this pooling program, and must arrange for the delivery of gas into Company's system.

Customers who believe that they will significantly increase throughput, from their historic firm service levels, shall so inform the Company.

Gas transported under this tariff shall be for customer's sole use at one point of delivery where distribution mains are adjacent to the premise to be served. Any gas provided hereunder shall be provided by displacement.

#### DEFINITIONS

Terms used in this tariff are defined in the same manner as set forth in Rate FRAS, Sheet No. 44.

#### CHANGES IN CUSTOMERS' SERVICE ELECTIONS

Customers, who elect service under this tariff and later return to Company's sales service may do so only in accordance with the requirements of the Company's tariffs and applicable regulations of the Public Utilities Commission of Ohio. If a customer voluntarily elects to return to the Company's sales service, all incremental gas procurement, upstream transportation, and storage costs incurred by Company in order to return customer to sales service shall be borne by customer pursuant to the Commission's Gas Transportation Program Guidelines adopted in Case No. 85-800-GA-COI.

Filed pursuant to an Entry Order dated July 9, 2008, In Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM, before the Public Utilities Commission of Ohio.

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#### TRANSFER OF SERVICE

Customers may transfer from one Supplier's pool to any other Supplier's pool or revert to the Company's sales service upon payment of a \$4.00 switching fee. If the Company's firm transportation program terminates, or if the Company terminates a customer's Supplier's participation in the Company's transportation program, the customer may revert to the Company's sales service without paying the switching fee.

After the Company installs additional information system capability on or before September 1, 2007, a customer participating in a governmental aggregation will not be subject to the switching fee, regardless of whether the customer returns to the Company's sales service from the governmental aggregation or the governmental aggregator chooses to switch its aggregation to a different Supplier.

#### CHARACTER OF SERVICE

Service provided under this schedule shall be firm service.

#### NET MONTHLY BILL

The Net Monthly Bill shall be determined in accordance with the following rates and charges:

The following charges are effective June 4, 2008 through June 3, 2009:

Fixed Delivery Service Charge \$40.00

Plus the applicable charge per month as set forth on Sheet No. 65, Rider AMRP, Accelerated Main Replacement Program and Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported for customer from Company's city-gate measuring stations to the outlet side of Company's meter used to measure deliveries to customer: \$0.1455 per CCF

The following charges are effective with the June 2009 billing cycle on a bills rendered basis:

Fixed Delivery Service Charge \$45.00

Plus the applicable charge per month as set forth on Sheet No. 65, Rider AMRP, Accelerated Main Replacement Program and Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported for customer from Company's city-gate measuring stations to the outlet side of Company's meter used to measure deliveries to customer: \$0.407552-099452 per CCF

Filed pursuant to an Entry Order dated July 9, 2008, in Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM, before the Public Utilities Commission of Ohio.

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#### NET MONTHLY BILL (Cont'd)

Plus, all transported gas shall be subject to an adjustment per CCF as set forth on:  
Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 66, Rider GSR, Gas Surcredit Rider  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider.  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Plus, or minus, rate adjustments which may occur as a result of changes in the rates of interstate pipelines, or of rulings of the Public Utilities Commission of Ohio and/or the Federal Energy Regulatory Commission, and for which it is determined that all customers should be allocated some portion of the corresponding costs or refunds.

In addition, the net monthly bill, as calculated above, shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

Customer and/or its Suppliers shall be responsible for the collection and payment of excise taxes, revenue taxes, or similar taxes on the gas supplies that customer purchases from its Supplier.

#### MINIMUM BILL

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

#### LATE PAYMENT CHARGE

Payment of the total amount due must be received in Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance of the bill is due and payable. However, this provision is not applicable to the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code, or to the unpaid gas commodity portion of account balances of those customers served by a Supplier participating in the Company's Choice Program where Company has not agreed to purchase the Supplier's accounts receivable.

#### GENERAL TERMS AND CONDITIONS

##### 1. Approved Supplier List

Company shall maintain a list of qualified Suppliers from which customer can choose. Such list shall include Suppliers who sign a Gas Supply Aggregation/Customer Pooling Agreement in which Supplier agrees to participate in, and abide by Company's requirements for, its pooling program. This list shall be available to customer upon request.

Filed pursuant to an Entry Order dated July 9, 2008, in Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM, before the Public Utilities Commission of Ohio.

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## GENERAL TERMS AND CONDITIONS (Cont'd)

### 2. Applications and Service Date

A customer who desires service under this tariff shall apply through its chosen Supplier. Unless the Company determines that the customer is not eligible to become a transportation customer of the Supplier, the Company shall transfer the customer to the Supplier's pool on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the date the Company receives the transfer request from the Supplier. The Company shall notify the Supplier of the actual transfer date.

A customer may request termination of service under this tariff and return to the Company's sales service by notifying the Company, and the request will become effective on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the receipt of such notification. In the event that a customer is returned to sales service for non-payment, the Supplier shall provide the Company with notice of termination and shall comply with any notice requirements of the Suppliers' Code of Conduct set forth in Rate FRAS, Sheet No. 44.

### 3. Delivery Pressure and Gas Composition

Gas service under this tariff shall be at the pressure that is currently available at customer's premise. During severe weather periods, the Company must sometimes supplement its flowing gas supplies with propane-air gas produced at peaking plants located at various points on the Company's system. While the Company attempts to manufacture such gas at a heating value roughly equivalent to the heating value of its flowing gas supplies, it is not always able to do so.

A customer whose operations are affected by swings in the composition of the Company's gas is required to notify the Company of that fact so that the Company can give the customer advance notice when the propane plants are going to be in operation.

### 4. Service Term

Except customers returned for non-payment or for good cause shown, a customer who elects service under this tariff, other than a small commercial customer, shall not be permitted to return to Company's sales service for at least one (1) year.

### 5. Regulatory Approvals

Customer's Supplier shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates or permits to enable gas to be delivered to the Company's system.

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#### **AUTOMATIC METER READING EQUIPMENT**

If the customer requests the Company to install remote meter reading equipment at customer's meter location in order to monitor the customer's usage on a daily basis, customer shall be responsible for the cost of such equipment either through a lump-sum payment or monthly facilities charges, at the Company's option, designed to reimburse the Company for the cost of such equipment.

In the event customer, in co-operation with its Supplier, wishes to install telemetering devices or related equipment in order to monitor consumption, the Company shall provide the necessary interface with its meters. Customer shall be responsible for the costs of providing such interface, including the cost of electric and or telephone services, if required. Customer shall pay the Company, either through a lump-sum payment or monthly facilities charges, at the Company's option, designed to reimburse Company for the cost of providing such interface. Customer shall be solely responsible for installing, maintaining, and operating devices that it installs. Customer, or its agent, shall provide the Company with daily usage data if requested by the Company. In the event of disagreement between the parties, the Company's metered consumption data shall be used for all billings to the customer.

#### **CURTAILMENT OF SERVICE**

Company may curtail service under this rate schedule in accordance with curtailment procedures on file with, and approved by, the Public Utilities Commission of Ohio. In the event customer fails to comply with the Company's direction to curtail, the Company reserves the right to physically discontinue service to the customer. Company shall not be liable in damages or otherwise to customer for any loss of production, other claim, or any consequences occasioned by customer as a result of such curtailment or because of the lack of advance notice to customer of such curtailment.

#### **SERVICE REGULATIONS**

The supplying of, and billing for, service, and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Rules and Regulations currently in effect as filed with the Public Utilities Commission of Ohio and as provided by law and by the regulations of The Public Utilities Commission of Ohio.

Filed pursuant to an Entry Order dated July 9, 2008, in Case Nos. 07-589-GA-AIR, 07-590-GA-ALT and 07-591-GA-AAM, before the Public Utilities Commission of Ohio.

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Sheet No. 67.2  
Cancels and Supersedes  
Sheet No. 67.1  
Page 1 of 1

**RIDER UE-G**

**UNCOLLECTIBLE EXPENSE RIDER**

**APPLICABILITY**

Applicable to all sales service and transportation customers.

**DESCRIPTION**

This rider enables the recovery of costs associated with uncollectible accounts arising from those customers responsible for paying the Uncollectible Expense Rider. The Company shall file an application with the Public Utilities Commission of Ohio if the Company determines that an adjustment of more than plus or minus ten (10) percent is needed to adjust for prior period over or under-collections.

**MONTHLY CHARGE**

A charge of \$0.01569 per CCF shall be applied to all gas volumes delivered to customers in the customer classes noted above.

**SERVICE REGULATIONS**

The supplying and billing for service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio, and to the Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public Utilities Commission Ohio.

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Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 30.16  
Cancels and Supersedes  
Sheet No. 30.15  
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## RATE RS

### RESIDENTIAL SERVICE

#### APPLICABILITY

Applicable to gas service required for residential purposes when supplied at one point of delivery where distribution mains are adjacent to the premises to be served.

#### NET MONTHLY BILL

The Net Monthly Bill is determined as follows:

All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through September 30, 2008:

Fixed Delivery Service Charge per month \$15.00

Plus the applicable charge per month as set forth on Sheet No. 65, Rider AMRP, Accelerated Main Replacement Program and Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for

First 400 CCF	\$0.401134 per CCF
Additional CCF	\$0.465834 per CCF

The following charges are effective with the October 2008 billing cycles through May 2009 billing cycles on a bills rendered basis:

Fixed Delivery Service Charge per month \$20.25

Plus the applicable charge per month as set forth on Sheet No. 65, Rider AMRP, Accelerated Main Replacement Program and Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for

First 400 CCF	\$0.107044 per CCF
Additional CCF	\$0.171544 per CCF

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

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Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
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#### NET MONTHLY BILL (Cont'd)

The following charges are effective with the June 2009 billing cycles on a bills rendered basis:  
Fixed Delivery Service Charge per month \$25.33

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program  
and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for

First 400 CCF	\$0.032728 per CCF
Additional CCF	\$0.097278 per CCF

Plus, all delivered gas shall be subject to an adjustment per CCF as set forth on:  
Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider.  
Sheet No. 71, Rider GCRR, Gas Cost Recovery Rate.  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

#### EXCISE TAX RIDER

The net monthly bill shall be adjusted by application of the percent specified on Sheet No. 84, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

#### MINIMUM BILL

The monthly minimum bill shall be the monthly Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 84, Ohio Excise Tax Liability Rider.

#### LATE PAYMENT CHARGE

Payment of the total amount due must be received in the Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance is due and payable. However, this provision is not applicable to:

- (1) customers actively enrolled on the Percentage of Income Payment Plan (PIPP) pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code;
- (2) the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code; and
- (3) the unpaid account balances of those customers on other Commission approved deferred payment plans or the Budget Billing Plan, except that a late payment charge may be assessed on any deferred payment plan or Budget Billing Plan amount not timely paid.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

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139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
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**LATE PAYMENT CHARGE (Cont'd)**

At a residential customer's request, the Company will waive a late payment charge where the current charge is the only late payment charge levied in the most recent twelve month period.

**SERVICE REGULATIONS**

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio, as provided by law.

Filed pursuant to an Order dated \_\_\_\_\_ In Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

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Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 32.2  
Cancels and Supersedes  
Sheet No. 32.1  
Page 1 of 2

**RATE GS-S**

**GENERAL SERVICE - SMALL**

**APPLICABILITY**

Applicable to gas service required for any purpose by an individual non-residential customer using 4,000 CCF or less during the prior calendar year at one premise when supplied at one point of delivery where distribution mains are adjacent to the premises to be served.

**NET MONTHLY BILL**

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

**The following charges are effective June 4, 2008 through June 3, 2009:**

Fixed Delivery Service Charge per month \$40.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF delivered at \$0.145500 per CCF

**The following charges are effective with the June 2009 billing cycles on a bills rendered basis:**

Fixed Delivery Service Charge per month \$45.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF delivered at \$0.099452 per CCF

Plus, all delivered gas shall be subject to an adjustment per CCF as set forth on:

Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.

Sheet No. 67, Rider UE-G, Uncollectible Expense Rider

Sheet No. 68, Rider STR, State Tax Rider.

Sheet No. 71, Rider GCRR, Gas Cost Recovery Rate.

Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public Utilities  
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Cincinnati, Ohio 45202

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**EXCISE TAX RIDER**

The net monthly bill shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

**MINIMUM BILL**

The monthly minimum bill shall be the monthly Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

**LATE PAYMENT CHARGE**

Payment of the total amount due must be received in the Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance is due and payable.

**TERM OF SERVICE**

One year, terminable thereafter on three (3) days written notice by either customer or Company.

**SERVICE REGULATIONS**

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio, as provided by law.

Filed pursuant to an Order dated \_\_\_\_\_ In Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

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139 East Fourth Street  
Cincinnati, Ohio 45202

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Sheet No. 33.13  
Cancels and Supersedes  
Sheet No. 33.12  
Page 1 of 5

## RATE RFT

### RESIDENTIAL FIRM TRANSPORTATION SERVICE

#### AVAILABILITY

Firm transportation service for residential purposes, which is provided from the Company's city gate receipt points to the outlet side of Company's meter. Service is available to all residential customers, except for those customers whose utility service accounts are past due at the time customer desires to utilize this service. The Company may terminate a customer's supplier contract for non-payment and return the customer to the Company's sales service only if: (1) the Supplier has made an affirmative request for the Company to act as its agent to terminate customer contracts for non-payment; and (2) the Supplier has included in its customer contracts, a notice that the Company can terminate such contracts for non-payment. Where the Supplier is performing its own billing of the gas supply, termination of the agreement will be at the discretion of the Supplier, as specified in the Supplier contracts for service. In either case, the Supplier or the Company shall give no less than 30 days written notice that the customer will be switched from the Supplier and revert to the Company unless the past due amount is paid by the customer's next scheduled bill due date. If the past due amount is paid by the next scheduled bill due date, the customer will not revert to the Company and will remain with the Supplier. If the Company provides the late payment notice to the customer, it will send a copy of the notice to the customer's Supplier. A customer must enter into an agreement with a Supplier who meets the Company's requirements for participation in this pooling program pursuant to Rate FRAS, Sheet No. 44.

Gas transported under this tariff shall be for customer's sole use at one point of delivery where distribution mains are adjacent to the premises to be served. Any gas provided hereunder shall be provided by displacement.

Residential customers who are enrolled in income payment plans pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code (PIPP Customers), shall be provided their alternative gas supply service exclusively through their own supply pool, for which gas is provided by a willing Supplier whose bid has been approved by the Public Utilities Commission of Ohio.

#### DEFINITIONS

Terms used in this tariff are defined in the same manner as set forth in Rate FRAS, Sheet No. 44.

#### CHANGES IN CUSTOMERS' SERVICE ELECTIONS

Customers who elect service under this tariff and later return to Company's sales service may do so only in accordance with the requirements of the Company's tariffs and applicable regulations of the Public Utilities Commission of Ohio. If a customer voluntarily elects to return to the Company's sales service, all incremental gas procurement, upstream transportation, and storage costs incurred by the Company in order to return a customer to sales service shall be borne by customer pursuant to the Commission's Gas Transportation Program Guidelines adopted in Case No. 85-800-GA-COI.

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139 East Fourth Street  
Cincinnati, Ohio 45202

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#### TRANSFER OF SERVICE

Customers may transfer from one Supplier's pool to any other Supplier's pool or revert to the Company's sales service upon payment of a \$4.00 switching fee. If the Company's firm transportation program terminates, or if the Company terminates a customer's Supplier's participation in the Company's transportation program, the customer may revert to the Company's sales service without paying the switching fee.

After the Company installs additional information system capability on or before September 1, 2007, a customer participating in a governmental aggregation will not be subject to the switching fee, regardless of whether the customer returns to the Company's sales service from the governmental aggregation or the governmental aggregator chooses to switch its aggregation to a different Supplier.

#### NET MONTHLY BILL

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through September 30, 2008:

Fixed Delivery Service Charge per month \$15.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:  
First 400 CCF \$0.401134 per CCF  
Additional CCF \$0.465634 per CCF

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public  
Utilities Commission of Ohio.

Issued:

Issued by Julie Janson, President

Effective:

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 33.13  
Cancels and Supersedes  
Sheet No. 33.12  
Page 3 of 5

**NET MONTHLY BILL (Cont'd)**

The following charges are effective with the October 2008 billing cycles through May 2009 billing cycles on a bills rendered basis:

Fixed Delivery Service Charge per month \$20.25

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:

First 400 CCF	\$0.107044 per CCF
Additional CCF	\$0.171544 per CCF

The following charges are effective with the June 2009 billing cycles on a bills rendered basis:

Fixed Delivery Service Charge per month \$25.33

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:

First 400 CCF	\$0.032728 per CCF
Additional CCF	\$0.097278 per CCF

Plus, all transported gas shall be subject to an adjustment per CCF as set forth on:  
Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 66, Rider GSR, Gas Surcredit Rider  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider.  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public  
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139 East Fourth Street  
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P.U.C.O. Gas No. 18  
Sheet No. 33.13  
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#### NET MONTHLY BILL (Cont'd)

Plus, or minus, rate adjustments which may occur as a result of changes in the rates of interstate pipelines, or of rulings of the Public Utilities Commission of Ohio and/or the Federal Energy Regulatory Commission, and for which it is determined that all customers should be allocated some portion of the corresponding costs or refunds.

In addition, the net monthly bill, as calculated above, shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

Customer and/or its Suppliers shall be responsible for the collection and payment of excise taxes, revenue taxes, or similar taxes on the gas supplies that customer purchases from its Supplier.

#### MINIMUM BILL

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above plus the percentage specified in Rider ETR, Sheet No. 64, the Ohio Excise Tax Liability Rider.

#### GENERAL TERMS AND CONDITIONS

1. Approved Supplier List

Company shall maintain a list of qualified Suppliers from which customer can choose. Such list shall include Suppliers who sign a Gas Supply Aggregation/Customer Pooling Agreement in which Supplier agrees to participate in, and abide by Company's requirements for, its pooling program. This list shall be available to any customer upon request.

2. Applications and Service Date

A customer who desires service under this tariff shall apply through its chosen Supplier. Unless the Company determines that the customer is not eligible to become a transportation customer of the Supplier, the Company shall transfer the customer to the Supplier's pool on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the date the Company receives the transfer request from the Supplier. The Company shall notify the Supplier of the actual transfer date.

A customer may request termination of service under this tariff and return to the Company's sales service by notifying the Company, and the request will become effective on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the receipt of such notification. In the event that a customer is returned to sales service for non-payment, the Supplier shall provide the Company with notice of termination and shall comply with all notice requirements of the Suppliers' Code of Conduct set forth in Rate FRAS, Sheet No. 44.

3. Delivery Pressure and Gas Composition

Gas service under this tariff shall be at the pressure that is currently available at customer's premise.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

Issued:

Issued by Julie Janson, President

Effective:

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 33.13  
Cancels and Supersedes  
Sheet No. 33.12  
Page 5 of 5

#### GENERAL TERMS AND CONDITIONS (Cont'd)

During severe weather periods, Company must sometimes supplement its flowing gas supplies with propane-air gas produced at peaking plants located at various points on Company's system. While Company attempts to manufacture such gas at a heating value roughly equivalent to the heating value of its flowing gas supplies, it is not always able to do so.

#### 4. Regulatory Approvals

Customer's Supplier shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates or permits to enable gas to be delivered to Company's system.

#### LATE PAYMENT CHARGE

Payment of the total amount due must be received in Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance of the bill is due and payable. However, this provision is not applicable to:

#### LATE PAYMENT CHARGE (Cont'd.)

- (1) customers actively enrolled on the Percentage of Income Payment Plan (PIPP) pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code.
- (2) the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code; and
- (3) the unpaid account balances of those customers on other Commission-approved deferred payment plans or the Budget Billing Plan, except that a late payment charge may be assessed on any deferred payment plan or Budget Billing Plan amount not timely paid.
- (4) the unpaid gas commodity portion of account balances of those customers served by a Supplier participating in the Company's Choice Program where Company has not agreed to purchase the Supplier's accounts receivable.

At a residential customer's request, the Company will waive a late payment charge where the current charge is the only late payment charge levied in the most recent twelve month period.

#### SERVICE REGULATIONS

The supplying of, and billing for, service, and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Rules and Regulations currently in effect as filed with the Public Utilities Commission of Ohio and as provided by law and by the regulations of the Public Utilities Commission of Ohio.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

Issued:

Issued by Julie Janson, President

Effective:

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 34.2  
Cancels and Supersedes  
Sheet No. 34.1  
Page 1 of 3

## **RATE RSLI**

### **RESIDENTIAL SERVICE LOW INCOME PILOT**

#### **APPLICABILITY**

This pilot will be implemented upon development of program parameters. Applicable to gas service required for residential purposes when supplied at one point of delivery where distribution mains are adjacent to the premises to be served. Eligible customers are non-PIPP, low usage residential customers verified at or below 175% of poverty level. The total number of customers that may receive service under Rate RSLI and Rate RFTLI is 10,000.

#### **NET MONTHLY BILL**

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through September 30, 2008:  
Fixed Delivery Service Charge per month \$11.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF \$0.401134 per CCF

The following charges are effective with the October 2008 billing cycles through May 2009  
billing cycles on a bills rendered basis:  
Fixed Delivery Service Charge per month \$16.25

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF \$0.107044 per CCF

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public  
Utilities Commission of Ohio.

Issued: -

Issued by Julie Janson, President

Effective: -

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 34.2  
Cancels and Supersedes  
Sheet No. 34.1  
Page 2 of 3

#### NET MONTHLY BILL (Cont'd)

The following charges are effective with the June 2009 billing cycle on a bills rendered basis:  
Fixed Delivery Service Charge per month \$21.33

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF \$0.032728 per CCF

Plus, all delivered gas shall be subject to an adjustment per CCF as set forth on:  
Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider.  
Sheet No. 71, Rider GCRR, Gas Cost Recovery Rate.  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

#### EXCISE TAX RIDER

The net monthly bill shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

#### MINIMUM BILL

The monthly minimum bill shall be the monthly Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

#### LATE PAYMENT CHARGE

Payment of the total amount due must be received in the Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance is due and payable. However, this provision is not applicable to:

- (1) customers actively enrolled on the Percentage of Income Payment Plan (PIPP) pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code;
- (2) the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code; and
- (3) the unpaid account balances of those customers on other Commission approved deferred payment plans or the Budget Billing Plan, except that a late payment charge may be assessed on any deferred payment plan or Budget Billing Plan amount not timely paid.

Filed pursuant to an Order dated \_\_\_\_\_ In Case No. \_\_\_\_\_ before the Public  
Utilities Commission of Ohio.

Issued: -

Issued by Julie Janson, President

Effective: -

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 34.2  
Cancels and Supersedes  
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**LATE PAYMENT CHARGE (Cont'd.)**

At a residential customer's request, the Company will waive a late payment charge where the current charge is the only late payment charge levied in the most recent twelve month period.

**SERVICE REGULATIONS**

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio, as provided by law.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public  
Utilities Commission of Ohio.

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Issued: -

Issued by Julie Janson, President

Effective: -



Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 46202

P.U.C.O. Gas No. 18  
Sheet No. 35.2  
Cancels and Supersedes  
Sheet No. 35.1  
Page 1 of 2

**RATE GS-L**

**GENERAL SERVICE - LARGE**

**APPLICABILITY**

Applicable to gas service required for any purpose by an individual non-residential customer using more than 4,000 CCF during the prior calendar year at one premise when supplied at one point of delivery where distribution mains are adjacent to the premises to be served.

**NET MONTHLY BILL**

The Net Monthly Bill is determined as follows:  
All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through June 3, 2009:

Fixed Delivery Service Charge per month \$130.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF delivered at \$0.152775 per CCF

The following charges are effective with the June 2009 billing cycle on a bills rendered basis:

Fixed Delivery Service Charge per month \$180.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge for  
All CCF delivered at \$0.104830 per CCF

Plus, all delivered gas shall be subject to an adjustment per CCF as set forth on:

Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.

Sheet No. 67, Rider UE-G, Uncollectible Expense Rider

Sheet No. 68, Rider STR, State Tax Rider.

Sheet No. 71, Rider GCRR, Gas Cost Recovery Rate.

Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the  
Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Julie Janson, President

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 35.2  
Cancels and Supersedes  
Sheet No. 35.1  
Page 2 of 2

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**EXCISE TAX RIDER**

The net monthly bill shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

**MINIMUM BILL**

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

**LATE PAYMENT CHARGE**

Payment of the total amount due must be received in the Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance is due and payable.

**TERM OF SERVICE**

One year, terminable thereafter on three (3) days written notice by either customer or Company.

**SERVICE REGULATIONS**

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Regulations currently in effect, as filed with the Public Utilities Commission of Ohio, as provided by law.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the  
Public Utilities Commission of Ohio.

---

Issued:

Effective:

Issued by Julie Janson, President

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 36.2  
Cancels and Supersedes  
Sheet No. 36.1  
Page 1 of 5

## RATE RFTLI

### RESIDENTIAL FIRM TRANSPORTATION SERVICE - LOW INCOME

#### AVAILABILITY

This pilot will be implemented upon development of program parameters. Firm transportation service for residential purposes, which is provided from the Company's city gate receipt points to the outlet side of Company's meter. Service is available to eligible residential customers, except for those customers whose utility service accounts are past due at the time customer desires to utilize this service. Eligible customers are non-PIPP, low usage residential customer verified at or below 175% of poverty level. The total number of customers that may receive service under Rate RSLI and Rate RFTLI is 10,000. The Company may terminate a customer's supplier contract for non-payment and return the customer to the Company's sales service only if: (1) the Supplier has made an affirmative request for the Company to act as its agent to terminate customer contracts for non-payment; and (2) the Supplier has included in its customer contracts, a notice that the Company can terminate such contracts for non-payment. Where the Supplier is performing its own billing of the gas supply, termination of the agreement will be at the discretion of the Supplier, as specified in the Supplier contracts for service. In either case, the Supplier or the Company shall give no less than 30 days written notice that the customer will be switched from the Supplier and revert to the Company unless the past due amount is paid by the customer's next scheduled bill due date. If the past due amount is paid by the next scheduled bill due date, the customer will not revert to the Company and will remain with the Supplier. If the Company provides the late payment notice to the customer, it will send a copy of the notice to the customer's Supplier. A customer must enter into an agreement with a Supplier who meets the Company's requirements for participation in this pooling program pursuant to Rate FRAS, Sheet No. 44.

Gas transported under this tariff shall be for customer's sole use at one point of delivery where distribution mains are adjacent to the premises to be served. Any gas provided hereunder shall be provided by displacement.

Residential customers who are enrolled in income payment plans pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code (PIPP Customers), shall be provided their alternative gas supply service exclusively through their own supply pool, for which gas is provided by a willing Supplier whose bid has been approved by the Public Utilities Commission of Ohio.

#### DEFINITIONS

Terms used in this tariff are defined in the same manner as set forth in Rate FRAS, Sheet No. 44.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

Issued:

Effective:

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Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 36.2  
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Sheet No. 36.1  
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#### CHANGES IN CUSTOMERS' SERVICE ELECTIONS

Customers who elect service under this tariff and later return to Company's sales service may do so only in accordance with the requirements of the Company's tariffs and applicable regulations of the Public Utilities Commission of Ohio. If a customer voluntarily elects to return to the Company's sales service, all incremental gas procurement, upstream transportation, and storage costs incurred by the Company in order to return a customer to sales service shall be borne by customer pursuant to the Commission's Gas Transportation Program Guidelines adopted in Case No. 85-800-GA-COI.

#### TRANSFER OF SERVICE

Customers may transfer from one Supplier's pool to any other Supplier's pool or revert to the Company's sales service upon payment of a \$4.00 switching fee. If the Company's firm transportation program terminates, or if the Company terminates a customer's Supplier's participation in the Company's transportation program, the customer may revert to the Company's sales service without paying the switching fee.

After the Company installs additional information system capability on or before September 1, 2007, a customer participating in a governmental aggregation will not be subject to the switching fee, regardless of whether the customer returns to the Company's sales service from the governmental aggregation or the governmental aggregator chooses to switch its aggregation to a different Supplier.

#### NET MONTHLY BILL

The Net Monthly Bill is determined as follows:

All delivered gas is billed in units of 100 cubic feet (CCF).

The following charges are effective June 4, 2008 through September 30, 2008:

Fixed Delivery Service Charge per month \$11.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:

All CCF

\$0.401134 per CCF

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public  
Utilities Commission of Ohio.

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Effective:

Issued by Julie Janson, President

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 36.2  
Cancels and Supersedes  
Sheet No. 36.1  
Page 3 of 5

**NET MONTHLY BILL (Cont'd.)**

The following charges are effective with the October 2008 billing cycles through May 2009 billing cycles on a bills rendered basis:

Fixed Delivery Service Charge per month \$16.25

Plus the applicable charge per month as set forth on Sheet  
No. 66, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:  
All CCF

\$0.107044 per CCF

The following charges are effective with the June 2009 billing cycle on a bills rendered basis:

Fixed Delivery Service Charge per month \$21.33

Plus the applicable charge per month as set forth on Sheet  
No. 66, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring  
stations to the outlet side of Company's  
meter used to measure deliveries to  
customer at:  
All CCF

\$0.032728 per CCF

Plus, all transported gas shall be subject to an adjustment per CCF as set forth on:  
Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 66, Rider GSR, Gas Surcredit Rider  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider.  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Plus, or minus, rate adjustments which may occur as a result of changes in the rates of  
interstate pipelines, or of rulings of the Public Utilities Commission of Ohio and/or the Federal Energy

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Effective:

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Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 36.2  
Cancels and Supersedes  
Sheet No. 36.1  
Page 4 of 5

**NET MONTHLY BILL (Cont'd.)**

Regulatory Commission, and for which it is determined that all customers should be allocated some portion of the corresponding costs or refunds.

In addition, the net monthly bill, as calculated above, shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

Customer and/or its Suppliers shall be responsible for the collection and payment of excise taxes, revenue taxes, or similar taxes on the gas supplies that customer purchases from its Supplier.

**MINIMUM BILL**

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above plus the percentage specified in Rider ETR, Sheet No. 64, the Ohio Excise Tax Liability Rider.

**GENERAL TERMS AND CONDITIONS**

**1. Approved Supplier List**

Company shall maintain a list of qualified Suppliers from which customer can choose. Such list shall include Suppliers who sign a Gas Supply Aggregation/Customer Pooling Agreement in which Supplier agrees to participate in, and abide by Company's requirements for, its pooling program. This list shall be available to any customer upon request.

**2. Applications and Service Date**

A customer who desires service under this tariff shall apply through its chosen Supplier. Unless the Company determines that the customer is not eligible to become a transportation customer of the Supplier, the Company shall transfer the customer to the Supplier's pool on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the date the Company receives the transfer request from the Supplier. The Company shall notify the Supplier of the actual transfer date.

A customer may request termination of service under this tariff and return to the Company's sales service by notifying the Company, and the request will become effective on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the receipt of such notification. In the event that a customer is returned to sales service for non-payment, the Supplier shall provide the Company with notice of termination and shall comply with all notice requirements of the Suppliers' Code of Conduct set forth in Rate FRAS, Sheet No. 44.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public  
Utilities Commission of Ohio.

Issued:

Effective:

Issued by Julie Janson, President

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 36.2  
Cancels and Supersedes  
Sheet No. 36.1  
Page 5 of 5

### GENERAL TERMS AND CONDITIONS (Cont'd.)

#### 3. Delivery Pressure and Gas Composition

Gas service under this tariff shall be at the pressure that is currently available at customer's premise.

During severe weather periods, Company must sometimes supplement its flowing gas supplies with propane-air gas produced at peaking plants located at various points on Company's system. While Company attempts to manufacture such gas at a heating value roughly equivalent to the heating value of its flowing gas supplies, it is not always able to do so.

#### 4. Regulatory Approvals

Customer's Supplier shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates or permits to enable gas to be delivered to Company's system.

### LATE PAYMENT CHARGE

Payment of the total amount due must be received in Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance of the bill is due and payable. However, this provision is not applicable to:

- (1) customers actively enrolled on the Percentage of Income Payment Plan (PIPP) pursuant to Rule 4901:1-18-04(B), Ohio Administrative Code.
- (2) the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code; and
- (3) the unpaid account balances of those customers on other Commission-approved deferred payment plans or the Budget Billing Plan, except that a late payment charge may be assessed on any deferred payment plan or Budget Billing Plan amount not timely paid.
- (4) the unpaid gas commodity portion of account balances of those customers served by a Supplier participating in the Company's Choice Program where Company has not agreed to purchase the Supplier's accounts receivable.

At a residential customer's request, the Company will waive a late payment charge where the current charge is the only late payment charge levied in the most recent twelve month period.

### SERVICE REGULATIONS

The supplying of, and billing for, service, and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Rules and Regulations currently in effect as filed with the Public Utilities Commission of Ohio and as provided by law and by the regulations of the Public Utilities Commission of Ohio.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

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Effective:

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Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 37.2  
Cancels and Supersedes  
Original Sheet No. 37.1  
Page 1 of 5

## RATE FT-L

### FIRM TRANSPORTATION SERVICE - LARGE

#### AVAILABILITY

Firm full requirements transportation service for an individual non-residential customer using more than 4,000 CCF during the prior calendar year at one premise, which is provided from the Company's city gate receipt points to the outlet side of Company's meter used to serve the customer. This service is available within the Company's entire service territory, and at the customer's option, to serve the firm service requirements of interruptible transportation customers in combination with service under Rate IT to all non-residential customers except for those customers whose utility service accounts are past due at the time customer desires to utilize this service. The Company may terminate a customer's supplier contract for non-payment and return the customer to the Company's service only if: (1) the Supplier has made an affirmative request for the Company to act as its agent to terminate customer contracts for non-payment; and (2) the Supplier has included in its customer contracts, a notice that the Company can terminate such contracts for non-payment. Where the Supplier is performing its own billing of the gas supply, termination of the agreement will be at the discretion of the Supplier, as specified in the Supplier contracts for service. The Supplier or the Company shall give no less than 30 days written notice that the customer will be switched from the Supplier and revert to the Company unless the past due amount is paid by the customer's next scheduled bill due date. If the past due amount is paid by the next scheduled bill due date, the customer will not revert to the Company and will remain with the Supplier. If the Company provides the late payment notice to the customer, it will send a copy of the notice to the customer's Supplier. Service shall be provided on demand from the Company's city gate receipt points to the outlet side of Company's meter used to serve the customer. Customer must enter into a "pooling" agreement with a Supplier that meets the Company's requirements for participation in this pooling program, and must arrange for the delivery of gas into Company's system.

Customers who believe that they will significantly increase throughput, from their historic firm service levels, shall so inform the Company.

Gas transported under this tariff shall be for customer's sole use at one point of delivery where distribution mains are adjacent to the premise to be served. Any gas provided hereunder shall be provided by displacement.

#### DEFINITIONS

Terms used in this tariff are defined in the same manner as set forth in Rate FRAS, Sheet No. 44.

#### CHANGES IN CUSTOMERS' SERVICE ELECTIONS

Customers, who elect service under this tariff and later return to Company's sales service may do so only in accordance with the requirements of the Company's tariffs and applicable regulations of the Public Utilities Commission of Ohio. If a customer voluntarily elects to return to the Company's sales service, all incremental gas procurement, upstream transportation, and storage costs incurred by Company in order to return customer to sales service shall be borne by customer pursuant to the Commission's Gas Transportation Program Guidelines adopted in Case No. 85-800-GA-COI.

Filed pursuant to an Order dated \_\_\_\_\_ in Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

Issued:

Effective:

Issued by Julie Janson, President



Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 37.2  
Cancels and Supersedes  
Original Sheet No. 37.1  
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#### TRANSFER OF SERVICE

Customers may transfer from one Supplier's pool to any other Supplier's pool or revert to the Company's sales service upon payment of a \$4.00 switching fee. If the Company's firm transportation program terminates, or if the Company terminates a customer's Supplier's participation in the Company's transportation program, the customer may revert to the Company's sales service without paying the switching fee.

After the Company installs additional information system capability on or before September 1, 2007, a customer participating in a governmental aggregation will not be subject to the switching fee, regardless of whether the customer returns to the Company's sales service from the governmental aggregation or the governmental aggregator chooses to switch its aggregation to a different Supplier.

#### CHARACTER OF SERVICE

Service provided under this schedule shall be firm service.

#### NET MONTHLY BILL

The Net Monthly Bill shall be determined in accordance with the following rates and charges:

The following charges are effective June 4, 2008 through June 3, 2009:

Fixed Delivery Service Charge \$130.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring stations to the outlet  
side of Company's meter used to measure deliveries to customer: \$0.152775 per CCF

The following charges are effective with the June 2009 billing cycle on a bills rendered basis:

Fixed Delivery Service Charge \$180.00

Plus the applicable charge per month as set forth on Sheet  
No. 65, Rider AMRP, Accelerated Main Replacement Program and  
Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported  
for customer from Company's city-gate measuring stations to the outlet  
side of Company's meter used to measure deliveries to customer: \$0.104830 per CCF

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Sheet No. 37.2  
Cancels and Supersedes  
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#### NET MONTHLY BILL (Cont'd)

Plus, all transported gas shall be subject to an adjustment per CCF as set forth on:  
Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 66, Rider GSR, Gas Surcredit Rider  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Plus, or minus, rate adjustments which may occur as a result of changes in the rates of interstate pipelines, or of rulings of the Public Utilities Commission of Ohio and/or the Federal Energy Regulatory Commission, and for which it is determined that all customers should be allocated some portion of the corresponding costs or refunds.

In addition, the net monthly bill, as calculated above, shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

Customer and/or its Suppliers shall be responsible for the collection and payment of excise taxes, revenue taxes, or similar taxes on the gas supplies that customer purchases from its Supplier.

#### MINIMUM BILL

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

#### LATE PAYMENT CHARGE

Payment of the total amount due must be received in Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance of the bill is due and payable. However, this provision is not applicable to the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code, or to the unpaid gas commodity portion of account balances of those customers served by a Supplier participating in the Company's Choice Program where Company has not agreed to purchase the Supplier's accounts receivable.

#### GENERAL TERMS AND CONDITIONS

##### 1. Approved Supplier List

Company shall maintain a list of qualified Suppliers from which customer can choose. Such list shall include Suppliers who sign a Gas Supply Aggregation/Customer Pooling Agreement in which Supplier agrees to participate in, and abide by Company's requirements for, its pooling program. This list shall be available to customer upon request.

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Sheet No. 37.2  
Cancels and Supersedes  
Original Sheet No. 37.1  
Page 4 of 5

## GENERAL TERMS AND CONDITIONS (Cont'd)

### 2. Applications and Service Date

A customer who desires service under this tariff shall apply through its chosen Supplier. Unless the Company determines that the customer is not eligible to become a transportation customer of the Supplier, the Company shall transfer the customer to the Supplier's pool on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the date the Company receives the transfer request from the Supplier. The Company shall notify the Supplier of the actual transfer date.

A customer may request termination of service under this tariff and return to the Company's sales service by notifying the Company, and the request will become effective on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the receipt of such notification. In the event that a customer is returned to sales service for non-payment, the Supplier shall provide the Company with notice of termination and shall comply with any notice requirements of the Suppliers' Code of Conduct set forth in Rate FRAS, Sheet No. 44.

### 3. Delivery Pressure and Gas Composition

Gas service under this tariff shall be at the pressure that is currently available at customer's premise. During severe weather periods, the Company must sometimes supplement its flowing gas supplies with propane-air gas produced at peaking plants located at various points on the Company's system. While the Company attempts to manufacture such gas at a heating value roughly equivalent to the heating value of its flowing gas supplies, it is not always able to do so. A customer whose operations are affected by swings in the composition of the Company's gas is required to notify the Company of that fact so that the Company can give the customer advance notice when the propane plants are going to be in operation.

### 4. Service Term

Except customers returned for non-payment or for good cause shown, a customer who elects service under this tariff, other than a small commercial customer, shall not be permitted to return to Company's sales service for at least one (1) year.

### 5. Regulatory Approvals

Customer's Supplier shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates or permits to enable gas to be delivered to the Company's system.

## AUTOMATIC METER READING EQUIPMENT

Filed pursuant to an Order dated \_\_\_\_\_ In Case No. \_\_\_\_\_ before the Public Utilities Commission of Ohio.

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Cancels and Supersedes  
Original Sheet No. 37.1  
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If the customer requests the Company to install remote meter reading equipment at customer's meter location in order to monitor the customer's usage on a daily basis, customer shall be responsible for the cost of such equipment either through a lump-sum payment or monthly facilities charges, at the Company's option, designed to reimburse the Company for the cost of such equipment.

#### **AUTOMATIC METER READING EQUIPMENT (cont'd)**

In the event customer, in co-operation with its Supplier, wishes to install telemetering devices or related equipment in order to monitor consumption, the Company shall provide the necessary interface with its meters. Customer shall be responsible for the costs of providing such interface, including the cost of electric and or telephone services, if required. Customer shall pay the Company, either through a lump-sum payment or monthly facilities charges, at the Company's option, designed to reimburse Company for the cost of providing such interface. Customer shall be solely responsible for installing, maintaining, and operating devices that it installs. Customer, or its agent, shall provide the Company with daily usage data if requested by the Company. In the event of disagreement between the parties, the Company's metered consumption data shall be used for all billings to the customer.

#### **CURTAILMENT OF SERVICE**

Company may curtail service under this rate schedule in accordance with curtailment procedures on file with, and approved by, the Public Utilities Commission of Ohio. In the event customer fails to comply with the Company's direction to curtail, the Company reserves the right to physically discontinue service to the customer. Company shall not be liable in damages or otherwise to customer for any loss of production, other claim, or any consequences occasioned by customer as a result of such curtailment or because of the lack of advance notice to customer of such curtailment.

#### **SERVICE REGULATIONS**

The supplying of, and billing for, service, and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Rules and Regulations currently in effect as filed with the Public Utilities Commission of Ohio and as provided by law and by the regulations of The Public Utilities Commission of Ohio.

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Sheet No. 52.2  
Cancels and Supersedes  
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## RATE FT-8

### FIRM TRANSPORTATION SERVICE - SMALL

#### AVAILABILITY

Firm full requirements transportation service for an individual non-residential customer using 4,000 CCF or less during the prior calendar year at one premise, which is provided from the Company's city gate receipt points to the outlet side of Company's meter used to serve the customer. This service is available within the Company's entire service territory, and at the customer's option, to serve the firm service requirements of interruptible transportation customers in combination with service under Rate IT to all non-residential customers except for those customers whose utility service accounts are past due at the time customer desires to utilize this service. The Company may terminate a customer's supplier contract for non-payment and return the customer to the Company's service only if: (1) the Supplier has made an affirmative request for the Company to act as its agent to terminate customer contracts for non-payment; and (2) the Supplier has included in its customer contracts, a notice that the Company can terminate such contracts for non-payment. Where the Supplier is performing its own billing of the gas supply, termination of the agreement will be at the discretion of the Supplier, as specified in the Supplier contracts for service. The Supplier or the Company shall give no less than 30 days written notice that the customer will be switched from the Supplier and revert to the Company unless the past due amount is paid by the customer's next scheduled bill due date. If the past due amount is paid by the next scheduled bill due date, the customer will not revert to the Company and will remain with the Supplier. If the Company provides the late payment notice to the customer, it will send a copy of the notice to the customer's Supplier. Service shall be provided on demand from the Company's city gate receipt points to the outlet side of Company's meter used to serve the customer. Customer must enter into a "pooling" agreement with a Supplier that meets the Company's requirements for participation in this pooling program, and must arrange for the delivery of gas into Company's system.

Customers who believe that they will significantly increase throughput, from their historic firm service levels, shall so inform the Company.

Gas transported under this tariff shall be for customer's sole use at one point of delivery where distribution mains are adjacent to the premise to be served. Any gas provided hereunder shall be provided by displacement.

#### DEFINITIONS

Terms used in this tariff are defined in the same manner as set forth in Rate FRAS, Sheet No. 44.

#### CHANGES IN CUSTOMERS' SERVICE ELECTIONS

Customers, who elect service under this tariff and later return to Company's sales service may do so only in accordance with the requirements of the Company's tariffs and applicable regulations of the Public Utilities Commission of Ohio. If a customer voluntarily elects to return to the Company's sales service, all incremental gas procurement, upstream transportation, and storage costs incurred by Company in order to return customer to sales service shall be borne by customer pursuant to the Commission's Gas Transportation Program Guidelines adopted in Case No. 85-800-GA-COI.

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Sheet No. 52.2  
Cancels and Supersedes  
Sheet No. 52.1  
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#### TRANSFER OF SERVICE

Customers may transfer from one Supplier's pool to any other Supplier's pool or revert to the Company's sales service upon payment of a \$4.00 switching fee. If the Company's firm transportation program terminates, or if the Company terminates a customer's Supplier's participation in the Company's transportation program, the customer may revert to the Company's sales service without paying the switching fee.

After the Company installs additional information system capability on or before September 1, 2007, a customer participating in a governmental aggregation will not be subject to the switching fee, regardless of whether the customer returns to the Company's sales service from the governmental aggregation or the governmental aggregator chooses to switch its aggregation to a different Supplier.

#### CHARACTER OF SERVICE

Service provided under this schedule shall be firm service.

#### NET MONTHLY BILL

The Net Monthly Bill shall be determined in accordance with the following rates and charges:

The following charges are effective June 4, 2008 through June 3, 2009:

Fixed Delivery Service Charge \$40.00

Plus the applicable charge per month as set forth on Sheet No. 65, Rider AMRP, Accelerated Main Replacement Program and Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported for customer from Company's city-gate measuring stations to the outlet side of Company's meter used to measure deliveries to customer: \$0.1455 per CCF

The following charges are effective with the June 2009 billing cycle on a bills rendered basis:

Fixed Delivery Service Charge \$45.00

Plus the applicable charge per month as set forth on Sheet No. 65, Rider AMRP, Accelerated Main Replacement Program and Sheet No. 88, Rider AU, Advanced Utility Rider.

Plus a Usage-Based Charge per CCF for each CCF of gas transported for customer from Company's city-gate measuring stations to the outlet side of Company's meter used to measure deliveries to customer: \$0.099452 per CCF

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Sheet No. 62.2  
Cancels and Supersedes  
Sheet No. 52.1  
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#### NET MONTHLY BILL (Cont'd)

Plus, all transported gas shall be subject to an adjustment per CCF as set forth on:  
Sheet No. 63, Rider PIPP, Percentage of Income Payment Plan.  
Sheet No. 66, Rider GSR, Gas Surecredit Rider  
Sheet No. 67, Rider UE-G, Uncollectible Expense Rider  
Sheet No. 68, Rider STR, State Tax Rider.  
Sheet No. 76, Rider CCCR, Contract Commitment Cost Recovery Rider.

Plus, or minus, rate adjustments which may occur as a result of changes in the rates of interstate pipelines, or of rulings of the Public Utilities Commission of Ohio and/or the Federal Energy Regulatory Commission, and for which it is determined that all customers should be allocated some portion of the corresponding costs or refunds.

In addition, the net monthly bill, as calculated above, shall be adjusted by application of the percent specified on Sheet No. 64, Rider ETR, Ohio Excise Tax Liability Rider, except that finance charges are excluded in the computation of the net bill.

Customer and/or its Suppliers shall be responsible for the collection and payment of excise taxes, revenue taxes, or similar taxes on the gas supplies that customer purchases from its Supplier.

#### MINIMUM BILL

The monthly minimum bill shall be the Fixed Delivery Service Charge and applicable charge under Rider AMRP and Rider AU shown above, plus the percentage specified in Rider ETR, Sheet No. 64, Ohio Excise Tax Liability Rider.

#### LATE PAYMENT CHARGE

Payment of the total amount due must be received in Company's office by the due date shown on the bill. When not so paid, an additional amount equal to one and one-half percent (1.5%) of the unpaid balance of the bill is due and payable. However, this provision is not applicable to the unpaid account balances of those customers being backbilled in accordance with Section 4933.28 Ohio Revised Code, or to the unpaid gas commodity portion of account balances of those customers served by a Supplier participating in the Company's Choice Program where Company has not agreed to purchase the Supplier's accounts receivable.

#### GENERAL TERMS AND CONDITIONS

##### 1. Approved Supplier List

Company shall maintain a list of qualified Suppliers from which customer can choose. Such list shall include Suppliers who sign a Gas Supply Aggregation/Customer Pooling Agreement in which Supplier agrees to participate in, and abide by Company's requirements for, its pooling program. This list shall be available to customer upon request.

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Sheet No. 52.2  
Cancels and Supersedes  
Sheet No. 52.1  
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## GENERAL TERMS AND CONDITIONS (Cont'd)

### 2. Applications and Service Date

A customer who desires service under this tariff shall apply through its chosen Supplier. Unless the Company determines that the customer is not eligible to become a transportation customer of the Supplier, the Company shall transfer the customer to the Supplier's pool on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the date the Company receives the transfer request from the Supplier. The Company shall notify the Supplier of the actual transfer date.

A customer may request termination of service under this tariff and return to the Company's sales service by notifying the Company, and the request will become effective on the customer's next regularly scheduled meter reading date that is twelve (12) or more calendar days from the receipt of such notification. In the event that a customer is returned to sales service for non-payment, the Supplier shall provide the Company with notice of termination and shall comply with any notice requirements of the Suppliers' Code of Conduct set forth in Rate FRAS, Sheet No. 44.

### 3. Delivery Pressure and Gas Composition

Gas service under this tariff shall be at the pressure that is currently available at customer's premise. During severe weather periods, the Company must sometimes supplement its flowing gas supplies with propane-air gas produced at peaking plants located at various points on the Company's system. While the Company attempts to manufacture such gas at a heating value roughly equivalent to the heating value of its flowing gas supplies, it is not always able to do so.

A customer whose operations are affected by swings in the composition of the Company's gas is required to notify the Company of that fact so that the Company can give the customer advance notice when the propane plants are going to be in operation.

### 4. Service Term

Except customers returned for non-payment or for good cause shown, a customer who elects service under this tariff, other than a small commercial customer, shall not be permitted to return to Company's sales service for at least one (1) year.

### 5. Regulatory Approvals

Customer's Supplier shall be responsible for making all necessary arrangements and securing all requisite regulatory or governmental approvals, certificates or permits to enable gas to be delivered to the Company's system.

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Sheet No. 52.2  
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#### **AUTOMATIC METER READING EQUIPMENT**

If the customer requests the Company to install remote meter reading equipment at customer's meter location in order to monitor the customer's usage on a daily basis, customer shall be responsible for the cost of such equipment either through a lump-sum payment or monthly facilities charges, at the Company's option, designed to reimburse the Company for the cost of such equipment.

In the event customer, in co-operation with its Supplier, wishes to install telemetering devices or related equipment in order to monitor consumption, the Company shall provide the necessary interface with its meters. Customer shall be responsible for the costs of providing such interface, including the cost of electric and or telephone services, if required. Customer shall pay the Company, either through a lump-sum payment or monthly facilities charges, at the Company's option, designed to reimburse Company for the cost of providing such interface. Customer shall be solely responsible for installing, maintaining, and operating devices that it installs. Customer, or its agent, shall provide the Company with daily usage data if requested by the Company. In the event of disagreement between the parties, the Company's metered consumption data shall be used for all billings to the customer.

#### **CURTAILMENT OF SERVICE**

Company may curtail service under this rate schedule in accordance with curtailment procedures on file with, and approved by, the Public Utilities Commission of Ohio. In the event customer fails to comply with the Company's direction to curtail, the Company reserves the right to physically discontinue service to the customer. Company shall not be liable in damages or otherwise to customer for any loss of production, other claim, or any consequences occasioned by customer as a result of such curtailment or because of the lack of advance notice to customer of such curtailment.

#### **SERVICE REGULATIONS**

The supplying of, and billing for, service, and all conditions applying thereto, are subject to the jurisdiction of the Public Utilities Commission of Ohio and to Company's Service Rules and Regulations currently in effect as filed with the Public Utilities Commission of Ohio and as provided by law and by the regulations of The Public Utilities Commission of Ohio.

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