

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Protocols for the)
Measurement and Verification of Energy) Case No. 09-512-GE-UNC
Efficiency and Peak Demand Reduction)
Measures.)

ENTRY

The attorney examiner finds:

- (1) Ohio Power Company; Columbus Southern Power Company; Duke Energy of Ohio, Inc.; the Dayton Power and Light Company; the Toledo Edison Company; Ohio Edison Company; and the Cleveland Electric Illuminating Company (collectively, electric utilities) are public utilities, as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction and general supervision of the Commission, in accordance with Sections 4905.04, 4905.05, and 4905.06, Revised Code.
- (2) Columbia Gas of Ohio, Inc.; the East Ohio Gas Company d/b/a Dominion East Ohio; Vectren Energy Delivery of Ohio, Inc.; and Duke Energy of Ohio, Inc., (collectively, gas utilities) are public utilities, as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction and general supervision of the Commission, in accordance with Sections 4905.04, 4905.05, and 4905.06, Revised Code.
- (3) On June 24, 2009, the Commission issued an entry in this proceeding, establishing a procedure for the development of protocols for the measurement and verification of energy efficiency and peak demand reduction measures. In a subsequent entry issued on July 14, 2009, the legal director granted, in part, the gas utilities' motion for an extension to file comments regarding the filing of lists and proposed measures, as well as proposed values and protocols. That entry also established an alternative procedural schedule for the gas utilities.
- (4) On September 3, 2009, the electric utilities filed a joint motion for expedited consideration and a 30-day extension of time to file the actual proposed predetermined values and proposed

protocols required by the Commission's June 24, 2009, entry. The joint motion explains that the electric utilities are diligently working to develop the requisite consensus document for the electric industry; however, due to the significant number of separate measures and programs that were included in the August 3, 2009, filings, an insufficient amount of time exists to consider each of the proposed values and protocols for each measure and program and file a quality consensus document. The electric utilities contend that the difficulty associated with their task of developing a consensus document was compounded by the requirement to include stakeholder input. The electric utilities also argue that the request is consistent with the revised deadline of October 15, 2009, established for the gas utilities, and that the short delay should not adversely affect the timing of the filing of the technical reference manual, expected to be filed November 11, 2009. Finally, the joint motion states that all other parties to this proceeding were contacted with respect to the joint motion and its expedited consideration, and no party indicated that they would oppose the motion or its consideration on an expedited basis.


- (5) As explained in the July 14, 2009, entry, the Commission is cognizant of the expedited nature of this proceeding, but believes that it is necessary given the impending filings of energy efficiency portfolio plans by the electric utilities. Nonetheless, the Commission appreciates the willingness of the electric utilities to endeavor to reach a consensus document that will eliminate, or limit, the areas of disagreement that will be filed with the Commission. To this end, given that the delay in the filing of the proposed values and protocols will likely improve the consensus document and will not adversely affect the overall process, the attorney examiner finds that good cause exists to support the joint motion. Therefore, the electric utilities' joint motion is granted.

It is, therefore,

ORDERED, That the electric utilities' joint motion for expedited consideration and a 30-day extension of time to file values and protocols be granted. It is, further,

ORDERED, That a copy of this entry be served upon all parties of record in Case Nos. 09-512-GE-UNC and 08-888-EL-ORD.

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Kimberly W. Bojko
Attorney Examiner

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Entered in the Journal

SEP 10 2009



Renee J. Jenkins
Secretary