

November 23, 2009

Public Utilities Commission of Ohio  
ATTN: Docketing Division  
13<sup>th</sup> Floor  
180 East Broad Street  
Columbus, Ohio 43215-3793

RECEIVED-DOCKETING DIV  
2009 NOV 24 AM 10:35  
PUCO

RE; In the Matter of the Application of Duke Energy )  
Ohio, Inc. for Approval of an Uncollectible ) Case No. 09-773-GA-UEX  
Expense Rider )

Docketing Division:

For purposes of updating the Company's gas tariffs, enclosed are four (4) copies of Rate RS, RFT, GS-S, RSLI, GS-L, RFTLI, FT-L, FT-S and UEG which becomes effective on December 1, 2009 per the above referenced Order dated November 18, 2009. Also enclosed is an updated Index.

One copy of the enclosed tariff is for filing with TRF Docket Number 89-8002-GA-TRF.

Please time-stamp the enclosed extra copy and return for our file. Thank you.

Very truly yours,

*Donald L. Storck*  
Donald L. Storck

Enclosures

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician TS Date Processed 11/24/09

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Filed pursuant to an Entry dated October 7, 2009 in Case No. 09-918-GA-PIP and an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission of Ohio.

Issued: November 23, 2009

Effective: December 1, 2009

Issued by Julie Janson, President

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**INDEX TO APPLICABLE GAS TARIFF SCHEDULES AND COMMUNITIES SERVED**

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Union Twp. (Clermont Co.).....

<u>Division and Town Names</u>	<u>Town No.</u>	<u>Division No. 8 (Harrison)</u>	<u>Town No.</u>
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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  
Page 1 of 3

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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	\$0.465634 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

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Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

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Sheet No. 30.16  
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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	\$0.040828 per CCF
Additional CCF	\$0.105378 per CCF

**The following charges are effective with the December 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. 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.

Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission of Ohio.

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#### **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.

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.

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

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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 \$0.107552 per CCF

**The following charges are effective with the December 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

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

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.

#### **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.

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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.

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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 November 18, 2009 in Case No. 09-773-GA-UEx 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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**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 per CCF
Additional CCF	\$0.105378 per CCF

**The following charges are effective with the December 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.

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Utilities Commission of Ohio.

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Effective: December 1, 2009

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

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.

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.

## **GENERAL TERMS AND CONDITIONS**

### **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.

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

Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission of Ohio.

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

- (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.

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

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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

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Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public  
Utilities Commission of Ohio.

Issued: November 23, 2009

Issued by Julie Janson, President

Effective: December 1, 2009

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 34.2  
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**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 \$0.040828 per CCF

**The following charges are effective with the December 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.

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Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission of Ohio.

Issued: November 23, 2009

Issued by Julie Janson, President

Effective: December 1, 2009

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

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#### **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.

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.

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Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission of Ohio.

Issued: November 23, 2009

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Effective: December 1, 2009

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
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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 per CCF

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Filed pursuant to an Order dated November 18, 2009 in Case No. 09-774-GA-UEx before the Public  
Utilities Commission of Ohio.

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Effective: December 1, 2009

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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Cancels and Supersedes  
Sheet No. 35.1  
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## **NET MONTHLY BILL**

**The following charges are effective with the December 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.

## **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.

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Filed pursuant to an Order dated November 18, 2009 in Case No. 09-774-GA-UEx before the Public Utilities Commission of Ohio.

Issued: November 23, 2009

Effective: December 1, 2009

Issued by Julie Janson, President

## **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.

#### **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
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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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Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission of Ohio.

Issued: November 23, 2009

Effective: December 1, 2009

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  
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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 \$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 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 per CCF

Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public  
Utilities Commission of Ohio.

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Issued: November 23, 2009

Effective: December 1, 2009

Issued by Julie Janson, President

P.U.C.O. Gas No. 18  
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Sheet No. 36.1  
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**NET MONTHLY BILL (Cont'd)**

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

Fixed Delivery Service Charge per month	\$21.33
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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

**\$0.032728 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 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.

Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-JEX before the Public Utilities Commission of Ohio.

Issued: November 23, 2009

**Effective: December 1, 2009**

**Issued by Julie Janson, President**

## **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.

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.

**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 November 18, 2009 in Case No. 09-773-GA-UJEX 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 \$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: \$0.11293 per CCF

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Cincinnati, Ohio 45202

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Sheet No. 37.2  
Cancels and Supersedes  
Original Sheet No. 37.1  
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### **NET MONTHLY BILL (Cont'd)**

**The following charges are effective with the December 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

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. 86, 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.

Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public  
Utilities Commission of Ohio.

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Issued: November 23, 2009

Effective: December 1, 2009

Issued by Julie Janson, President

## **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.

### **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.

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Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission of Ohio.

Issued: November 23, 2009

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

### **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**

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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**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 Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission of Ohio.

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Issued: November 23, 2009

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

Fixed Delivery Service Charge	\$45.00
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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:	\$0.107552 per CCF
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Filed pursuant to an Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public  
Utilities Commission of Ohio.

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Issued: November 23, 2009

Effective: December 1, 2009

Issued by Julie Janson, President

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 52.2  
Cancels and Supersedes  
Sheet No. 52.1  
Page 3 of 5

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

**The following charges are effective with the December 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

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.

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Utilities Commission of Ohio.

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Issued: November 23, 2009

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## **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.

### **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 Order dated November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission of Ohio.

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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.

Duke Energy Ohio  
139 East Fourth Street  
Cincinnati, Ohio 45202

P.U.C.O. Gas No. 18  
Sheet No. 67.2  
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**RIDER UE-G**  
**UNCOLLECTIBLE EXPENSE RIDER**

**APPLICABILITY**

Applicable to all sales service and firm 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 November 18, 2009 in Case No. 09-773-GA-UEx before the Public Utilities Commission Ohio.

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Issued: November 23, 2009

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