

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Investigation into the	)	
Development of the Significantly Excessive	)	Case No. 09-786-EL-UNC
Earnings Test Pursuant to S. B. 221 for Electric	)	
Utilities.	)	

ENTRY

The Attorney Examiner finds:

- (1) By entry issued November 19, 2009, interested persons that wished to file comments were directed to do so by December 14, 2009 and to file reply comments by January 4, 2010.
- (2) On December 23, 2009, the Office of the Ohio Consumers' Counsel, Ohio Energy Group, Ohio Hospital Association and the Ohio Manufacturers Association (jointly Customer Group) filed a motion for a five-day extension of the time to file reply comments and a request for an expedited ruling. Customer Group notes that the current reply comment filing date of January 4, 2010, is the first business day following the Christmas/New Year holiday and, as such, asserts that many persons involved in preparing reply comments will be traveling and/or out of the office. The extension, according to Customer Group, will allow persons traveling and/or out of the office over the holidays to avoid the constraint of an immediate filing deadline upon returning to the office. Customer Group requests a five-day extension, until January 9, 2010, a Saturday, which under Rule 4901-1-07(A), Ohio Administrative Code (O.A.C.), reply comments would be due January 11, 2010. Accordingly, Customer Group requests an extension of time until January 11, 2010, to file reply comments.
- (3) Given that the request has been filed in sufficient time to allow other interested commenters to file their reply comments on January 11, 2010, the Attorney Examiner finds the request to be reasonable. Accordingly, the request for an extension of time to file reply comments in this matter is granted until January 11, 2010.

It is, therefore,

ORDERED, That the Customer Group's request for an extension of time to file reply comments is granted until January 11, 2010. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

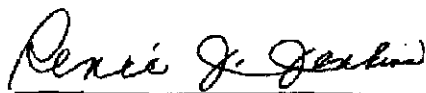


By: Greta See  
Attorney Examiner

grg  
/vrm

Entered in the Journal

DEC 23 2009



Renee J. Jenkins  
Secretary