



10
Duke Energy Corporation
139 East Fourth Street
P.O. Box 960
Cincinnati, Ohio 45201-0960

RECEIVED-DOCKETING DIV
2010 JAN 22 AM 9:20
PUCO

January 21, 2010

The Public Utilities Commission of Ohio
Attention: Docketing Division
180 East Broad Street
13th Floor
Columbus, OH 43215-3793

RE: In the Matter of The Application of)
Duke Energy Ohio, Inc. to Modify its) Case No. 09-780-EL-ATA
Tariff for Rider PLM)

Docketing Division:

Enclosed for filing in compliance with the Commission's Order dated January 20, 2010 in the above referenced case are four (4) copies of Rider PLM, Peak Load Management Program. Also attached is an updated Index.

One copy of the enclosed tariff is for filing with TRF Docket Number 89-6002-EL-TRF.

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

Very truly yours,

Donald L. Storck

Donald L. Storck
Director, Rate Services

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 brmm Date Processed 01.22.10

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 10.35
Cancels and Supersedes
Sheet No. 10.34
Page 1 of 5

INDEX TO APPLICABLE ELECTRIC TARIFF SCHEDULES AND COMMUNITIES SERVED

	<u>Sheet No.</u>	<u>Effective Date</u>
<u>SERVICE REGULATIONS</u>		
Service Agreements.....	20	07/13/09
Supplying and Taking of Service.....	21	01/05/09
Customer Choice Enrollment and Participation Guidelines.....	22	01/02/09
Customer's and Company's Installation.....	23	07/13/09
Metering.....	24	04/03/06
Billing and Payment.....	25	07/13/09
Credit and Deposit Provisions.....	26	01/05/09
Application of Service Regulations.....	27	04/03/06
Establishment of Credit (4901:1-17 OAC).....	Supplement A	04/03/06
Disconnection of Service (4901:1-18 OAC).....	Supplement B	04/03/06
<u>RESIDENTIAL SERVICE</u>		
Rate RS, Residential Service.....	30	07/13/09
Rate ORH, Optional Residential Service with Electric Space Heating.....	31	07/13/09
Reserved for Future Use.....	32	
Rate TD, Optional Time-of-Day Rate.....	33	07/13/09
Rate CUR, Common Use Residential Service.....	34	07/13/09
Rate RS3P, Residential Three-Phase Service.....	35	07/13/09
Rate RSLI, Residential Service – Low Income.....	36	07/13/09
Reserved for Future Use.....	37	
Reserved for Future Use.....	38	
Reserved for Future Use.....	39	
<u>DISTRIBUTION VOLTAGE SERVICE</u>		
Rate DS, Service at Secondary Distribution Voltage.....	40	07/13/09
Rate GS-FL, Optional Unmetered for Small Fixed Loads.....	41	07/13/09
Rate EH, Optional Rate for Electric Space Heating.....	42	07/13/09
Rate DM, Secondary Distribution Service-Small.....	43	07/13/09
Rate DP, Service at Primary Distribution Voltage.....	44	07/13/09
Reserved for Future Use.....	45	
Rate SFL-ADPL, Optional Unmetered Rate for Small Fixed Loads.....	46	07/13/09
Reserved for Future Use.....	47	
Rider NM, Net Metering Rider.....	48	07/13/09
Rate IS, Interconnection Service.....	49	10/16/08
<u>TRANSMISSION VOLTAGE SERVICE</u>		
Rate TS, Service at Transmission Voltage Primary Voltage.....	50	07/13/09

Filed pursuant to an Order dated January 20, 2010 in Case No. 09-780-EL-ATA, before the Public Utilities Commission of Ohio.

Issued: January 21, 2010

Effective: February 2, 2010

Issued by Julie Janson, President

INDEX TO APPLICABLE ELECTRIC TARIFF SCHEDULES AND COMMUNITIES SERVED

	<u>Sheet No.</u>	<u>Effective Date</u>
<u>OTHER RIDERS</u>		
Rider PTC-AAC, Annually Adjusted Component Rider.....	51	01/04/10
Reserved for Future Use.....	52	
Rider PTC-FPP, Fuel and Economy Purchased Power Rider.....	53	01/04/10
Rider SRA-CD, Capacity Dedication Rider.....	54	01/02/09
Reserved for Future Use.....	55	
Rider SRA-SRT, System Reliability Tracker.....	56	01/04/10
Rider TCR, Transmission Cost Recovery Rider.....	57	09/30/09
Rider DRI, Distribution Reliability Investment Rider.....	58	04/03/06
Reserved for Future Use.....	59	
<u>LIGHTING SERVICE</u>		
Rate SL, Street Lighting Service.....	60	07/13/09
Rate TL, Traffic Lighting Service.....	61	07/13/09
Rate OL, Outdoor Lighting Service.....	62	07/13/09
Rate NSU, Street Lighting Service for Non-Standard Units.....	63	07/13/09
Rate NSP, Private Outdoor Lighting for Non-Standard Units.....	64	07/13/09
Rate SC, Street Lighting Service – Customer Owned.....	65	07/13/09
Rate SE, Street Lighting Service.....	66	07/13/09
Rate UOLS, Unmetered Outdoor Lighting Electric Service.....	67	07/13/09
Rate OL-E, Outdoor Lighting Equipment Installation.....	68	04/03/06
Reserved for Future Use.....	69	
<u>RIDERS</u>		
Rider DR, Storm Recovery Rider.....	70	07/13/09
Rider DIR, Development Incentive Rider.....	71	07/13/09
Rider TS, Temporary Service.....	72	04/03/06
Rider X, Line Extension Policy.....	73	04/03/06
Rider EEPF, Electricity Emergency Procedures for Long Term Fuel Shortages.....	74	04/03/06
Rider EEPC, Emergency Electric Procedures.....	75	04/03/06
Rider LM, Load Management Rider.....	76	04/03/06
Reserved for Future Use.....	77	
Rider TES, Thermal Energy Storage Rider.....	78	04/03/06
Rider GP, Green Power.....	79	07/13/09
Reserved for Future Use.....	80	
Rider EER, Energy Efficiency Revolving Loan Program Rider.....	81	04/03/06
Reserved for Future Use.....	82	

Filed pursuant to an Order dated January 20, 2010 in Case No. 09-780-EL-ATA, before the Public Utilities Commission of Ohio.

INDEX TO APPLICABLE ELECTRIC TARIFF SCHEDULES AND COMMUNITIES SERVED

	<u>Sheet No.</u>	<u>Effective Date</u>
<u>RIDERS (Cont'd.)</u>		
Rider OET, Ohio Excise Tax Rider.....	83	04/03/06
Rider RTC, Regulatory Transition Charge Rider.....	84	01/02/09
Rider SC, Shopping Credit Rider.....	85	07/13/09
Rider USR, Universal Service Fund Rider.....	86	01/04/10
Rider PLM, Peak Load Management Program.....	87	02/02/10
Reserved for Future Use.....	88	
Reserved for Future Use.....	89	
<u>MISCELLANEOUS</u>		
Rate RTP, Real Time Pricing Program.....	90	07/13/09
Bad Check Charge.....	91	04/03/06
Charge for Reconnection of Service.....	92	04/03/06
Cogeneration and Small Power Production Sale and Purchases.....	93	04/03/06
Rider BDP, Backup Delivery Point Capacity Rider.....	94	07/13/09
Rider MDC, Meter Data Charges.....	95	04/03/06
Rider MSC, Meter Service Charges.....	96	01/05/09
Reserved for Future Use.....	97	
Rider GSS, Generation Support Service.....	98	04/03/06
Rider SBS, Optional Summary Billing Service Pilot.....	99	04/03/06
Reserved for Future Use.....	100	
Reserved for Future Use.....	101	
Reserved for Future Use.....	102	
Reserved for Future Use.....	103	
Rider DR-IM, Infrastructure Modernization Rider.....	104	07/13/09
Rider DR-ECF, Economic Competitiveness Fund Rider.....	105	01/02/09
Rider DR-SAWR, Energy Efficiency Recovery Rider Rate.....	106	01/02/09
Rider DR-SAW, Energy Efficiency Recovery Rider.....	107	01/02/09
Rider UE-ED, Uncollectible Expense – Electric Distribution Rider.....	108	07/13/09
<u>OTHER TARIFFS</u>		
Rate PA, Pole Attachments Tariff (PUCO No. 1).....	Sheet 1.6	07/13/09

Filed pursuant to an Order dated January 20, 2010 in Case No. 09-780-EL-ATA, before the Public Utilities Commission of Ohio.

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 10.35
Cancels and Supersedes
Sheet No. 10.34
Page 4 of 5

INDEX TO APPLICABLE ELECTRIC TARIFF SCHEDULES AND COMMUNITIES SERVED

<u>Division and Town Names</u>	<u>Town</u>		<u>Town</u>
<u>Division No. 1 (Cincinnati)</u>	<u>No.</u>	<u>Division No. 2 (Middletown) (Contd.)</u>	<u>No.</u>
Addyston	17	Preble County.....	93
Amberley Village	33	Springboro.....	45
Arlington Heights.....	03	Trenton.....	52
Blue Ash	30	Warren County.....	92
Cheviot	04	West Elkon	47
Cincinnati	01	<u>Division No. 3 (Batavia)</u>	
Clermont County	96	Amelia.....	89
Cleves	18	Batavia.....	78
Columbia Township	55	Brown County	98
Deer Park	05	Chilo.....	90
Delhi Township	70	Clermont County.....	96
Elmwood Place.....	06	Clinton County.....	95
Evendale.....	40	Columbia Township.....	55
Fairfax	41	Fayetteville.....	84
Forest Park.....	20	Felicity.....	75
Glendale.....	07	Hamilton County.....	91
Golf Manor.....	38	Higginsport.....	79
Green Township	71	Highland County.....	99
Greenhills.....	36	Midland.....	85
Hamilton County	91	Milford (Clermont County).....	69
Indian Hill	34	Milford (Hamilton County).....	68
Lincoln Heights	37	Moscow.....	72
Lockland	08	Mt. Orab.....	76
Madeira	21	Neville.....	83
Mariemont	09	New Richmond.....	74
Montgomery.....	24	Newtonsville.....	81
Mt. Healthy.....	10	Owensville.....	82
Newtown.....	42	Russellville.....	77
North Bend.....	26	St. Martin.....	88
North College Hill.....	11	Terrace Park.....	70
Norwood.....	02	Warren County.....	92
Reading.....	12	Williamsburg.....	73
St. Bernard	13	<u>Division No. 4 (Oxford)</u>	
Sharonville.....	14	Butler County.....	97
Silverton.....	15	College Corner (Butler Co.).....	65
Springdale.....	19	College Corner (Preble Co.)	66
Springfield Township.....	73	Oxford.....	60
Sycamore Township.....	74	Preble County.....	93
Woodlawn.....	35	<u>Division No. 5 (Fairfield)</u>	
Wyoming.....	16	Butler County	97
<u>Division No. 2 (Middletown)</u>		Fairfield	09
Butler County.....	97	Hamilton.....	03
Carlisle.....	54	Hamilton County.....	91
Franklin.....	43	Millville.....	08
Jacksonburg.....	46	New Miami.....	01
Mason.....	06	Seven Mile.....	02

Filed pursuant to an Order dated January 20, 2010 in Case No. 09-780-EL-ATA, before the Public Utilities Commission of Ohio.

Issued: January 21, 2010

Effective: February 2, 2010

Issued by Julie Janson, President

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 10.35
Cancels and Supersedes
Sheet No. 10.34
Page 5 of 5

INDEX TO APPLICABLE ELECTRIC TARIFF SCHEDULES AND COMMUNITIES SERVED

<u>Division and Town Names</u>	<u>Town</u>
<u>Division No. 6 (Harrison)</u>	<u>No.</u>
Middletown.....	42
Monroe.....	40
Montgomery County.....	94
Hamilton County.....	91
Harrison.....	01
<u>Division No. 7 (Loveland)</u>	
Butler.....	04
Clermont County.....	96
Clinton County.....	95
Hamilton County.....	91
Loveland (Clermont County).....	11
Loveland (Hamilton County).....	09
Loveland (Warren County).....	10
Maineville.....	08
Mason.....	06
Morrow.....	07
Pleasant Plain.....	03
South Lebanon.....	05
Warren County.....	92

Filed pursuant to an Order dated January 20, 2010 in Case No. 09-780-EL-ATA, before the Public Utilities Commission of Ohio.

Issued: January 21, 2010

Effective: February 2, 2010

Issued by Julie Janson, President

RIDER PLM

PEAK LOAD MANAGEMENT PROGRAM

AVAILABILITY

Applicable to Customers served under the Standard Rates DS, DP, and TS or Rate RTP. Customers electing to choose an alternative supplier will only be able to participate in the emergency program as described in the Service Agreement.

PROGRAM DESCRIPTION

The PLM Program is voluntary and offers Customers the opportunity to reduce their electric costs by managing their electric usage during Company's peak load periods. Customer and Company will enter into a Service Agreement under this Rider which will specify the terms and conditions under which Customer agrees to reduce usage.

SERVICE OPTIONS

Customers may elect to participate in a PLM service option by either choosing to:

- a) reduce demand to a specified amount,
- b) reduce energy usage below their baseline, or
- c) sell the output of any Customer owned self generation to Company.

Upon approval of Company, Customers will have the choice to combine the electric loads of multiple accounts (aggregate) served under the Company's Standard Rate Schedules and/or Special Contracts of Company, for any of the options available under the PLM Program. Any aggregation of Customer loads applies only to the provisions of this Rider (the PLM Program) and in no way is to be used to migrate between or to the Company's Standard Rate Schedules and/or Special Contracts.

The specific hours for the PLM service option will be mutually agreed upon between Customer and Company and specified in the Service Agreement. The targeted hours for the PLM Program will generally be between 11:00 A.M. and 8:00 P.M., Monday through Friday, starting June 1 and ending September 30.

Buy-through energy is the incremental energy the Customer has decided to purchase in lieu of managing their electric demand or energy usage as agreed upon between the Customer and the Company.

Demand Reduction Option

Customers served under the Standard Rates DS, DP, and TS or Rate RTP electing this option agree, upon notification by Company, to limit their demand to a Firm Load Level. Customer and Company will mutually agree on the amount of demand reduction, the conditions under which a request for reduction can be issued and the mechanism to be used to verify compliance. Based upon these factors, Company will establish a bill credit to be given to Customer and the structure of the bill credit. The value of bill credit will take into consideration the projected avoided cost of firm capacity and energy, any bill savings from reducing load under the applicable Standard Rates or Rate RTP and program administrative costs.

Company will provide buy-through energy, if available, to be billed based on price quotes (Buy-through Quotes) provided to Customer. Such Buy-through Quotes will include a) applicable transmission and distribution charges, generation charges based on out-of-pocket cost plus 10% and all applicable riders and taxes included in the Standard Rate. Customer will be billed for all usage above the Firm Load Level at such Buy-through Quotes. If buy-through energy is not available and Customer fails to reduce its usage to the Firm Load Level, Customer will be billed for all usage above the Firm Load Level at \$10.00 per kilowatt-hour.

Energy Reduction Below Baseline

Customers served under the Standard Rates DS, DP, and TS or Rate RTP electing this option agree, upon notification by Company, to reduce energy usage below their Baseline Level. Reductions below the Baseline Level during such periods will be credited at the Energy Buy-Back Price Quotes provided to Customer by Company. Customer and Company will mutually agree upon a) the conditions under which such Price Quotes will be in effect, b) the time period by which Company will provide such Price Quotes to Customer and c) the time duration such Price Quotes will be in effect. The determination of such Energy Buy-Back Price Quotes will take into consideration the projected avoided cost of energy, any bill savings from reducing load under the applicable Standard Rates or Rate RTP and program administrative costs.

Customer will agree to provide Company with an estimate of the amount of load reduction to be provided during such periods. The Baseline Level must be mutually agreeable to by both the Customer and the Company as representing the Customer's normal usage level during the time period that a notification could be given.

Generation Sell Back

Customers served under the Standard Rates DS, DP, and TS or Rate RTP electing this option, agree upon notification by Company, to sell the output of their electric generator to Company. Customer and Company will mutually agree on the amount of generation to be sold back and the conditions under which a request to run the generator can be issued. Based upon these factors, Company will establish a bill credit to be given to Customer and the structure of the bill credit. The value of bill credit will take into consideration the projected avoided cost of firm capacity and energy and program administrative costs.

Suitable metering will be installed either by Customer or Company to measure the energy output of the Generator. Customer will provide suitable access and a suitable location for the installation of such metering equipment.

Issued pursuant to an Order dated January 20, 2010 in Case No. 09-780-EL-ATA before the Public Utilities Commission of Ohio.

Issued: January 21, 2010

Effective: February 2, 2010

Issued by Julie Janson, President

Generation Sell Back

During such time period that the electrical output of the generator is being sold back to Company, the meter readings that are normally used to bill the Customer shall be adjusted by adding back the measured output of the generator.

BILLING UNDER STANDARD RATES

Customers served under Standard Rates DS, DP or TS will be billed for all demand and energy used under the terms and conditions and at the rates and charges of the applicable Standard Rate. In addition, Customers will receive credits on their electric bill for participation in the PLM Program based upon the elected Service Option and outlined in the PLM Service Agreement.

BILLING UNDER RATE RTP

Customers served under Rate RTP will be billed for all demand and energy used under the terms and conditions and at the rates and charges of Rate RTP. In addition, Customers will receive credits on their electric bill for participation in the PLM Program based upon the elected Service Option and outlined in the PLM Service Agreement. During a notice period under this Rider, Customer's RTP billing will be adjusted to equate any credits to those outlined in the PLM Service Agreement.

PROGRAM EQUIPMENT

Company will provide Internet based communication software to be used to provide Customer with the Buy-through and Price Quotes. Customer will be responsible for providing its own Internet access.

Customer may purchase from either Company or other third-party suppliers any other necessary equipment or software packages to facilitate participation in this PLM Program. While Customers are encouraged to use such equipment or software packages to maximize benefits under this PLM Program, it is not a requirement for program participation. It is Customer's responsibility to ensure the compatibility of third-party equipment or software packages with any Company owned equipment or software packages.

CUSTOMER GENERATION

Customers electing to operate a Generator in parallel with Company's electric system will operate the Generator in such a manner as not to cause undue fluctuations in voltage, intermittent load characteristics or otherwise interfere with the operation of Company's electric system. Company will grant such permission only in cases where it is satisfied that such parallel operation is practicable and without interference or probability of interference with the ability of Company to render adequate service to its other Customers.

TERM AND CONDITIONS

Except as provided in this Rider PLM, all terms, conditions, rates, and charges outlined in the applicable Standard Rates or Rate RTP will apply. Participation in the PLM Program will not affect Customer's obligations for electric service under these rates.

Any interruptions or reductions in electric service caused by outages of Company's facilities, other than as provided under the PLM Program, will not be deemed a notice period under this PLM Program. Agreements under the PLM Program will in no way affect Customer's or Company's respective obligations regarding the rendering of and payment for electric service under the applicable electric tariff and its applicable rate schedules. It will be Customer's responsibility to monitor and control their demand and energy usage before, during, and after a notice period.

Issued pursuant to an Order dated January 20, 2010 in Case No. 09-780-EL-ATA before the Public Utilities Commission of Ohio.

Duke Energy Ohio
139 East Fourth Street
Cincinnati, Ohio 45202

P.U.C.O. Electric No. 19
Sheet No. 87.2
Cancels and Supersedes
Sheet No. 87.1
Page 4 of 4

TERM AND CONDITIONS

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.

Issued pursuant to an Order dated January 20, 2010 in Case No. 09-780-EL-ATA before the Public Utilities Commission of Ohio.

Issued: January 21, 2010

Effective: February 2, 2010

Issued by Julie Janson, President