

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

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

ENTRY

The Commission finds:

- (1) Ohio Power Company, Columbus Southern Power Company, Duke Energy of Ohio, Inc., the Dayton Power and Light Company, the Toledo Edison Company, Ohio Edison Company, and the Cleveland Electric Illuminating Company (collectively, electric utilities) are public utilities, as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction and general supervision of the Commission, in accordance with Sections 4905.04, 4905.05, and 4905.06, Revised Code.
- (2) Columbia Gas of Ohio, Inc., the East Ohio Gas Company d/b/a Dominion East Ohio, Vectren Energy Delivery of Ohio, Inc., and Duke Energy of Ohio, Inc. (collectively, gas utilities) are public utilities, as defined in Section 4905.02, Revised Code, and, as such, are subject to the jurisdiction and general supervision of the Commission, in accordance with Sections 4905.04, 4905.05, and 4905.06, Revised Code.
- (3) On June 24, 2009, the Commission issued an entry, establishing a procedure for the development of protocols for the evaluation, measurement, and verification of energy efficiency and peak demand reduction measures to be embodied in a Technical Reference Manual (TRM). In that entry, the Commission indicated that it would issue a request for proposal (RFP) for engineering consulting services to assist the Commission with the evaluation and initial determination of values and protocols for the TRM being developed in this proceeding. The entry also noted that the cost of engineering consulting services will be shared by the electric and gas utilities.

- (4) On July 8, 2009, the Commission issued RFP No. EE-09-TRM-1 in order to obtain qualified engineering consulting services for the purposes described in the RFP. Potential bidders were directed to submit electronic proposals to the staff of the Commission (Staff) by August 3, 2009, and hard copies by August 4, 2009. Bidders were directed to demonstrate that they would be able to perform the required services by showing a clear understanding of the tasks to be completed, the experience and qualifications of the personnel who will perform the work, and the anticipated breakdown of costs and timing.
- (5) RFP No. EE-09-TRM-1 outlined the scope of work for the TRM, delineating the following five phases: Phase 1 required the consultant selected as a result of the RFP to prepare a framework TRM by November 11, 2009; Phase 2 required the consultant to prepare a plan for developing the 2010 TRM scope and development plan; Phase 3 involved the preparation of the 2010 TRM scope and development plan; Phase 4 contemplated the preparation of a 2010 TRM interactive web-based interface; and Phase 5 involved updating the 2010 TRM, and providing ongoing services as requested by the Commission.
- (6) On September 30, 2009, the Commission selected Vermont Energy Investment Corporation (VEIC) to proceed with Phases 1 and 2. The Commission also selected VEIC to perform Phase 3, subject to its submission and the Commission's approval of a bid for Phase 3.
- (7) On October 15, 2009, and November 13, 2009, respectively, the electric utilities and gas utilities filed proposed predetermined values and protocols. The electric utilities submitted their proposed predetermined values and protocols in the form of a proposed TRM.
- (8) Due to unforeseen circumstances, it was not possible for VEIC to complete Phase I, which included creation of a framework TRM by November 11, 2009. As the framework TRM was only required to facilitate the filing of the utilities' energy efficiency and peak demand reduction portfolios by December 31, 2009, the Commission now believes the development of a framework TRM is unnecessary. Pursuant to Section 3.3 of the RFP,

outlining the roles and responsibilities of the Commission and Staff, the Commission finds that the scope of work, delineated in the RFP for Phases 1 and 2, as well as the associated budget, should be adjusted accordingly.

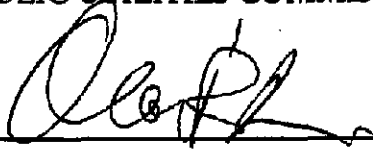
- (9) The Commission directs the electric and gas utilities to enter into an amendment to the contract with VEIC, within 14 days, to reflect the revisions to the scope of work for Phases 1 and 2, as discussed herein. The amended contract shall incorporate the terms and conditions of revised Phases 1 and 2 and relevant Commission entries in this case. The cost of Phases 1 and 2 shall not exceed \$86,000. Staff shall work with the utilities and VEIC to insure that the revisions under Phases 1 and 2 are properly documented and incorporated into the amended contract.
- (10) Additionally, as the scope of work for Phases 1 and 2 has been revised, so must the dates for deliverables. Accordingly, the Final 2010 TRM Scope and Work Plan Report should be submitted by VEIC to the Commission no later than April 1, 2010.

It is, therefore,

ORDERED, That VEIC observe the requirements set forth in this Entry. It is further,

ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO



Alan R. Schriber, Chairman



Paul A. Centolella



Ronda Hartman Fergus



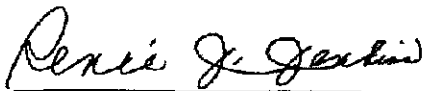
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Secretary