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March 25, 2010 PUCO

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VIA HAND DELIVERY

Honorable Christine M. T. Pirik
Honorable Katie L. Stenman
Attorney Examiners
Public Utilities Commission of Ohio
180 East Broad Street, 12th Floor
Columbus, Ohio 43215

Re: *In the Matter of the Application of Duke Energy Ohio, Inc., to Establish and Adjust the Initial Level of its Distribution Reliability Rider, Case No. 09-1946-EL-RDR*

Honorable Attorney Examiners Pirik and Stenman:

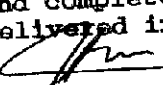
Please accept this correspondence in response to the February 9, 2010 Entry in this case, which directed Duke Energy Ohio, Inc. (Duke Energy Ohio) to inform the Commission as to whether all of the issues raised in the comments in this case had been resolved.

Comments were filed by the Commission Staff, the Office of the Ohio Consumers' Counsel (OCC), and The Kroger Company (Kroger).

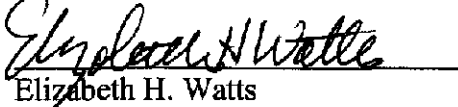
Representatives from Duke Energy Ohio, the Commission Staff, the OCC, and Kroger discussed the comments on March 9 and March 24, 2010. All of the issues raised in the comments of the Commission Staff and Kroger have been resolved. Despite the production of substantial information to and discussions with the OCC, Duke Energy Ohio hereby advises that it appears unlikely that all of the issues raised in OCC's comments will be informally resolved. Accordingly, Duke Energy Ohio respectfully requests that this matter be set for hearing as soon as practicable.

Duke Energy Ohio believes that an expedited hearing date is appropriate as the Commission authorized carrying charges on the deferred amount. As described in Duke Energy Ohio's Application and the testimony filed contemporaneously therewith, carrying charges are accruing at approximately \$160,000 per month. Furthermore, as the OCC has already engaged in significant discovery, an expedited hearing date should not prejudice the preparations for hearing. Duke Energy Ohio can be prepared to file supplemental direct testimony as early as April 8, 2010.

To the extent I can provide any additional information, please do not hesitate to contact me or Amy Spiller. My contact information is noted above and Ms. Spiller can be reached at (513) 419-1810.

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Technician  Date Processed 3/25/10

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Elizabeth H. Watts", is written over a horizontal line.

Elizabeth H. Watts

Assistant General Counsel

Amy B. Spiller

Associate General Counsel

Duke Energy Business Services

cc: Ann M. Hotz
Stephen Reilly
Matthew White