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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke Energy Ohio, Inc. for Authority to Establish a Standard Service Offer Pursuant to Section 4928.143, Revised Code, in the Form of an Electric Security Plan, Accounting Modifications and Tariffs for Generation Service.	)	Case No. 11-3549-EL-SSO
	)	
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	)	
In the Matter of the Application of Duke Energy Ohio, Inc. for Authority to Amend its Certified Supplier Tariff, P.U.C.O. No. 20.	)	Case No. 11-3550-EL-ATA
	)	
	)	
In the Matter of the Application of Duke Energy Ohio, Inc. for Authority to Amend its Corporate Separation Plan.	)	Case No. 11-3551-EL-UNC
	)	

**JOINT MOTION FOR LEAVE TO INTERVENE OF MIAMI UNIVERSITY AND THE UNIVERSITY OF CINCINNATI**

Now come Miami University and the University of Cincinnati (jointly "the Universities"), who, pursuant to Section 4903.221, Revised Code and Rule 4901-1-11 of the Ohio Administrative Code, move for intervention in the above styled proceeding as full parties of record. The reasons supporting the intervention are contained in the accompanying Memorandum in Support.

WHEREFORE, the Universities respectfully requests that the Commission grant this joint motion for leave to intervene and that Miami University and the University of Cincinnati each be made a full party of record.

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 je Date Processed 7/6/2011

Respectfully Submitted,

Mike DeWine  
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Attorneys for Miami University and the University  
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**MEMORANDUM IN SUPPORT OF  
THE JOINT MOTION TO INTERVENE OF  
MIAMI UNIVERSITY AND THE UNIVERSITY OF CINCINNATI**

Section 4903.221, Revised Code and Rule 4901-1-11 of the Ohio Administrative Code, establish the standard for intervention in the above-styled proceeding as a full party of record.

Rule 4901-1-11 of the Ohio Administrative Code states in part:

Upon timely motion, any person shall be permitted to intervene in a proceeding upon a showing that:

\* \* \*

(2) The person has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may, as a practical matter, impair or impede his or her ability to protect that interest, unless the person's interest is adequately represented by existing parties.

In addition to establishment of a direct interest, the factors that the Public Utilities Commission of Ohio (the "Commission") considers in implementing the above rule are the nature of the intervenor's interest, the extent that interest is represented by existing parties, the intervenor's potential contribution to a just and expeditious resolution of the issues involved, and whether intervention would result in an undue delay of the proceeding. (See also R.C. 4903.221(B) upon which the above rule is authorized).

Both Miami University and the University of Cincinnati are state supported institutions of higher learning. Miami University is located in Oxford, Ohio. The University of Cincinnati is located in Cincinnati, Ohio. Both Universities are electric customers of Duke and both have their own significant amounts of generation.

On June 20, 2011, Duke Energy Ohio, Inc. ("Duke") filed an application for a Standard Service Offer ("SSO") pursuant to Section 4928.141, Revised Code. Duke's current Electric Security Plan will expire on December 31, 2011. Duke is proposing an Electric Security Plan that is intended to last almost a decade. Both Universities have a real and substantial interest in

this case as a result of being customers of Duke and having substantial amounts of their own generation.

This motion for intervention precedes the July 6, 2011 deadline established by the Attorney Examiner's Entry of June 21, 2011. The motion is also being filed more than five days before the hearing deadline established in Rule 4901-1-29. Thus, the intervention is timely and should not unduly delay the instant proceedings.

WHEREFORE, the Universities respectfully request that the Commission grant this joint motion for leave to intervene and that Miami University and the University of Cincinnati each be made a full party of record.

Respectfully Submitted,

Mike DeWine  
Attorney General



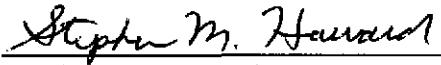
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and accurate copy of the foregoing documents was served this 6 day of July, 2011 by regular U.S. mail, postage prepaid, or by electronic mail, upon the persons listed below.

  
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