

FILE

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke :
Energy Ohio, Inc. to Adjust Rider DR-IM : Case No. 10-2326-GE-RDR
and Rider AU for 2010 SmartGrid Costs :
and Mid-Deployment Review. :

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MOTION FOR A PROTECTIVE ORDER
SUBMITTED ON BEHALF OF THE STAFF OF
THE PUBLIC UTILITIES COMMISSION OF OHIO

The Staff of the Public Utilities Commission of Ohio (Staff) requests that redacted portions of Staff's Comments be kept confidential pursuant to O.A.C. Rule 4901-1-24 for the reasons set forth in the attached memorandum in support.

Respectfully submitted,

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Ohio Attorney General

William L. Wright
Section Chief


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**On behalf of the Staff of The Public Utilities
Commission of Ohio**

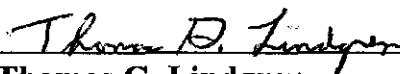
MEMORANDUM IN SUPPORT

Staff requests that the Commission keep portions of Staff's Comments confidential, and that these redacted portions of the Comments not be publicly released. As Duke Energy Ohio, Inc. (Duke) explained in its Motions for Protective Orders and Amended Motion for Protective Order, some information contained within the Comments is highly sensitive and confidential.¹ Staff agrees with Duke that public disclosure of this information may be highly prejudicial to Duke, and could potentially harm not only Duke, but harm Duke's customers also. A redacted version of Staff's Comments has been filed publicly in this docket.

Respectfully submitted,

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Ohio Attorney General

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¹ Staff incorporates herein Duke's Motions for Protective Orders, Amended Motion for Protective Order, and memoranda in support of these motions. Duke filed two Motions for Protective Orders on June 30, 2011. On September 19, 2011, the Commission requested further explanation from Duke regarding the confidential nature of the information Duke seeks to protect. On September 28, 2011, Duke filed an Amended Motion for Protective Order pursuant to the Commission's request. This Amended Motion provided more detail regarding the basis of Duke's request for a protective order.

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**On behalf of the Staff of
The Public Utilities Commission of Ohio**

PROOF OF SERVICE

I hereby certify that a true copy of the foregoing Comments, submitted on behalf of the Staff of the Public Utilities Commission of Ohio, was served by regular U.S. mail upon the following parties of record, this 4th day of November, 2011.



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