

Ohio

**Public Utilities
Commission**

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BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Implementation of)
Section 749.10 of Amended Substitute) Case No. 11-5384-AU-UNC
House Bill 153.)

ENTRY

The attorney examiner finds:

- (1) By entry issued on October 12, 2011, the Commission, in accordance with Section 749.10 of Amended Substitute House Bill 153, instructed the Office of the Ohio Consumers' Counsel (OCC) to determine and file in this docket by October 28, 2011, the names of any public utilities experiencing a decrease and the amount of the decrease by company due to the decrease in the OCC assessment from FY 2011 to 2012.
- (2) On October 25, 2011, the OCC filed a motion seeking a one-week extension of time and a request for an expedited ruling on the motion. In support, the OCC submits that the requested information is not readily available and is currently being compiled in the format requested by the Commission. Due to the novelty of the request, the OCC claims that additional time is needed to compile the information and prepare the requested filing.
- (3) The attorney examiner determines that an expedited ruling is warranted pursuant to Rule 4901-1-12(C), Ohio Administrative Code (O.A.C.), and that a one-week extension of the filing deadline should be granted in accordance with Rule 4901-1-13(A), O.A.C. Accordingly, the OCC shall now file the information required by the October 12, 2011, entry by November 4, 2011.
- (4) The attorney examiner also finds that the remaining time frames in the October 12, 2011, entry should be extended similarly by one week. Therefore, Commission staff should now propose a distribution methodology for the decrease in the amount of the OCC assessment by November 15, 2011. Further, any interested person may file, by November 25, 2011, comments concerning Commission staff's proposed

distribution methodology for the funds identified in the November 4, 2011, filing.

It is, therefore,

ORDERED, That the filing time frames in this matter be modified in accordance with findings 3 and 4. It is, further,

ORDERED, That a copy of this entry be served upon the OCC and all telephone, electric light, gas, natural gas, pipeline, water works, heating, cooling, and sewage disposal system companies.

THE PUBLIC UTILITIES COMMISSION OF OHIO

By: Jeffrey R. Jones
Jeffrey R. Jones
Attorney Examiner

/vrm

Entered in the Journal

OCT 27 2011

Betty McCauley

Betty McCauley
Secretary