

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Duke Energy Ohio, Inc. to Adjust and) Case No. 12-2087-EL-RDR
Set its Rider BTR and Rider RTO.)

FINDING AND ORDER

The Commission finds:

- (1) Duke Energy Ohio, Inc. (Duke) is a public utility as defined in Section 4905.02, Revised Code, and, as such, is subject to the jurisdiction of this Commission.
- (2) By opinion and order issued on May 25, 2011, in *In the Matter of the Application of Duke Energy Ohio, Inc. for Approval of the Establishment of Rider BTR and Associated Tariff Approval*, Case Nos. 11-2641-EL-RDR, et al. (11-2641, et al.), the Commission approved a stipulation creating a base transmission rate rider (Rider BTR) and a regional transmission organization rider (Rider RTO) to supplant Duke's transmission cost recovery (TCR) rider at its expiration on December 31, 2011. Rider BTR is an unavoidable rider which was approved to recover network integrated transmission costs, Regional Transmission Enhancement Plan charges, Midwest Transmission Expansion Planning costs, and other nonmarket-based costs from all customers. As approved, Rider RTO is an avoidable rider that will recover all charges billed by a Federal Energy Regulatory Commission-approved RTO in proportion to Duke's standard service offer load.
- (3) On July 16, 2012, as amended August 1, 2012, Duke filed an application to adjust and set the rates for Riders BTR and RTO for the period October 1, 2012 through September 30, 2013, pursuant to Chapter 4901:1-36, Ohio Administrative Code (O.A.C). In the application, Duke provides schedules supporting the calculation of the proposed rate for Riders BTR and RTO. With respect to Rider RTO, it will be adjusted to include a true-up of Duke's TCR rider, which ended December 31, 2011. Rider BTR will be adjusted to reflect any under- or over- recovery that occurred from January 1, 2012

through May 31, 2012. Duke requests that its application be approved such that rates can become effective September 28, 2012.

- (4) On September 14, 2012, Staff filed a review and recommendation in this docket recommending that the Commission approve the application filed by Duke on July 16, 2012, as amended August 1, 2012. Staff recommends that the new Rider BTR and Rider RTO rates be approved and become effective on a bills-rendered basis, beginning on September 28, 2012.
- (5) Upon review of the application in this case and Staff's recommendation, the Commission finds that, consistent with Chapter 4901:1-36, O.A.C., the proposed rates for Riders BTR and RTO, as filed on July 16, 2012, and amended on August 1, 2012, do not appear to be unjust or unreasonable, and should be approved. Therefore, the Commission finds that it is unnecessary to hold a hearing in this matter.

It is, therefore,

ORDERED, That the application filed by Duke on July 16, 2012, as amended August 1, 2012, be approved. It is, further,

ORDERED, That Duke be authorized to file in final form complete copies of the tariff pages consistent with this finding and order and to cancel and withdraw its superseded tariff pages. Duke shall file one copy in its TRF docket (or may make such filing electronically as directed in Case No. 06-900-AU-WVR) and one copy in this docket. It is, further,

ORDERED, That the effective date of the new tariffs shall be a date not earlier than the date upon which four complete printed copies of final tariffs are filed with the Commission. It is, further,

ORDERED, That Duke shall notify all affected customers via a bill message or via a bill insert within 30 days of the effective date of the tariffs. A copy of the customer notice shall be submitted to the Commission's Service Monitoring and Enforcement Department, Reliability and Service Analysis Division, at least 10 days prior to its distribution to customers. It is, further,

ORDERED, That nothing in this finding and order shall be binding upon this Commission in any future proceeding or investigation involving the justness or reasonableness of any rate, charge, rule, or regulation. It is, further,

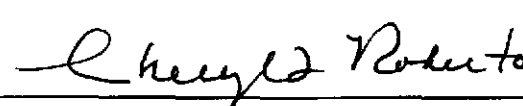
ORDERED, That a copy of this finding and order be served upon all parties of record.


THE PUBLIC UTILITIES COMMISSION OF OHIO

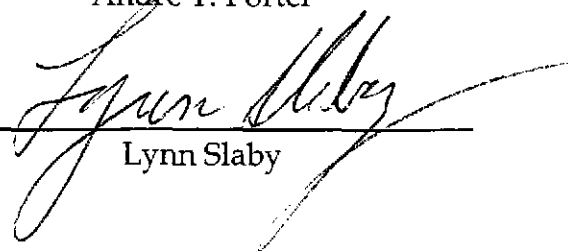


Todd A. Snitchler, Chairman

Steven D. Lesser



Cheryl L. Roberto

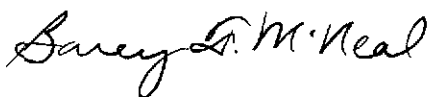
Andre T. Porter

Lynn Slaby

KLS/CMTP/sc

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SEP 26 2012



Barcy F. McNeal
Secretary