

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke Energy Ohio,)
Inc., for the Establishment of a Charge Pursuant to) Case No. 12-2400-EL-UNC
Revised Code Section 4909.18.)

In the Matter of the Application of Duke Energy Ohio,)
Inc., for Approval to Change Accounting Methods.) Case No. 12-2401-EL-AAM

In the Matter of the Application of Duke Energy Ohio,)
Inc., for the Approval of a Tariff for a New Service.) Case No. 12-2402-EL-ATA

**COMMENTS
OF
CITY OF CINCINNATI**

INTRODUCTION

Pursuant to the October 3, 2012 Attorney Examiner’s Entry, the City of Cincinnati (“City”) respectfully submits comments regarding Duke Energy Ohio, Inc.’s (“Duke”) application to establish the amount of a cost-based charge, pursuant to a state compensation mechanism, for the provision of capacity services by Duke throughout its service territory.

COMMENTS

On October 4, 2012, the City joined with nine other intervening parties filing a Joint Motion to Dismiss (“Motion”), one day after the Attorney Examiner issued the procedural schedule calling for comments on Dukes application from the staff and intervenors. That Joint Motion was intended, at least from the perspective of the City, to be dispositive of this Case. Rather than burden the record with a complete replication of that Joint Motion, the City hereby adopts as its Comments the Memorandum in Support of the Joint Motion to Dismiss, filed along with the October 4, 2012

Motion to Dismiss.

CONCLUSION

The City of Cincinnati urges the Commission to grant the intervening parties' Joint Motion to Dismiss for the reasons set forth in the accompanying Memorandum in Support.

Respectfully submitted on behalf of
CITY OF CINCINNATI



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing COMMENTS was served upon the parties of record listed below this 2nd day of January 2013 *via* electronic mail.



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Summary: Comments electronically filed by Teresa Orahod on behalf of CITY OF CINCINNATI