

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke Energy Ohio, Inc. for an Increase in Gas Rates.)	Case No. 12-1685-GA-AIR
)	
In the Matter of the Application of Duke Energy Ohio, Inc. for Tariff Approval.)	Case No. 12-1686-GA-ATA
)	
In the Matter of the Application of Duke Energy Ohio, Inc. for Approval of an Alternative Rate Plan for Gas Distribution Service.)	Case No. 12-1687-GA-ALT
)	
In the Matter of the Application of Duke Energy Ohio, Inc. for Approval to Change Accounting Methods.)	Case No. 12-1688-GA-AAM
)	

**INTERSTATE GAS SUPPLY INC.'S MEMORANDUM IN SUPPORT OF
THE JOINT MOTION FOR AN EXTENSION OF TIME TO FILE
INTERVENOR TESTIMONY**

On June 7, 2012, Duke Energy Ohio Inc. ("Duke") file a notice of intent to file applications for an increase in gas rates, tariff approval, an alternative rate plan, and a change in accounting methods. As a result, these four proceedings were opened. At that same time, Duke notified the Commission of its intent to file three other proceedings for applications for an increase in electric rates, tariff approval, and a change in accounting methods. *See*, Case Nos. 12-1682-EL-AIR, 12-1683-EL-AAM, and 12-1684-EL- AAM.

On June 19, 2013, Interstate Gas Supply, Inc. ("IGS") filed a motion to intervene in the four gas proceedings. That motion remains pending.

On January 10, 2013, the Attorney Examiner established a procedural schedule for these four gas proceedings and nearly the same procedural schedule for the three electric cases. In particular, the Attorney Examiner ruled that, on February 4, 2013, objections to the staff reports and expert testimony must be filed in each set of proceedings.

On January 11, 2013, The Office the Ohio Consumers' Counsel, the City of Cincinnati, the Kroger Company, and Ohio Partners for Affordable Energy collectively filed a joint motion or an extension of time to file the intervenor testimony in these gas proceedings. The joint movants asked for a 21-day extension, such that the deadline for filing intervenor testimony in the gas cases would be moved from February 4, 2013, to February 25, 2013.¹ The joint movants argued, given the existing procedural schedules, the parties involved in both sets of proceedings have all testimony and objections due in less than one month away and all on the same date. The joint movants requested additional time "to address the many important issues" in the cases.

IGS files this memorandum in support of the joint extension request. Good cause for the extension of time exists, as required pursuant to Rule 4901-1-13(A), Ohio Administrative Code. Under the current schedule, intervenors have less than one month to review both sets of applications in detail, prepare and file objections to the Staff reports in both sets of proceedings, and prepare and file their expert testimony. Furthermore, during this same time period the Commission has rule making reply comments for both natural gas and electric competitive electric service providers, as well as natural electric utilities.

An extension for the submission of intervenor testimony is reasonable given the scope and importance of these proceedings. Likewise, an extended filing schedule for the filing of intervenor

¹The same parties filed a similar extension request in Duke's pending electric rate cases, 12-1682-AIR et al. In those cases, the joint movants asked for a 15-day extension of time.

testimony is also reasonable since the hearings for both sets of cases will not occur at the same time, and the natural gas hearing will not commence until after the electric hearing is completed. IGS is participating in both the gas and electric case and wishes to have additional time to provide thorough and well-presented arguments and positions for the Commission's consideration. The short extension that has been requested is reasonable and will not cause *undue* delay for the gas proceedings.

The extension request complies with Rule 4901-1-13(B), Ohio Administrative Code. The extension request was timely filed in these proceedings. In fact, it was filed one day after the procedural schedule was established by the Attorney Examiner. Accordingly, good cause for additional time to prepare and file the expert testimony in these four gas proceedings has been demonstrated, no undue delay will result from the requested extension, and the motion was timely filed, all in compliance with Rule 4901-1-13, Ohio Administrative Code. Thus, the joint movants' extension request should be granted.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Memorandum in Support of Interstate Gas Supply, Inc. was served this 15th day of January 2013, via email on the parties listed below.

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Summary: Memorandum Memorandum in Support of the Joint Motion for an Extension of Time to File Intervenor Testimony electronically filed by M HOWARD PETRICOFF on behalf of Interstate Gas Supply, Inc.