

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Commission's )  
Investigation of Ohio's Retail Electric ) Case No. 12-3151-EL-COI  
Service Market. )

---

**MOTION OF DUKE ENERGY RETAIL SALES AND DUKE ENERGY COMMERCIAL  
ASSET MANAGEMENT TO EXTEND DEADLINE FOR FILING REPLY COMMENTS**

---

Now come Duke Energy Retail Sales (DER) and Duke Energy Commercial Asset Management (DECAM) in accordance with Rule 4901-1-13, Ohio Administrative Code (O.A.C.), and hereby submit to the Public Utilities Commission of Ohio (Commission) their Motion to Extend the Deadline for Filing Reply Comments. DER and DECAM submit their motion in support of the Retail Electric Supply Association's (RESA) March 22, 2013, motion to extend the date for filing reply comments and similarly request that the Commission extend the date for filing reply comments from March 29, 2013, until April 5, 2013. The reasons supporting the motion of DER and DECAM are set forth in the attached Memorandum in Support.

WHEREFORE, DER and DECAM respectfully request that the Commission extend the deadline for filing reply comments from March 29, 2013 until April 5, 2013.

Respectfully submitted,

DUKE ENERGY RETAIL AND DUKE ENERGY  
COMMERCIAL ASSET MANAGEMENT



---

Amy B. Spiller (0047177)  
Deputy General Counsel  
Jeanne Kingery (0012172)  
Associate General Counsel  
Duke Energy Business Services, LLC  
139 East Fourth Street  
1303-Main  
Cincinnati, Ohio 45202  
(Telephone) 513-287-4359  
(Facsimile) 513-287-4385

## **MEMORANDUM IN SUPPORT**

On December 12, 2012, the Commission issued an Entry setting forth matters for the consideration and comments of intervening parties and setting a procedural schedule in the above-captioned matter. On January 24, 2013, the Commission amended the previously issued procedural schedule, setting March 1, 2013, as the deadline for the filing of initial comments, and March 29, 2013, as the deadline for filing reply comments. On March 22, 2013, RESA filed a motion to extend the deadline for filing reply comments from March 29, 2013, until April 5, 2013.

DER and DECAM support RESA's motion to extend the deadline for filing reply comments. In the period of time that has elapsed since January 24, 2013, many procedural schedules in other ongoing Commission matters have changed, rendering it difficult for several of the parties involved in this case to devote the resources necessary to thoroughly reply to other parties' comments within the March 29, 2013, deadline. Further complicating the parties' efforts to issue reply comments by March 29, 2013, is the fact that the initial comments submitted in this matter were so voluminous. The parties' desire to address each comment issued and the time constraints that the current procedural schedule poses both weigh in favor of an extension of the deadline.

Given these circumstances, DER and DECAM believe that it is in the best interests of the parties and the Commission to extend the date for filing reply comments to April 5, 2013. This extension will allow the parties the additional time needed to reply comprehensively to other parties' comments, and will therefore assist the Commission in developing the record in this case. Accordingly, DER and DECAM respectfully request that the Commission extend the deadline for filing reply comments from March 29, 2013 until April 5, 2013.

Respectfully submitted,

DUKE ENERGY RETAIL AND DUKE ENERGY  
COMMERCIAL ASSET MANAGEMENT



---

Amy B. Spiller (0047277)

Deputy General Counsel

Jeanne Kingery (0012172)

Associate General Counsel

Duke Energy Business Services, LLC

139 East Fourth Street

1303-Main

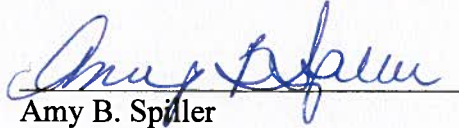
Cincinnati, Ohio 45202

(Telephone) 513-287-4359

(Facsimile) 513-287-4385

### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing document was served this 25 day of March 2013, by electronic mail upon the persons listed below.

  
Amy B. Spiller

grady@occ.state.oh.us  
serio@occ.state.oh.us  
fdarr@mwncmh.com  
sam@mwncmh.com  
dboehm@BKLlawfirm.com  
mkurtz@BKLlawfirm.com  
cmooney@ohiopartners.org  
drinebolt@ohiopartners.org  
msmalz@ohiopoveritylaw.org  
jmaskovyak@ohiopoveritylaw.org  
gkrassen@bricker.com  
william.wright@puc.state.oh.us  
burkj@firstenergycorp.com  
stnourse@aep.com  
judi.sobecki@dplinc.com  
Cynthia.Brady@Constellation.com  
David.Fein@Constellation.com  
mjsatterwhite@aep.com  
yalami@aep.com  
cgoodman@energymarketers.com  
srantala@energymarketers.com

gpoulos@enernoc.com  
storguson@columbuslegalaid.com  
wsundermeyer@aarp.org  
anne.reese@lasclev.org  
meissnerjoseph@yahoo.com  
julie.robie@lasclev.org  
mwarnock@bricker.com  
tsiwo@bricker.com  
ejacobs@ablelaw.com  
nmorgan@lascinti.org  
callwein@wamenergylaw.com  
trent@theoec.org  
cathy@theoec.org  
jkooper@hess.com  
toddm@wamenergylaw.com  
NMcDaniel@elpc.org  
barthroyer@aol.com  
Gary.A.Jeffries@dom.com  
mkl@bbrslaw.com  
mwalters@proseniors.org  
gbenjamin@communitylegalaid.org  
plee@oslsa.org  
rjohns@oslsa.org  
jlang@calfee.com  
lmcbride@calfee.com  
talexander@calfee.com  
coneil@calfee.com  
lsacher@calfee.com  
haydenm@firstenergycorp.com  
carlwood@verizon.net  
markbrooks@uwua.net

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**3/25/2013 3:35:46 PM**

**in**

**Case No(s). 12-3151-EL-COI**

Summary: Motion to Extend Deadline for Filing Reply Comments electronically filed by Dianne Kuhnell on behalf of Spiller, Amy B. and Kingery, Jeanne W. and Duke Energy Retail Sales and Duke Energy Commercial Asset Managment