

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Annual Application of :
Duke Energy Ohio, Inc., for an : Case No. 12-3028-GA-RDR
Adjustment to Rider AMRP Rates. :

In the Matter of the Application of Duke :
Energy Ohio, Inc., for Tariff Approval. : Case No. 12-3029-GA-ATA

JOINT MOTION TO CONTINUE

Pursuant to Ohio Admin. Code, Rule 4901-1-13(A), the Staff of the Public Utilities Commission of Ohio, Duke Energy Ohio, Inc., and the Office of the Ohio Consumers' Counsel respectfully request that the Commission, *on an expedited basis*, grant this motion for a one-week extension of the procedural schedule in this case. The reasons for this motion are set forth more fully in the attached memorandum.

Respectfully submitted,

**On behalf of the Staff of
the Public Utilities Commission of Ohio:**

/s/ Steven L. Beeler

Steven L. Beeler

Assistant Attorney General
Office of the Ohio Attorney General
Public Utilities Section
180 East Broad Street, 6th Floor
Columbus, Ohio 43215
614.466.4397 (telephone)
614.644.8764 (fax)
steven.beeler@puc.state.oh.us

On behalf of Duke Energy Ohio, Inc.:

/s/ Elizabeth H. Watts (per authorization)

Elizabeth H. Watts

Associate General Counsel
155 East Broad Street, 21st Floor
Columbus, Ohio 43215
614.222.1330 (telephone)
614.222.1337 (fax)
elizabeth.watts@duke-energy.com

**On behalf of the Office of the Ohio
Consumers' Counsel:**

/s/ Joe Serio (per authorization)

Joseph P. Serio

Larry S. Sauer

Michael Schuler

Assistant Consumers' Counsel
Office of the Ohio Consumers' Counsel
10 West Broad Street, 18th Floor
Columbus, Ohio 43215
614.466.9565 (fax)
serio@occ.state.oh.us

MEMORANDUM IN SUPPORT

Duke Energy Ohio, Inc., (Duke Energy Ohio) submitted its Application in this matter on November 30, 2012. Thereafter the Office of the Ohio Consumers' Counsel (OCC) intervened on January 16, 2013. The Staff of the Public Utilities Commission of Ohio (Staff) and OCC submitted comments and recommendations on March 25, 2013. The Attorney Examiner, by entry dated March 1, 2013, granted the motion to intervene of OCC and set forth a procedural schedule that included the requirements that (1) the Parties notify the Commission of the status of the case on March 29, 2013, (2) the Staff and Parties submit testimony on April 1, 2013, (3) submit any Stipulation to the Commission on April 3, 2013 by 9:00 a.m. and (4) attend a hearing on April 4, 2011.

Pursuant to this Entry, Duke Energy Ohio submitted a letter to the docket on March 26, 2013 advising the Commission that the Parties had reached a resolution in principle, of all of the issues in the case and would submit a stipulation on or before April 3, 2013. Despite the Parties' best efforts, resolving the details has taken longer than anticipated. Although a stipulation is still anticipated, and progress has been made, the Parties are unable to meet the current deadlines in the case. Accordingly, the Parties request that the Commission extend the procedural schedule one week as follows:

- (1) Staff and Parties testimony due April 8, 2013;
- (2) Stipulation filed on April 10, 2013 by 9:00 a.m.; and
- (3) Hearing on April 11, 2013.

WHEREFORE, for the reasons stated, the Parties jointly and respectfully request that the Commission grant their request, *on an expedited basis*, to extend the procedural schedule by one week.

Respectfully submitted,

**On behalf of the Staff of
the Public Utilities Commission of Ohio:**

/s/ Steven L. Beeler

Steven L. Beeler

Assistant Attorney General
Office of the Ohio Attorney General
Public Utilities Section
180 East Broad Street, 6th Floor
Columbus, Ohio 43215
614.466.4397 (telephone)
614.644.8764 (fax)
steven.beeler@puc.state.oh.us

On behalf of Duke Energy Ohio, Inc.:

/s/ Elizabeth H. Watts (per authorization)

Elizabeth H. Watts

Associate General Counsel
155 East Broad Street, 21st Floor
Columbus, Ohio 43215
614.222.1330 (telephone)
614.222.1337 (fax)
elizabeth.watts@duke-energy.com

**On behalf of the Office of the Ohio
Consumers' Counsel:**

/s/ Joe Serio (per authorization)

Joseph P. Serio

Larry S. Sauer

Michael Schuler

Assistant Consumers' Counsel
Office of the Ohio Consumers' Counsel
10 West Broad Street, 18th Floor
Columbus, Ohio 43215
614.466.9565 (fax)
serio@occ.state.oh.us

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing has been served upon the following parties via electronic mail on this, the 1st day of April, 2013.

/s/ Steven L. Beeler

Steven L. Beeler
Assistant Attorney General

Joe Serio
Larry S. Sauer
Michael Schuler
Office of the Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, Ohio 43215-3485
serio@occ.state.oh.us

Elizabeth H. Watts
Associate General Counsel
155 East Broad Street, 21st Floor
Columbus, Ohio 43215
Elizabeth.Watts@duke-energy.com

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

4/1/2013 1:56:03 PM

in

Case No(s). 12-3028-GA-RDR, 12-3029-GA-ATA

Summary: Motion Joint Motion to Continue filed by Assistant Attorney General Steven L. Beeler on behalf of the Staff of the Public Utilities Commission of Ohio, Duke Energy Ohio, and the Office of the Ohio Consumers' Counsel. electronically filed by Kimberly L Keeton on behalf of Public Utilities Commission of Ohio