

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)
Energy Ohio, Inc. for an Adjustment to) Case No. 12-3028-GA-RDR
Rider AMRP Rates to Recover Costs)
Incurred in 2012.)

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

ENTRY

The attorney examiner finds:

- (1) By opinion and order issued May 28, 2008, in *In the Matter of the Application of Duke Energy Ohio, Inc. for an Increase in Rates*, Case No. 07-589-GA-AIR, *et al.*, the Commission approved a stipulation that, *inter alia*, provided a process for adjustments to the Accelerated Main Replacement Program (AMRP) rider (Rider AMRP) of Duke Energy Ohio, Inc. (Duke) to be recovered through a separate charge (AMRP cost recovery charge). The opinion and order contemplated periodic filings of applications and adjustments of the rate under the AMRP cost recovery charge.
- (2) On November 30, 2012, Duke filed its application supporting a rate adjustment for the AMRP cost recovery charge to recover costs incurred during 2012.
- (3) By entry issued March 1 2013, the attorney examiner issued the following procedural schedule:
 - (a) March 25, 2013 - Deadline for the filing of motions to intervene.
 - (b) March 25, 2013 - Deadline for Staff and intervenors to file comments on the application.
 - (c) April 29, 2013 - Deadline for DEO to file a statement informing the Commission whether the issues raised in the comments have been resolved.
 - (d) April 1, 2013 - Deadline for the parties and Staff to file expert testimony.

- (e) In the event that some or all of the parties enter into a stipulation resolving some or all of the issues in this case, the parties must file such stipulation with the Commission by 9:00 a.m. on April 3, 2013.
 - (f) In the event that all of the issues are not resolved or the parties enter into a stipulation, a hearing shall commence on April 4, 2013, at 10:00 a.m. at the offices of the Commission.
- (4) On April 1, 2013, the Staff of the Public Utilities Commission of Ohio (Staff), Duke, and the Office of the Ohio Consumers' Counsel filed a joint motion for a one-week continuance of the procedural schedule. The parties request that the Commission grant their request, on an expedited basis.

In support of the motion, the parties state that they request a continuance so that they may have more time to complete a stipulation in the cases.

- (5) The attorney examiner finds that the joint motion to continue the hearing is reasonable and should be granted. Accordingly, the procedural schedule shall be revised as follows:
- (a) April 8, 2013 – Deadline for the parties and Staff to file expert testimony.
 - (b) In the event that some or all of the parties enter into a stipulation resolving some or all of the issues in this case, the parties and Staff must file such stipulation with the Commission by 9:00 a.m. on April 10, 2013.
 - (c) In the event that all of the issues are not resolved or the parties and Staff enter into a stipulation, a hearing shall commence on April 11, 2013, at 10:00 a.m. at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-D, Columbus, Ohio 43215. Any party requesting a continuance of the hearing must file a motion to

continue the hearing with the Commission by
9:00 a.m. on April 10, 2013.

It is, therefore,

ORDERED, That the joint motion a for one-week continuance of the procedural schedule is granted. It is, further,

ORDERED, That the parties adhere to the modified procedural schedule in accordance with Finding (5). It is, further,

ORDERED, That a copy of this entry be served upon all parties and interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/ Kerry K. Sheets

By: Kerry K. Sheets
Attorney Examiner

cmt/p/vrm

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in

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

Summary: Attorney Examiner Entry granting joint motion to continue the hearing, electronically filed by Vesta R Miller on behalf of Kerry K. Sheets, Attorney Examiner, Public Utilities Commission of Ohio