

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)
Energy Ohio, Inc., for an Increase in its) Case No. 12-1685-GA-AIR
Natural Gas Distribution Rates.)

In the Matter of the Application of Duke) Case No. 12-1686-GA-ATA
Energy Ohio, Inc., for Tariff Approval.)

In the Matter of the Application of Duke)
Energy Ohio, Inc., for Approval of an) Case No. 12-1687-GA-ALT
Alternative Rate Plan for Gas Distribution)
Service.)

In the Matter of the Application of Duke)
Energy Ohio, Inc., for Approval to Change) Case No. 12-1688-GA-AAM
Accounting Methods.)

ENTRY

The attorney examiner finds:

- (1) On July 9, 2012, Duke Energy Ohio, Inc. (Duke) filed an application seeking Commission authority to increase natural gas distribution rates, to update its tariffs, for approval of an alternative rate plan for gas distribution service, and to change certain accounting methods.
- (2) By entry issued on January 18, 2013, the attorney examiner, *inter alia*, set the hearing in this matter to commence one business day after the conclusion of Duke's electric rate cases filed in Case Nos. 12-1682-EL-AIR, et al.
- (3) On March 20, 2013, Duke, the Ohio Consumers' Counsel, Ohio Partners for Affordable Energy, the Greater Cincinnati Health Council, The Kroger Company, Direct Energy Services, Ohio Manufacturers' Association, IGS Energy, People Working Cooperatively, Cincinnati Bell, the City of Cincinnati, and Staff (joint movants) filed a motion to extend the hearing date. Joint movants also request expedited treatment of their motion. In support of their motion, joint

movants explain that the potential length of hearings scheduled in other matters will limit preparation time for this hearing. Therefore, the joint movants request that the hearing in these cases be rescheduled for April 29, 2013. No memoranda contra were filed.

- (4) On April 2, 2013, a stipulation was filed by some of the parties to this case. As part of that stipulation, the parties agreed to litigate certain issues at the evidentiary hearing in this case.
- (5) Upon consideration of the joint movants' request, the attorney examiner finds that the motion for an extension of the hearing date should be granted. Accordingly, the attorney examiner finds that the parties should adhere to the following procedural schedule:
 - (a) April 22, 2013 - Deadline for the following:
 - (i) Each party that filed an objection to the Staff Report shall file a statement identifying which objections pertain to the issues that are not part of the stipulation and will be litigated at the evidentiary hearing.
 - (ii) Each party that previously prefiled testimony shall file a statement as to whether their witnesses will appear at the evidentiary hearing and, if so, the party shall identify which portions of the witnesses' testimony address the issues that will be litigated at the hearing.
 - (iii) Staff and all parties shall file any additional expert testimony.
 - (b) April 29, 2013 - The evidentiary hearing will begin at 10:00 a.m. in Hearing Room 11-A, at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215.

It is, therefore,

ORDERED, That joint movants' motion for extension of the hearing date be granted. It is, further,

ORDERED, That the parties adhere to the procedural schedule set forth in finding (5). It is, further,

ORDERED, That a copy of this entry be served upon all parties of record in the above-captioned cases.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Katie Stenman

By: Katie L. Stenman
Attorney Examiner

JRJ/sc

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in

Case No(s). 12-1685-GA-AIR, 12-1686-GA-ATA, 12-1687-GA-ALT, 12-1688-GA-AAM

Summary: Attorney Examiner Entry grants movants' motion for extension of the hearing date and sets forth a procedural schedule in accordance with finding (5). - electronically filed by Sandra Coffey on behalf of Katie Stenman, Attorney Examiner, Public Utilities Commission of Ohio