

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of The Dayton Power and Light Company to Establish a Standard Service Offer in the Form of an Electric Security Plan.	)	)	Case No. 12-426-EL-SSO
In the Matter of the Application of The Dayton Power and Light Company for Approval of Revised Tariffs.	)	)	Case No. 12-427-EL-ATA
In the Matter of the Application of The Dayton Power and Light Company for Approval of Certain Accounting Authority.	)	)	Case No. 12-428-EL-AAM
In the Matter of the Application of The Dayton Power and Light Company for Waiver of Certain Commission Rules.	)	)	Case No. 12-429-EL-WVR
In the Matter of the Application of The Dayton Power and Light Company to Establish Tariff Riders.	)	)	Case No. 12-672-EL-RDR

ENTRY

The attorney examiner finds:

- (1) The Dayton Power and Light Company (DP&L) is a public utility as defined in Section 4905.02, Revised Code, and, as such, is subject to the jurisdiction of this Commission.
- (2) On March 30, 2012, DP&L filed an application for a standard service offer (SSO) pursuant to Section 4928.141, Revised Code. The application was for a market rate offer in accordance with Section 4928.142, Revised Code. On September 7, 2012, DP&L withdrew its application for a market rate offer. On October 5, 2012, DP&L filed an application for an electric security plan in accordance with Section 4928.143, Revised Code. Additionally, DP&L filed accompanying applications for approval of revised tariffs, for

approval of certain accounting authority, for waiver of certain Commission rules, and to establish tariff riders. On December 12, 2012, DP&L amended its application for an electric security plan.

- (3) The case proceeded to hearing on March 18, 2013, and continued through April 3, 2013. A large portion of the hearing was conducted in a closed, confidential session due to the discussion of information held to be confidential by the attorney examiners. A number of intervening parties in the case signed protective agreements with DP&L in order to access the confidential information.
- (4) The attorney examiner finds that the following persons from the following intervening parties, AEP Retail Energy Partners, LLC (AEP), Border Energy Electric Services, Inc. (Border), City of Dayton, Ohio (Dayton), Direct Energy Services, LLC, and Direct Energy Business, LLC (Collectively, Direct Energy) Duke Energy Retail Sales, LLC, and Duke Energy Commercial Asset Management, Inc. (Collectively, Duke), Edgemont Neighborhood Coalition (Edgemont), Exelon Generation Company, LLC, Exelon Energy Company, Inc., Constellation Energy Commodities Group, Inc., and Constellation NewEnergy, Inc. (Collectively, Constellation-Exelon), Federal Executive Agencies (FEA), FirstEnergy Solutions Corp. (FES), Honda of America Manufacturing, Inc. (Honda), Industrial Energy Users-Ohio (IEU-Ohio), Interstate Gas Supply, Inc. (IGS), the Kroger Company (Kroger), the Ohio Consumers' Counsel (OCC), Ohio Energy Group (OEG), Ohio Hospital Association (OHA), the Ohio Manufacturers' Association Energy Group (OMAEG), Ohio Partners for Affordable Energy (OPAE), Ohio Power Company (Ohio Power), Retail Energy Supply Association (RESA), SolarVision, and Wal-Mart Stores East, LP, and Sam's East, Inc. (Collectively, Wal-Mart), and DP&L, may access and/or copy any part of the confidential portion of the transcript, including confidential exhibits:

AEP

Matt Satterwhite

Border

Stephanie M. Chmiel

Border	Andy Mitrey
Dayton	Christopher Miller
Direct Energy	Joseph M. Clark
Duke	Amy Spiller
Duke	Jeanne Kingery
Edgemont	Ellis Jacobs
Constellation-Exelon	M. Howard Petricoff
FEA	Major Chris Thompson
FEA	Magdalena Ackenhausen
FES	Mark Hayden
FES	James Lang
FES	N. Trevor Alexander
Honda	Tony Long
IEU-Ohio	Samuel C. Randazzo
IEU-Ohio	Frank P. Darr
IEU-Ohio	Joseph E. Olier
IEU-Ohio	Matthew R. Pritchard
IEU-Ohio	Cynthia Fuller
IEU-Ohio	Scott Ellsar
IEU-Ohio	Kevin Murray
IEU-Ohio	Joseph Bowser
IEU-Ohio	J. Edward Hess
IEU-Ohio	Debbie Ryan
IEU-Ohio	L. Renee Gannon
IEU-Ohio	Vicki Leach Payne
IGS	Melissa L. Thompson
Kroger	Mark Yurick
Kroger	Denis E. George
Kroger	Kevin Higgins

Kroger	Courtney Higgins
Kroger	Neal Townsend
Kroger	Olivia Smith
OCC	Melissa R. Yost
OEG	David Boehm
OEG	Stephen J. Baron
OEG	Lane Kollen
OHA	Thomas O'Brien
OMAEG	J. Thomas Siwo
OPAE	Colleen Mooney
OPAE	Stacia Harper
Ohio Power	Matt Satterwhite
RESA	M. Howard Petricoff
SolarVision	Kimberly Bojko
SolarVision	Tanya A. Frick
SolarVision	Mallory M. Mohler
Wal-Mart	Grant E. Chapman
Wal-Mart	Steven Sherman
Wal-Mart	Steve Chriss

- (5) Individuals desiring to access and/or copy the confidential portions of the transcript and/or confidential exhibits should bring the confidential document target for the desired documents and should be prepared to provide appropriate identification to the Commission's Docketing Division.

It is, therefore,

ORDERED, That the persons listed in Finding (4) may access and copy any part of the confidential portion of the transcript, including confidential exhibits. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Bryce McKenney

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By: Bryce A. McKenney  
Attorney Examiner

JRJ/sc

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

**Commission of Ohio Docketing Information System on**

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**in**

**Case No(s). 12-0426-EL-SSO, 12-0427-EL-ATA, 12-0428-EL-AAM, 12-0429-EL-WVR, 12-0672-EL-RDR**

Summary: Attorney Examiner Entry ordering that named persons may access and copy any part of the confidential portion of the transcript, including confidential exhibits. - electronically filed by Sandra Coffey on behalf of Bryce McKenney, Attorney Examiner, Public Utilities Commission of Ohio