

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke )  
Energy Ohio, Inc. to Adjust Rider DR-IM ) Case No. 13-1141-GE-RDR  
and Rider AU for 2012 SmartGrid Costs. )

ENTRY

The attorney examiner finds:

- (1) By opinion and order issued on December 17, 2008, in *In the Matter of the Application of Duke Energy Ohio, Inc., for Approval of an Electric Security Plan*, Case No. 08-920-EL-SSO, et al. (ESP Case), the Commission approved a stipulation that, *inter alia*, provides a process for recovering costs associated with the deployment of an electric SmartGrid system through Rider Distribution Reliability - Infrastructure Modernization (Rider DR-IM). In addition, the stipulation provides that, in the second quarter of each year, Duke Energy Ohio, Inc. (Duke) shall file for approval of Rider DR-IM adjustments, subject to due process, including an opportunity for a hearing. Additionally, by opinion and order issued on 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. (Gas Distribution Rate Case), the Commission approved a stipulation that, *inter alia*, provided a process for filing deployment plans for the installation of an automated gas meter reading system, which would share the SmartGrid communications technology, and a method for recovering costs associated with the plans, which was designated the Rider Advanced Utility (Rider AU).
- (2) On June 28, 2013, Duke filed an application to adjust Riders DR-IM and AU for SmartGrid deployment, pursuant to the processes approved in the *Gas Distribution Rate Case* and the *ESP Case*.
- (3) By entry issued on July 16, 2013, the attorney examiner established the following procedural schedule for the review of this application:
  - (a) September 19, 2013 – Deadline for the filing of motions to intervene.

- (b) October 3, 2013 – Deadline for the filing of comments on the application by Staff and intervenors.
  - (c) October 17, 2013 – Deadline for all parties to file reply comments.
  - (d) October 28, 2013 – In the event all of the issues raised in the comments are not resolved, or if the Commission deems the application may be unjust or unreasonable, a hearing will be held, and Staff and intervenor testimony will be due on this date.
  - (e) November 8, 2013 – Deadline for Duke to file supplemental testimony.
  - (f) November 19, 2013 – In the event a hearing is deemed necessary, the hearing will commence at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11<sup>th</sup> floor, hearing room 11-C, Columbus, Ohio 43215.
- (4) On September 19, 2013, Staff filed a motion for an extension of the procedural schedule. Staff explains that it is still conducting its investigation and is awaiting responses to several outstanding data requests. Staff requests a four-week extension of the entire procedural schedule. Staff further explains that it has consulted with the parties to this proceeding and they do not object to this request.
- (5) Upon consideration of Staff's request, the attorney examiner finds that it is reasonable and should be granted. Accordingly, the parties should observe the following procedural schedule:
- (a) October 31, 2013 – Deadline for the filing of comments on the application by Staff and intervenors.
  - (b) November 14, 2013 – Deadline for all parties to file reply comments.
  - (c) November 25, 2013 – In the event all of the issues raised in the comments are not resolved, or if the Commission deems the application may be unjust

or unreasonable, a hearing will be held, and Staff and intervenor testimony will be due on this date.

- (d) December 6, 2013 - Deadline for Duke to file supplemental testimony.
  - (e) December 17, 2013 - In the event a hearing is deemed necessary, the hearing will commence at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11<sup>th</sup> floor, hearing room 11-C, Columbus, Ohio 43215.
- (6) In the event Duke comes to an agreement with some or all of the parties in this case on some or all of the facts or issues in this case, the attorney examiner finds it appropriate to set forth a schedule for the filing of such stipulations prior to the commencement of the hearing in this case. Accordingly, Duke must file any applicable stipulation, by 9:00 a.m., on December 13, 2013.

It is, therefore,

ORDERED, That Staff's motion for an extension of the procedural schedule be granted. It is, further,

ORDERED, That the procedural schedule set forth in finding (5) be adopted. It is, further,

ORDERED, That a copy of this entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Kerry Sheets

By: Kerry K. Sheets  
Attorney Examiner

JRJ/vrm

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**in**

**Case No(s). 13-1141-GE-RDR**

Summary: Attorney Examiner Entry grants Staff's motion for an extension of the procedural schedule and orders the procedural schedule set forth in finding (5). - electronically filed by Sandra Coffey on behalf of Kerry Sheets, Attorney Examiner, Public Utilities Commission of Ohio