

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Recovery of Program)	Case No. 13-753-EL-RDR
Costs, Lost Distribution Revenue and)	
Performance Incentives Related to its)	
Energy Efficiency and Demand Response)	
Programs.)	

**LATE-FILED DIRECT TESTIMONY OF
DAVID C. RINEBOLT
ON BEHALF OF OHIO PARTNERS FOR AFFORDABLE ENERGY**

October 1, 2013

Q. PLEASE STATE YOUR NAME, TITLE, AND BUSINESS ADDRESS.

A. My name is David C. Rinebolt. My business address is 231 West Lima Street, Findlay, Ohio 45840. I am the Executive Director of Ohio Partners for Affordable Energy (OPAE), and I appear in this case as a witness on its behalf.

Q. PLEASE DESCRIBE YOUR BACKGROUND AND QUALIFICATIONS FOR YOUR TESTIMONY IN THIS PROCEEDING.

A. My career has covered a broad spectrum of activities in the energy industry including policy analysis at both the federal and state levels; design and management of energy efficiency and renewable energy deployment programs; and, extensive involvement in utility regulatory systems at the state and federal level. I have worked with alternative fuel implementation and distributed generation and have extensive knowledge of energy and environmental policy, including renewable energy development and sustainability. My resume is appended to this testimony as Exhibit DCR-1.

I have a Bachelor of Liberal Studies degree with concentrations in Communications, English, Political Science, and Russian Literature from Bowling Green State University (1978) and a Juris Doctor degree from the Columbus School of Law at The Catholic University of America (1981). I have also received training in utility regulatory policy through the National Association of Regulatory Utility Commissioners' ("NARUC") Summer Study Program at Michigan State University. I am the author of several works on biomass energy and a regular

lecturer on regulatory policy at the National Community Action Foundation Energy Leveraging Conference; Affordable Comfort; and the National Energy and Utility Conference. I have also been a presenter at NARUC conferences; the National Association of State Utility Consumer Advocates; and, the Mid-America Regulatory Conference. In 1994 I worked for the Department of Energy on assignment in the design and deployment of the program that made up the Clinton Administration's Climate Change Action Plan, and was a presenter at the White House Conference on Climate Change.

Q. HAVE YOU PREVIOUSLY TESTIFIED BEFORE THE OHIO PUBLIC UTILITIES COMMISSION ("PUCO" or "COMMISSION")?

A. Yes. I testified in Duke Energy Ohio, Inc.'s Standard Service Offer Case No. 11-3549-EL-SSO, et al. (January 7, 2011) in support of the stipulation and recommendation filed in those cases. I also testified in Dayton Power and Light Company's Standard Service Offer Cases, 12-426-EL-SSO, et al., (March 1, 2013) in support of a continuation and expansion of a fuel fund to assist low-income residential customers to pay their electric bills.

Q. PLEASE DESCRIBE THE PURPOSE OF YOUR TESTIMONY.

A. The primary purpose of my testimony is to adopt the Direct Testimony of Stacia Harper that was pre-filed by OPAE in this proceeding on September 9, 2013. Ms. Harper is in Michigan at a NARUC conference and is unable to testify in this proceeding on the scheduled date. Through this testimony, I adopt the direct

testimony of Ms. Harper, which recommends the proper treatment of evaluation, measurement and verification ("EM&V") costs of energy efficiency ("EE") programs in the calculation of shared savings and an adjustment to Duke's calculation of shared savings based upon the proper treatment of EM&V costs.

Q. ARE YOU FAMILIAR WITH THE TESTIMONY SUBMITTED BY MS. HARPER IN THIS PROCEEDING?

A. Yes. I have reviewed the testimony of Ms. Harper submitted by OP&E in this proceeding and am familiar with it.

Q. DO YOU HEREBY ADOPT THE DIRECT TESTIMONY OF STACIA HARPER FILED IN THIS PROCEEDING ON SEPTEMBER 9, 2013, AS YOUR OWN?

A. Yes. I hereby adopt the testimony of Ms. Harper in her Direct Testimony as my own Direct Testimony in this proceeding.

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Professional Experience

Executive Director and Counsel – Ohio Partners for Affordable Energy.

Head of statewide trade association providing program management, advocacy, and litigation services to over 60 nonprofit anti-poverty and community development organizations. Oversees education and training activities and the management of six utility-funded energy efficiency programs. Represents the interests of the organization and its members before the PUCO, the Ohio General Assembly, and Congress. Coordinates innovative partnerships between members and other organizations in the energy industry to benefit low-income consumers. Serves on the Demand Side Management Collaboratives of Ohio's seven largest utilities. *April 1996 - present.*

Legislative Liaison – Ohio Association of Community Action Agencies.

Worked to educate the General Assembly on the activities of Ohio's community action agencies. Advocated for adequate funding for critical programs such as state Head Start, the Housing Trust Fund, and other anti-poverty programs. *January 20003 –June 2004.*

Director of Programs - National Association of State Energy Officials.

Developed and provided information on the activities of state energy offices to Congress, the press, and the executive branch. Provided assistance to states in the following areas: legislation and policy development; utility regulation; industrial, commercial and residential energy efficiency programs; renewable energy technologies; and, low-income energy issues. Temporarily posted to the Department of Energy to assist in the design of programs developed to implement the President's *Climate Change Action Plan*. *January 1994 - December 1995. Consultant, January 1996 - June 1996.*

Legislative Director/Counsel - Congressman Collin Peterson (MN-7th).

Organized and managed legislative staff for freshman Congressman. Also served as Associate Counsel to the Government Operations Subcommittee on Employment, Housing and Aviation. *January 1991 - December 1993.*

Director of Research - National Wood Energy Association.

Developed and coordinated public and Congressional education efforts. Assisted in drafting and securing support for federal and state legislative and regulatory initiatives. Represented members in state legislative and regulatory forums. Also served as counsel to the Solar Energy Industries Association and other renewable energy groups. Editor of *BIOLOGUE Magazine*. *September 1987 - December 1990. Served as consultant to successor organization, National BioEnergy Industries Association, January 1996 - September 1996.*

Senior Research Associate, Energy - Coalition of Northeastern Governors Policy Research Center. Project Director for the Northeast Regional Biomass Program, an eleven-state, \$1.4 million annual program designed to promote the commercialization of biomass energy technologies. Also staffed the CONEG Energy Committee and coordinated lobbying of member states on energy issues, including LIHEAP, Weatherization and other state grant programs, and natural gas deregulation. *July 1985 - September 1987.*

Associate Director - State of Minnesota Washington Office.

Coordinated Governor's federal legislative agenda and represented State before government departments and regulatory agencies. Served as staff representative for Governor Perpich to the National Governors' Association (NGA) Executive and Energy and Environment Committees. *November 1983 - July 1985.*

Paralegal Specialist – U.S. Department of Interior, Office of Legislation and Regulatory Management.

Conducted legal research related to public land laws, particularly the Federal Land Policy Management Act of 1976. *January 1980 – July 1981.*

EDUCATION and OTHER ACTIVITIES

Legal: The Columbus School of Law, Catholic University of America, Washington, D.C. Juris Doctor, 1981.

College: Bowling Green State University, Bowling Green, Ohio. Bachelor of Liberal Studies, May 1978. Concentrations in Communications, English, Political Science, and Russian Literature.

Memberships: District of Columbia Bar Association; Ohio Bar - Corporate Status; Hancock County Bar Association.

Guest Lecturer: Case Western Reserve University; Pace University; National Low Income Energy Consortium; Mid-American and National Associations of Regulatory Utility Commissioners; White House Conference on Climate Change and, other national and regional meetings.

Publications: Author, *The Biofuels Industry Data Base*, Solar Energy Research Institute, Golden, Colorado (1990); Editor, *BIOLOGUE Magazine*, National Wood Energy Association, Arlington, Virginia (1987-1990); Reviewer, *Changing by Degrees; Steps to Reduce Greenhouse Gases*, Office of Technology Assessment, OTA-0-482 (1991)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Late-Filed Testimony of David C. Rinebolt was served electronically upon the following parties identified below in this case on this 1st day of October 2013.

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Summary: Testimony of David C. Rinebolt electronically filed by Colleen L Mooney on behalf of Ohio Partners for Affordable Energy