

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application)
of Vectren Energy Delivery of Ohio, Inc.,)
for Approval of an Alternative Rate Plan) Case No. 13-1571-GA-ALT
for Continuation of its Distribution)
Replacement Rider.)

ENTRY

The attorney examiner finds:

- (1) On July 2, 2013, Vectren Energy Delivery of Ohio, Inc. (Vectren), filed a notice of intent to file an application for approval of an alternative rate plan under R.C. 4929.05. Additionally, Vectren simultaneously filed a motion for waiver of all current requirements of Ohio Adm.Code 4901:1-19-05, requesting that it be permitted to comply with the requirements of the new version of Ohio Adm.Code 4901:1-19-06 recently adopted by the Commission in *In re Comm. Rev. of Chapter 4901:1-19 of the Ohio Adm.Code*, Case No. 11-5590-GA-ORD, Second Entry on Rehearing (Apr. 24, 2013). By Entry issued July 18, 2013, the attorney examiner granted the waiver.
- (2) On August 22, 2013, Vectren filed its application, along with supporting exhibits and direct testimony, pursuant to R.C. 4929.05, 4929.051(B), 4929.11, and 4909.18. In its application, Vectren asserts that it seeks to continue, through 2017, its Distribution Replacement Rider (DRR) that was previously authorized by the Commission in *In re Vectren Energy Delivery of Ohio, Inc.*, Case No. 07-1080-GA-AIR, et al., Opinion and Order (Jan. 7, 2009). Vectren asserts that, accordingly, its application should be considered not for an increase in rates.
- (3) On September 20, 2013, the Commission's Staff filed a letter reflecting that Vectren's application was in compliance with the filing requirements of recently-adopted Ohio Adm.Code 4901:1-19-06. Thereafter, on September 26, 2013, the attorney

examiner established a procedural schedule providing a deadline for parties to file motions to intervene and comments.

- (4) Staff and the Ohio Consumers' Counsel (OCC) timely filed comments, and Staff, OCC, and Vectren timely filed reply comments.
- (5) On December 5, 2013, in light of the comments filed, the attorney examiner established a procedural schedule requiring testimony on behalf of Staff and intervenors to be filed by January 7, 2014, and setting the evidentiary hearing for January 13, 2014.
- (6) Thereafter, on December 31, 2013, Vectren, Staff, and OCC filed a joint motion for an extension of time to file testimony, for a continuance of the evidentiary hearing, and for an expedited ruling. In their motion, the movants request that testimony on behalf of Staff and intervenors be extended until January 14, 2014, and that the hearing be continued until January 21, 2014. The movants assert that the extension and continuance are necessary because negotiations are underway to reach a settlement among all parties in this case, but that additional time is necessary to work toward the settlement.
- (7) The attorney examiner finds that the joint motion for an extension of time to file testimony and for a continuance of the evidentiary hearing is reasonable and should be granted. Consequently, the attorney examiner finds it appropriate to establish the following procedural schedule:
 - (a) Tuesday, January 14, 2014 - Deadline for the filing of testimony on behalf of Staff and intervenors.
 - (b) Tuesday, January 21, 2014 - The evidentiary hearing shall commence at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio.

- (8) In the event Vectren 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, Vectren must file any applicable stipulation by 9:00 a.m. on January 17, 2014.

It is, therefore,

ORDERED, That the joint motion for an extension of time to file testimony and for a continuance of the evidentiary hearing is granted as set forth in Finding (7). It is, further,

ORDERED, That the procedural schedule set forth in Finding (7) be observed. It is, further,

ORDERED, That Vectren adhere to the requirement set forth in Finding (8). It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Mandy W. Chiles

By: Mandy Willey Chiles
Attorney Examiner

JRJ/sc

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in

Case No(s). 13-1571-GA-ALT

Summary: Attorney Examiner Entry granting joint motion for an extension of time to file testimony and for a continuance of the evidentiary hearing. - electronically filed by Sandra Coffey on behalf of Mandy Willey Chiles, Attorney Examiner, Public Utilities Commission of Ohio