

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of The)
Dayton Power and Light Company to) Case No. 13-956-EL-RDR
Update its Energy Efficiency Rider.)

ENTRY

The Commission finds:

- (1) The Dayton Power and Light Company (DP&L) is a public utility as defined by Section 4905.02, Revised Code, and, as such, is subject to the jurisdiction of this Commission.
- (2) On April 30, 2013, DP&L filed an application to update its Energy Efficiency Rider (EER) pursuant to the stipulation and recommendation approved by the Commission in *In re The Dayton Power and Light Company*, Case No. 08-1094-EL-SSO, et. al., Opinion and Order (June 24, 2009). In its application, DP&L proposed a decrease in the EER residential rate and an increase in the EER non-residential rate.
- (3) On January 16, 2014, DP&L filed a motion to withdraw its application to update its EER. DP&L explains in its memorandum in support of its motion that the proposed rates and tariffs filed in this case are now obsolete and inconsistent with the Commission's more recent Order in *In re The Dayton Power and Light Company*, Case No. 13-833-EL-POR, et. al., Opinion and Order (December 4, 2013). DP&L asserts that the issues in this case which were originally ripe for determination are now moot. Accordingly, DP&L seeks to withdraw its application and requests that the Commission close this case of record. No memorandum contra was filed to DP&L's motion to withdraw its application in this case.
- (4) The Commission finds that DP&L's motion to withdraw its application to update its EER is reasonable and should be granted. Accordingly, DP&L's application should be considered withdrawn and this case closed of record.

It is, therefore,

ORDERED, That DP&L's motion to withdraw its application to update its EER be granted and the docketing division of the Commission close this case of record. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

Todd A. Snitchler, Chairman

Steven D. Lesser

M. Beth Trombold

Lynn Slaby

Asim Z. Haque

BAM/sc

Entered in the Journal

FEB 05 2014

Barcy F. McNeal

Barcy F. McNeal
Secretary