

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Determination of)
the Existence of Significantly Excessive)
Earnings for 2013 Under the Electric) Case No. 14-831-EL-UNC
Security Plan of The Dayton Power and)
Light Company.)

ENTRY

The attorney examiner finds:

- (1) The Dayton Power and Light Company (DP&L) is a public utility, as defined in R.C. 4905.02, and is subject to the jurisdiction of this Commission.
- (2) Pursuant to R.C. 4928.143(F), the Commission is required to evaluate the earnings of each electric utility's approved electric security plan (ESP) to determine whether the plan or offer produces significantly excessive earnings for the electric utility. On May 15, 2014, DP&L filed an application for the administration of the significantly excessive earnings test (SEET), as required by R.C. 4928.143(F) and Ohio Adm.Code 4901:1-35-10.
- (3) In order to accomplish a review of DP&L's application, the following procedural schedule should be established for this proceeding:
 - (a) August 26, 2014 - deadline for the filing of motions to intervene.
 - (b) September 5, 2014 - deadline for the filing of testimony.
 - (c) The evidentiary hearing shall commence on September 9, 2014, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio 43215.

- (4) In light of the time frame for preparation for the hearing in this matter, the attorney examiner requires that, in the event that any motion is made in this proceeding after the date of the issuance of this entry, any memoranda contra shall be required to be filed within five business days after the service of such motion, and any reply memorandum within three business days after the service of a memorandum contra. Ohio Adm.Code 4901-1-07(B), which permits three additional days to take action if service is made by mail, will not apply. Parties shall provide service of pleadings to the other parties in this proceeding, as well to the attorney examiner assigned to this case, via electronic message.

It is, therefore,

ORDERED, That the procedural schedule for this proceeding be adopted as set forth in Finding (3). It is, further,

ORDERED, That the parties adhere to the process established in Finding (4). 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

By: Bryce A. McKenney
Attorney Examiner

JRJ/sc

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in

Case No(s). 14-0831-EL-UNC

Summary: Attorney Examiner Entry setting a procedural schedule. - electronically filed by Sandra Coffey on behalf of Bryce McKenney, Attorney Examiner, Public Utilities Commission of Ohio