

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission's)
Investigation of Ohio's Retail Electric) Case No. 12-3151-EL-COI
Service Market.)

In the Matter of the Market Development) Case No. 14-2074-EL-EDI
Working Group.)

ENTRY

The attorney examiner finds:

- (1) On December 12, 2012, in Case No. 12-3151-EL-COI (*COI Case*), the Commission issued an Entry initiating an investigation into the health, strength, and vitality of Ohio's competitive retail electric service (CRES) market. The investigation was initiated to establish actions that the Commission could take to enhance the health, strength, and vitality of the CRES market. Throughout the investigation, the Commission presented questions to stakeholders regarding market design and corporate separation as they impact Ohio's competitive market for retail electricity. In response to the questions, comments were filed by multiple stakeholders.
- (2) On January 16, 2014, in the *COI Case*, the Commission's Staff filed a status report and a market development work plan (*COI Work Plan*), which included Staff recommendations to improve Ohio's CRES market.
- (3) On March 26, 2014, the Commission issued its Finding and Order in the *COI Case* (*COI Order*) adopting, in part, Staff's recommendations in the *COI Work Plan*, with modifications.
- (4) Additionally, in the *COI Order*, the Commission created the Market Development Working Group (MDWG). The Commission then directed the MDWG and Staff in the *COI Order* to develop an operational plan to implement a statewide seamless move, contract portability, instant connect, or warm transfer process. Once the operational plan was developed, the Commission directed Staff to file a staff report in a new case in order to bring the proposed policies and improvements resulting

from the MDWG to the Commission. Following several requests for an extension of time to file, in Case No. 14-2074-EL-EDI (*EDI Case*), on July 16, 2015, Staff filed a Staff Report (EDI Staff Report) proposing to implement a warm transfer process across the state of Ohio.

- (5) On November 9, 2015, Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company; Duke Energy Ohio, Inc.; Ohio Power Company; and The Dayton Power and Light Company (collectively, the EDUs), filed a joint motion for a comment period regarding the EDI Staff Report. In their memorandum in support, the EDUs argue that many of the recommendations in the EDI Staff Report were not significantly discussed during the MDWG. The EDUs contend that a comment period would afford an opportunity for interested parties to provide a more complete record for the Commission, and specifically note that, due to differences in the EDUs' technology systems, costs of implementation of warm transfer may be higher than those estimated by Staff.
- (6) The Commission finds that the joint motion for a comment period is reasonable and should be granted. Consequently, initial comments on the EDI Staff Report shall be filed by December 14, 2015, and reply comments shall be filed by January 6, 2016.

It is, therefore,

ORDERED, That comments on the EDI Staff Report be filed in accordance with Finding (6). 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). 12-3151-EL-COI, 14-2074-EL-EDI

Summary: Attorney Examiner Entry granting the joint motion for a comment period and requiring initial comments to be due by 12/14/2015 and reply comments by 01/06/2016. - electronically filed by Sandra Coffey on behalf of Mandy Willey Chiles, Attorney Examiner, Public Utilities Commission of Ohio