

BOEHM, KURTZ & LOWRY

ATTORNEYS AT LAW
36 EAST SEVENTH STREET
SUITE 1510
CINCINNATI, OHIO 45202
TELEPHONE (513) 421-2255
TELECOPIER (513) 421-2764

Via E-File

December 1, 2015

Public Utilities Commission of Ohio
PUCO Docketing
180 E. Broad Street, 10th Floor
Columbus, Ohio 43215

In re: Case Nos. 15-1830-EL-AIR, 15-1831-EL-AAM and 15-1832-EL-ATA

Dear Sir/Madam:

Please find attached the OHIO ENERGY GROUP'S MOTION TO INTERVENE AND MEMORANDUM IN SUPPORT for filing in the above-referenced matter.

Copies have been served on all parties on the attached certificate of service. Please place this document of file.

Respectfully yours,



David F. Boehm, Esq.
Michael L. Kurtz, Esq.
Kurt J. Boehm, Esq.
Jody Kyler Cohn, Esq.
BOEHM, KURTZ & LOWRY

MLKkew
Encl.
Cc: Certificate of Service

**BEFORE THE
PUBLIC UTILITY COMMISSION OF OHIO**

In The Matter Of The Application Of Dayton Power And Light Company For An Increase In Its Electric Distribution Rates	:	Case No. 15-1830-EL-AIR
	:	
	:	
In The Matter Of The Application Of The Dayton Power And Light Company For Accounting Authority	:	Case No. 15-1831-EL-AAM
	:	
	:	
In The Matter Of The Application Of Dayton Power And Light Company For Approval Of Revised Tariffs	:	Case No. 15-1832-EL-ATA
	:	

**MOTION FOR LEAVE TO INTERVENE
OF THE OHIO ENERGY GROUP**

Pursuant to the Ohio Rev. Code §4903.221 and Ohio Admin. Code §4901-1-11, the Ohio Energy Group. (“OEG”) moves for leave to intervene in this proceeding. The Public Utility Commission of Ohio (“Commission”) should grant OEG leave to intervene because OEG has a real and substantial interest in the proceeding, and the Commission’s disposition of this proceeding may impair or impede OEG’s ability to protect that interest.

Respectfully submitted,



David F. Boehm, Esq.
Michael L. Kurtz, Esq.
Kurt J. Boehm, Esq.
Jody Kyler Cohn, Esq.
BOEHM, KURTZ & LOWRY
36 East Seventh Street, Suite 1510
Cincinnati, Ohio 45202
Ph: (513) 421-2255 Fax: (513) 421-2764
E-Mail: dboehm@BKLawfirm.com
mkurtz@BKLawfirm.com
jkylercohn@BKLawfirm.com

December 1, 2015

COUNSEL FOR OHIO ENERGY GROUP

BEFORE THE
PUBLIC UTILITY COMMISSION OF OHIO

In The Matter Of The Application Of Dayton Power And Light Company For An Increase In Its Electric Distribution Rates	:	Case No. 15-1830-EL-AIR
	:	
	:	
In The Matter Of The Application Of The Dayton Power And Light Company For Accounting Authority	:	Case No. 15-1831-EL-AAM
	:	
	:	
In The Matter Of The Application Of Dayton Power And Light Company For Approval Of Revised Tariffs	:	Case No. 15-1832-EL-ATA
	:	

MEMORANDUM IN SUPPORT OF
THE OHIO ENERGY GROUP’S MOTION TO INTERVENE

Pursuant to Ohio Rev. Code §4903.221 and Ohio Admin. Code §4901-01-11, the Public Utility Commission of Ohio should grant OEG leave to intervene in this proceeding.

OEG is a non-profit entity organized to represent the interests of large industrial customers in electric and gas regulatory proceedings before the Public Utility Commission of Ohio (“Commission”). OEG’s members who are participating in this intervention are: Cargill, Incorporated, General Motors LLC and TimkenSteel Company. These companies purchase electric distribution services from Dayton Power and Light Company. Therefore, the interests of OEG’s members may be directly affected by the outcome of this proceeding. OEG intends to play a constructive role in this case and provide information which will assist the Commission.

No other party to this proceeding can adequately represent OEG’s interest. Intervention would not unduly delay the proceeding nor unjustly prejudice any existing party.

Accordingly, OEG has a real and substantial interest and is entitled to intervene in this action under Ohio Rev. Code §4903.221 and Ohio Admin. Code §4901-1-11.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "David F. Boehm", is written over a horizontal line.

David F. Boehm, Esq.

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

Jody Kyler Cohn, Esq.

BOEHM, KURTZ & LOWRY

36 East Seventh Street, Suite 1510

Cincinnati, Ohio 45202

Ph: 513.421.2255 Fax: 513.421.2764

E-Mail: dboehm@BKLawfirm.com

mkurtz@BKLawfirm.com

jkylercohn@BKLawfirm.com

COUNSEL FOR THE OHIO ENERGY GROUP

December 1, 2015

CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served by electronic mail (when available) or ordinary mail, unless otherwise noted, this 1st day of December, 2015 to the following:



David F. Boehm, Esq.
Michael L. Kurtz, Esq.
Kurt J. Boehm, Esq.
Jody Kyler Cohn, Esq.

DAYTON POWER & LIGHT COMPANY
DONNA SEGER-LAWSON
1065 WOODMAN DRIVE
DAYTON OH 45432

*FARUKI, CHARLES J. MR.
FARUKI IRELAND & COX PLL
500 COURTHOUSE PLAZA, S.W.
10 NORTH LUDLOW STREET
DAYTON OH 45402

*DARR, FRANK P MR.
MCNEES, WALLACE & NURICK LLC
21 E. STATE STREET 17TH FLOOR
COLUMBUS OH 43215

*BINGHAM, DEB J. MS.
OFFICE OF THE OHIO CONSUMERS' COUNSEL
10 W. BROAD ST., 18TH FL.
COLUMBUS OH 43215

*SMITH, CHERYL A MS.
CARPENTER LIPPS & LELAND
280 N. HIGH STREET
SUITE 1300
COLUMBUS OH 43081

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

12/1/2015 4:31:20 PM

in

Case No(s). 15-1830-EL-AIR, 15-1831-EL-AAM, 15-1832-EL-ATA

Summary: Motion Ohio Energy Group (OEG) Motion to Intervene and Memorandum in Support electronically filed by Mr. David F. Boehm on behalf of Ohio Energy Group