

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)
Energy Ohio, Inc. for Tariff Approval) Case No. 14-2209-EL-ATA
Regarding Customer Energy Usage Data.)

ENTRY

The attorney examiner finds:

- (1) On December 16, 2014, Duke Energy Ohio, Inc. (Duke) filed an application requesting approval of tariff language regarding customer energy usage data (CEUD). Duke explains this application is being filed pursuant to Commission orders from Case No. 12-3151-EL-COI, which required Duke to submit an amended tariff specifying the terms, conditions, and charges associated with providing interval CEUD. In this application, Duke proposes to amend its tariff to provide details related to exactly what certified retail electric service (CRES) providers may request, how such data will be provided, and at what cost.
- (2) By Entry on December 16, 2015, the Commission granted the motions to intervene by IGS Energy (IGS), Ohio Partners for Affordable Energy (OPAE), Retail Energy Supply Association (RESA), Direct Energy Business, LLC and Direct Energy Services, LLC (collectively, Direct), the Environmental Defense Fund (EDF), and Ohio Environmental Council (OEC).
- (3) Also on December 16, 2015, the Commission issued a procedural schedule. The schedule required Duke to file testimony by January 22, 2016, intervenors to file testimony by February 5, 2016, and a hearing to begin February 17, 2016.
- (4) On January 21, 2016, the attorney examiner granted a joint motion from the parties requesting a continuance of the procedural schedule. The updated schedule required Duke to file testimony by February 19, 2016, intervenors to file testimony by March 4, 2016, and a hearing to begin March 25, 2016.
- (5) On February 17, 2016, the parties filed a joint motion requesting a second extension of the procedural schedule. The parties

state settlement discussions are ongoing and more time may allow them to resolve all the issues in the case.

- (6) Ohio Adm.Code 4901-1-13 provides that a continuance of hearings may be granted upon motion of any party for good cause shown.
- (7) The attorney examiner finds that the motion for extension is reasonable and should be granted. Accordingly, the procedural schedule will be as follows:
 - (a) Testimony on behalf of Duke shall be filed by March 4, 2016.
 - (b) Testimony on behalf of all intervenors shall be filed March 18, 2016.
 - (c) The evidentiary hearing shall commence on April 11, 2016, at 10:00 a.m., at the offices of the Commission, 180 East Broad St., 11th Floor, Hearing Room 11-A, Columbus, Ohio 43215-3793.

It is, therefore,

ORDERED, That the motion for extension be granted. It is, further,

ORDERED, That the hearing be continued to April 11, 2016, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio 43215-3793, in accordance with Finding (7). It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Nick Walstra

By: Nick Walstra
Attorney Examiner

jrj/vrm

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in

Case No(s). 14-2209-EL-ATA

Summary: Attorney Examiner Entry granting the motion for extension and continuing the hearing to April 11, 2016, at 10:00 a.m.; electronically filed by Vesta R Miller on behalf of Nicholas Walstra, Attorney Examiner, Public Utilities Commission of Ohio