

**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. :

JOINT STATUS REPORT¹

Pursuant to a Public Utilities Commission of Ohio (Commission) entry,² Duke Energy Ohio filed an application on December 16, 2014, seeking tariff amendments in order to address the terms, conditions, and charges associated with providing customer energy usage data. Thereafter, the Commission issued an order setting the matter for hearing and further identifying the issues to be addressed at hearing.³ Subsequent thereto, the parties have engaged in several settlement conferences, exploring resolution of the Company's application and associated issues. The procedural schedule was adjusted accordingly to enable such discussions and, on April 13, 2016, the hearing date was suspended. In the April 13, 2016 entry, the attorney examiner directed the parties to file a status report by May 26, 2016, informing the Commission on the progress of the

¹ The Office of the Ohio Consumers' Counsel does not join in this Joint Status Report.

² *In the Matter of the Commission's Investigation of Ohio's Retail Electric Service Market*, Case No. 12-3151-EL-COI (*In re 12-3151*) (Entry on Rehearing at 19) (May 21, 2014).

³ *In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval Regarding Customer Energy Usage Data*, Case No. 14-2209-EL-ATA (*In re 14-2209*) (Entry at 5) (Dec. 16, 2015).

settlement discussions if a resolution had not been reached.⁴ On May 26, 2016, the parties filed a joint status report informing the attorney examiner that the parties were still exploring a resolution of all the issues. In addition, the parties proposed July 1, 2016, to report back to the attorney examiner on whether settlement was achieved or a procedural schedule was necessary.

At this time, settlement negotiations have stalled and therefore the parties agree that the appropriate next step is for the Attorney Examiner to set a new procedural schedule for this matter.

Respectfully submitted,

On behalf of **Duke Energy Ohio, Inc.:**

On behalf of the **Staff of the Public Utilities Commission of Ohio:**

/s/ Amy B. Spiller (per email authorization)

/s/ John H. Jones

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In re 14-2209 (Entry at 2) (Apr. 13, 2016).

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

Summary: Report Joint Status Report submitted by Assistant Attorney General John Jones on behalf of the Staff of the Public Utilities Commission of Ohio electronically filed by Kimberly L Keeton on behalf of Public Utilities Commission of Ohio