

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of The Dayton Power and Light Company for Approval of Its Electric Security Plan	:	Case No. 12-426-EL-SSO
	:	
In the Matter of the Application of The Dayton Power and Light Company for Approval of Revised Tariffs	:	Case No. 12-427-EL-ATA
	:	
In the Matter of the Application of The Dayton Power and Light Company for Approval of Certain Accounting Authority	:	Case No. 12-428-EL-AAM
	:	
In the Matter of the Application of The Dayton Power and Light Company for the Waiver of Certain Commission Rules	:	Case No. 12-429-EL-WVR
	:	
In the Matter of the Application of The Dayton Power and Light Company to Establish Tariff Riders	:	Case No. 12-672-EL-RDR
	:	

**MOTION OF THE DAYTON POWER AND LIGHT COMPANY
TO WITHDRAW ITS APPLICATIONS IN THIS MATTER**

Pursuant to Ohio Rev. Code § 4928.143(C)(2)(a), The Dayton Power and Light
Company moves to withdraw its Application in this matter.

Respectfully submitted,

/s/ Charles J. Faruki

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**MEMORANDUM IN SUPPORT OF MOTION OF
THE DAYTON POWER AND LIGHT COMPANY TO
WITHDRAW ITS APPLICATIONS IN THIS MATTER**

Pursuant to Ohio Rev. Code § 4928.143(C)(2)(a), the Dayton Power and Light Company ("DP&L") moves to withdraw its Application in this matter. Section 4928.143(C)(2)(a) provides:

"(a) If the commission modifies and approves an application under division (C)(1) of this section, the electric distribution utility may withdraw the application, thereby terminating it, and may file a new standard service offer under this section or a standard service offer under section 4928.142 of the Revised Code."

The Commission modified and approved DP&L's Application in this matter. Sept. 4, 2013 Opposition and Order, p. 53. The decision by the Supreme Court of Ohio in the In re Application of Dayton Power & Light Co. case reversed in total the Commission's decision approving DP&L's Application. In re Application of Dayton Power & Light Co., Case No. 2014-1505, Slip Op. No. 2016-Ohio-3490 (Sup. Ct. Ohio June 20, 2016), ¶ 1. That Supreme Court decision thus reversed the Commission's decision approving all aspects of DP&L's 12-426-EL-SSO ESP.

The Commission should thus grant DP&L's motion to withdraw its Application in this matter. Contemporaneously with this motion, DP&L is filing a motion to implement rates consistent with its 2013 Rates.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Motion of The Dayton Power and Light Company to Withdraw Its Applications in This Matter has been served via electronic mail upon the following counsel of record, this 27th day of July, 2016:

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Summary: Motion Motion of The Dayton Power and Light Company to Withdraw Its Applications in This Matter electronically filed by Mr. Charles J. Faruki on behalf of The Dayton Power and Light Company