

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of)
The Dayton Power and Light Company for) Case No. 16-395-EL-SSO
Approval of Its Electric Security Plan)

In the Matter of the Application of)
The Dayton Power and Light Company for) Case No. 16-396-EL-ATA
Approval of Revised Tariffs)

In the Matter of the Application of)
The Dayton Power and Light Company for) Case No. 16-397-EL-AAM
Approval of Certain Accounting Authority)
Pursuant to Ohio Rev. Code § 4905.13)

**INDUSTRIAL ENERGY USERS-OHIO'S UNOPPOSED MOTION FOR EXTENSION OF
TIME TO FILE REPLIES TO MEMORANDA OPPOSING ITS MOTIONS TO DISMISS
AND MEMORANDUM IN SUPPORT**

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DECEMBER 8, 2016

ATTORNEYS FOR INDUSTRIAL ENERGY USERS-OHIO

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AND MEMORANDUM IN SUPPORT**

Pursuant to Rule 4901-1-13, Ohio Administrative Code, Industrial Energy Users-Ohio (“IEU-Ohio”) moves for an extension of time to December 22, 2016 to file its replies to the memoranda opposing IEU-Ohio’s Motion to Dismiss the Distribution Modernization Rider and Motion to Dismiss, in Part, the Electric Security Plan Application.

IEU-Ohio’s replies currently are due on December 13, 2016. Entry at 2-3 (Nov. 28, 2016). The Dayton Power and Light Company (“DP&L”) and Retail Energy Supply Association (“RESA”) have agreed to an extension of time for IEU-Ohio’s replies to their memoranda to December 22, 2016.

Accordingly, IEU-Ohio requests that the Public Utilities Commission of Ohio (“Commission”) order that replies to the memoranda opposing the motion to dismiss be filed by December 22, 2016.

Respectfully submitted,

/s/ Frank P. Darr

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MEMORANDUM IN SUPPORT

On November 21, 2016, IEU filed two motions to dismiss various aspects of the October 11, 2016 Amended Application of the Dayton Power and Light Company for Approval of an Electric Security Plan. By agreed motion and as confirmed by an Entry, the dates to file memoranda contra and replies were continued to December 6 and 13, 2016, respectively. DP&L and RESA filed memoranda opposing the motions on December 6, 2016. DP&L and RESA have agreed to an extension of time for IEU-Ohio to file its replies to December 22, 2016. Because no party would be disadvantaged by the extension and the interested parties agree to the extension, IEU-Ohio requests that the date for its replies be extended to December 22, 2016.

Respectfully submitted,

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CERTIFICATE OF SERVICE

In accordance with Rule 4901-1-05, Ohio Administrative Code, the PUCO's e-filing system will electronically serve notice of the filing of this document upon the following parties. In addition, I hereby certify that a service copy of the foregoing *Industrial Energy Users-Ohio's Unopposed Motion for Extension of Time to File Replies to Memoranda Opposing its Motions to Dismiss and Memorandum in Support* was sent by, or on behalf of, the undersigned counsel for IEU-Ohio to the following parties of record this 8th day of December 2016, *via* electronic transmission.

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Summary: Motion Industrial Energy Users-Ohio's Unopposed Motion for Extension of Time to File Replies to Memoranda Opposing its Motions to Dismiss and Memorandum in Support electronically filed by Mr. Frank P Darr on behalf of Industrial Energy Users-Ohio