

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE ANNUAL
REPORTS FOR CALENDAR YEAR 2016
FOR THE FISCAL ASSESSMENT OF ALL
REGULATED ENTITIES.

CASE NO. 17-01-AU-RPT

ENTRY

Entered in the Journal on February 1, 2017

I. SUMMARY

{¶ 1} The Commission directs all regulated entities to file a 2016 annual report for fiscal assessment by May 31, 2017. Those entities that fail to file a timely 2016 annual report may be subject to a forfeiture. R.C. 4905.54.

II. DISCUSSION

{¶ 2} R.C. 4905.10 requires each railroad and public utility to pay an annual assessment based upon their intrastate gross earnings for the purpose of maintaining the operations of this Commission.¹ In order to calculate such assessment, R.C. 4905.14 requires each public utility to file an annual report with the Commission. R.C. 4905.10(A) sets a minimum assessment of \$100 per company, regardless of their intrastate gross revenues in the reporting year. Every company that conducted jurisdictional operations during calendar year 2016 is required to file a report.

{¶ 3} Each regulated entry must file a separate report for each certificate held. Companies with two or more certificates should submit an annual report for each certificate or authority held during 2016, even if the company did not have intrastate

¹ R.C. 4905.03(A) defines public utility companies to include telephone companies, electric light companies (except regional transmission organizations), heating or cooling companies, natural gas distribution companies, pipeline companies, and water-works and sewage disposal system companies. Railroad, bridge, and water transportation companies are included in the annual reporting requirement under R.C. 4907.02 and 4907.20. All certified retail electric and natural gas suppliers and aggregators are also subject to this reporting requirement under R.C. 4928.06 and 4929.23; while R.C. 4905.10(D) provides that, for the purpose of annual assessment, "public utility" includes electric and gas suppliers and aggregators subject to certification under R.C. 4928.08 and 4929.20, respectively.

gross earnings during the 2016 calendar year. No annual report is required for certificates issued in 2017.

{¶ 4} Concurrent with the filing of this Entry, Staff is directed to post on the Commission's website, and file in this docket, a list of all companies subject to fiscal assessment for the 2016 calendar year, based on Commission records. Each company listed thereon is directed to submit its annual report using the Commission's web-based filing system by May 31, 2017.

{¶ 5} The web-based filing system can be accessed by clicking on the "Annual Reports" link at www.puco.ohio.gov.² When the 2017 annual reports online system is available to receive filings, instructions for using the on-line system will be sent directly to all filer, fiscal, and docketing contacts listed on each reporting company's 2015 annual report, or as updated in the Commission's database for all active certificates or operating authorities. Each reporting company is requested to verify that the contact information on its 2015 annual report is correct, and send any changes to the Commission's Annual Reports mailbox at annualreports@puco.ohio.gov. Additionally, all reporting companies should subscribe to the appropriate Commission industry listserve(s), which can be done by submitting your email to Commission's Docketing division on our website under "service list sign up." The Commission uses the industry service lists to send notices, forms, industry-specific communications, such as noticing a rule-making proceeding or compliance with other reporting obligations to the Commission. It is recommended that reporting entities consider using company rather than individual employee mailboxes, and take appropriate actions to ensure that e-mail from the Commission is not blocked or disabled.

{¶ 6} Any reporting company that is unable to use electronic mail service for notices or communications, or the on-line system for filing its annual report, should

² This system will automatically send a copy of each report to the Ohio Consumers Counsel as required under R.C. 4911.18 so that reporting companies are no longer required to do so.

contact the Commission's Docketing Division at (614) 466-4095 to request special accommodations.

{¶ 7} Each company's annual report should note any changes during the 2016 calendar year or thereafter in the company's name, dba (doing business as) designations, or legal entity (such as a corporate merger or acquisition). Reference to any related Commission case or filings should also be included. All information required to be submitted in a company's report is subject to audit by the Commission. All annual reports received by the Commission are public records and will not be accorded confidential treatment.

{¶ 8} In the past, the Commission had set the filing deadline for April 30 or the next business day, but routinely granted 30 day extensions. This year, we are setting the deadline to May 31 or the next business day. All companies are hereby put on notice that the Commission will expect timely compliance from all reporting companies, and no further automatic extensions will be granted. If a company can not meet the filing deadline, it will need to file a motion requesting a waiver for good cause shown. All reporting companies should take notice that a \$1,000 civil forfeiture, may be assessed, pursuant to R.C. 4905.54, against any company that fails to comply by the May 31, 2017 deadline, absent good cause shown. Such forfeiture would be in addition to any amounts owed to this Commission.

{¶ 9} Competitive retail electric service and competitive retail natural gas service suppliers should note that all certified suppliers, including brokers and aggregators who do not take title to the power or gas, must report all gross revenues derived from Ohio intrastate transactions. All certified suppliers are reminded that in addition to the filing of fiscal annual reports, all competitive retail gas and electric service provider certificates must be renewed every two years, pursuant to R.C. 4928.08(C) and 4929.20(B) and Ohio

Adm.Code 4901:1-24-09 and 4901:1-27-09. In addition, electric suppliers who take title to the power are reminded to file renewable portfolio reports by April 17, 2017.³


III. ORDER

{¶ 10} It is, therefore,

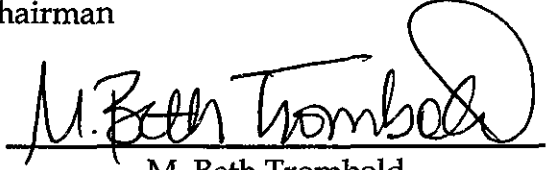
{¶ 11} ORDERED, That each reporting company subject to fiscal assessment for the 2016 calendar year submit its annual report using the on-line system by May 31, 2017, or contact the Commission's Docketing Division for special accommodations. It is, further,

{¶ 12} ORDERED, That notice of this Entry be served via the Electric-Energy, Gas-Pipeline, Railroad, Telephone, and Water industry listserves, and directly upon each company contact on the list being filed concurrently with this Entry.

THE PUBLIC UTILITIES COMMISSION OF OHIO


Asim Z. Haque, Chairman


Lynn Slaby



M. Beth Trombold


Thomas W. Johnson

JRJ/RMB/dah

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FEB 01 2017


Barcy F. McNeal
Secretary

³ Go to www.puco.ohio.gov/puco/renewables for further details.