

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the :
Application of The Dayton :
Power and Light Company : Case No. 16-649-EL-POR
for Approval of Its Energy: 16-1369-EL-WVR
9Efficiency Portfolio :
Plan. :
- - -

PROCEEDINGS

before Mr. Richard Bulgrin, Attorney Examiner, at the
Public Utilities Commission of Ohio, 180 East Broad
Street, Room 11-A, Columbus, Ohio, called at 10:00
a.m. on Tuesday, February 7, 2017.

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APPEARANCES:

Ice Miller LLP
By Mr. Jeremy M. Grayem
250 West Street, Suite 700
Columbus, Ohio 43215

On behalf of the Applicant.

Ohio Partners for Affordable Energy
By Ms. Colleen L. Mooney
P.O. Box 12451
Columbus, Ohio 43212

On behalf of the Ohio Partners for
Affordable Energy.

McNees, Wallace & Nurick LLC
By Mr. Matthew Pritchard
21 East State Street, 17th Floor
Columbus, Ohio 43215

On behalf of the Industrial Energy Users
of Ohio.

IGS Energy
By Mr. Joseph Oliker
6100 Emerald Parkway
Dublin, Ohio 43016

On behalf of IGS Energy.

Carpenter Lipps & Leland LLP
By Ms. Kimberly W. Bojko
and Mr. James D. Perko
280 North High Street, Suite 1300
Columbus, Ohio 43215

On behalf of the Ohio Manufacturers'
Association Energy Group.

Environmental Law & Policy Center
By Ms. Madeline Fleisher
21 West Broad Street, Suite 500
Columbus, Ohio 43215

On behalf of the Environmental Law &
Policy Center.

APPEARANCES: (Continued)

Mr. Richard L. Sites
155 East Broad Street
Columbus, Ohio 43215

Bricker & Eckler, LLP
By Mr. Dylan Borchers
and Mr. Matt Warnock
100 South Third Street
Columbus, Ohio 43215-4291

On behalf of the Ohio Hospital
Association.

Ohio Environmental Council
By Mr. Trent A. Dougherty
1145 Chesapeake Avenue, Suite I
Columbus, Ohio 43212

On behalf of the Ohio Environmental
Council.

Environmental Defense Fund
By Ms. Miranda Leppla
1145 Chesapeake Avenue, Suite I
Columbus, Ohio 43212

Environmental Defense Fund
By Mr. John Finnigan
128 Winding Brook Lake
Terrace Park, Ohio 45174

On behalf of the Environmental Defense
Fund.

Mike DeWine, Ohio Attorney General
By Mr. William Wright,
Section Chief
Mr. John Jones
and Ms. Natalia Messenger,
Assistant Attorneys General
30 East Broad Street, 16th Floor
Columbus, Ohio 43215

On behalf of the Staff of the PUCO.

APPEARANCES: (Continued)

Carpenter Lipps & Leland LLP
By Ms. Angela M. Paul Whitfield
280 North High Street, Suite 1300
Columbus, Ohio 43215

On behalf of The Kroger Company.

Bruce E. Weston, Ohio Consumers' Counsel
By Mr. Christopher Hurley
and Mr. Terry L. Etter,
Assistant Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, Ohio 43215-3485

On behalf of the Residential Consumers of
The Dayton Power and Light Company.

Bricker & Eckler, LLP
By Mr. Devin D. Parram
100 South Third Street
Columbus, Ohio 43215-4291

On behalf of the People Working
Cooperatively, Inc.

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Joint Exhibit	Identified	Admitted
1 Stipulation and Recommendation	9	10

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DP&L Exhibit	Identified	Admitted
1 Prefiled Testimony of Tyler Teuscher	9	10
2 Application of DP&L, Case No. 16-649-EL-POR	9	10
3 Application of DP&L, Case No. 13-833-EL-POR	9	10

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Staff Exhibit	Identified	Admitted
1 Prefiled Testimony of Kristin Braun	9	10

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OCC Exhibit	Identified	Admitted
1 Prefiled Testimony of Colleen Shutrump	10	10

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1 Tuesday Morning Session,
2 February 7, 2017.

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4 EXAMINER BULGRIN: Let's go on the record
5 then.

6 Good morning. This is the hearing in
7 Case Nos. 16-649-EL-POR and 16-1369-EL-WVR.

8 My name is Dick Bulgrin. I'm the
9 Attorney Examiner assigned by the Commission to
10 conduct the hearing this morning, and we'll start
11 with appearances by the parties.

12 For the company.

13 MR. GRAYEM: Your Honor, on behalf of The
14 Dayton Power and Light Company, Jeremy Grayem with
15 the law firm of Ice Miller LLP, 250 West Street,
16 Columbus, Ohio 43212 -- 215. Excuse me.

17 MR. HURLEY: Good morning, your Honor.
18 Christopher Hurley representing the residential
19 customers of The Dayton Power and Light Company on
20 behalf of Bruce Weston, Ohio Consumers' Counsel, 10
21 West Broad Street, Columbus, Ohio 43215. Also with
22 me is Terry Etter, also of the Consumers' Counsel.

23 EXAMINER BULGRIN: Thank you.

24 MR. SITES: Richard Sites on behalf of
25 the Ohio Hospital Association, 155 East Broad Street,

1 3rd Floor, Columbus, Ohio 43215, and Matt Warnock and
2 Dylan Borchers with the law firm of Bricker & Eckler,
3 100 South Third Street, Columbus, Ohio 43215. Thank
4 you.

5 MS. FLEISHER: Good morning, your Honor.
6 Madeline Fleisher representing the Environmental Law
7 & Policy Center, 21 West Broad Street, Suite 500,
8 Columbus, Ohio 43215.

9 EXAMINER BULGRIN: Thank you.

10 MS. MOONEY: And on behalf of the Ohio
11 Partners for Affordable Energy, I'm Colleen Mooney,
12 Post Office Box 12451, Columbus, Ohio 43212.

13 EXAMINER BULGRIN: All right. And per
14 our telephone conference this morning, parties have
15 filed a motion to basically do away with the hearing,
16 and I need to enter some appearances for the record.

17 Let's see, on behalf of the Ohio
18 Manufacturers' Association Energy Group, Kimberly
19 Bojko and James D. Perko, Jr., 280 North High Street,
20 Suite 1300, Columbus, Ohio 43215; on behalf of the
21 Industrial Energy Users, Matthew Pritchard, law firm
22 of McNees, Wallace and Nurick, LLC, at 21 East State
23 Street, 17th Floor, Columbus, Ohio 43215; Angela Paul
24 Whitfield on behalf of the Kroger Company of the firm
25 Carpenter Lipps & Leland, 280 North High Street,

Suite 1300, Columbus, Ohio 43215; and I don't know if there is anybody else -- well, yes, on behalf of the staff of the Public Utilities Commission, William L. Wright, Section Chief, for Mike DeWine, Ohio Attorney General, by John H. Jones and Natalia Messenger, Assistant Attorneys General, 30 East Broad Street, 16th Floor, Columbus, Ohio 43215.

Who am I leaving out?

MR. GRAYEM: Devin Parram.

EXAMINER BULGRIN: Yeah. How about Joe Olikier, Interstate Gas Supply, Joseph Olikier, IGS Energy, 6100 Emerald Parkway, Dublin, Ohio 43016; the People Working Cooperatively, Inc., Devin D. Parram, Bricker & Eckler, LLP, 100 South Third Street, Columbus, Ohio 43215. I am going to do the Ohio Environmental Council and Environmental Defense Fund, Miranda R. Leppla and Trent Dougherty for the Ohio Environmental Council, 1145 Chesapeake Avenue, Suite I, Columbus, Ohio 43212; and John Finnigan, Environmental Defense Fund, 128 Winding Brook Lake, Terrace Park, Ohio 45174.

Is that everybody as far as you know?

All right. Then pursuant to our telephone conversation this morning, I have a copy of it here somewhere, a joint motion was filed by the

Ohio Consumers' Counsel, the company, and the staff to basically moot this hearing and to allow the following documents into evidence: The Joint Exhibit 1, which was the stipulation and recommendation filed on December 13, 2016; DP&L Exhibit No. 1 which is the testimony of Tyler Teuscher.

MR. GRAYEM: Teuscher.

EXAMINER BULGRIN: Teuscher, sorry, filed January 13, 2017; the -- as DP&L Exhibit 2, the Application of The Dayton Power and Light Company for Approval of Its Energy Efficiency and Peak Reduction Program Portfolio Plan filed on June 15, 2016, and June 16, 2016, okay; as DP&L Exhibit No. 3, the Application of The Dayton Power and Light Company for Approval of Its Energy Efficiency and Peak Reduction Program Portfolio Plan, Case No. -- that was filed in Case No. 13-833-EL-POR filed on April 15, 2013; and Staff Exhibit No. 1 being the prefilled direct testimony of Kristin Braun that was filed on January 13, 2017, subject to the following modification that the -- on page 5, sentence beginning on line 71 beginning with "the cost" and ending on line 73 with "the plan" -- or just "plan" shall be stricken from Ms. Braun's testimony and shall not be part of the evidentiary record; and

1 finally OCC Exhibit No. 1 marked the direct testimony
2 of Colleen Shutrump which was filed on January 30,
3 2017, which includes Exhibits CS-1 through CS-10.

4 There has been no objection to this
5 motion, so all of those exhibits will be duly marked
6 as exhibits and admitted into the record of this
7 case.

8 (EXHIBITS ADMITTED INTO EVIDENCE.)

9 EXAMINER BULGRIN: Further, the parties
10 have agreed that initial briefs will be due March 10
11 and reply briefs will be due March 24.

12 Is there anything further for the good of
13 the cause?

14 Okay. Very good. Then this hearing is
15 concluded, and the matter will be submitted to the
16 Commission. Thank you all.

17 (Thereupon, at 10:10 a.m., the hearing
18 was concluded.)

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CERTIFICATE

I do hereby certify that the foregoing is
a true and correct transcript of the proceedings
taken by me in this matter on Tuesday, February 7,
2017, and carefully compared with my original
stenographic notes.

Karen Sue Gibson, Registered
Merit Reporter.

(KSG-6311)

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This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

2/8/2017 3:35:51 PM

in

Case No(s). 16-0649-EL-POR, 16-1369-EL-WVR

Summary: Transcript In the Matter of the Application of The Dayton Power and Light Company for Approval of Its Energy Efficiency Portfolio Plan, hearing held on February 7, 2017. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Gibson, Karen Sue Mrs.