



## Office of the Ohio Consumers' Counsel

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June 29, 2017

Barcy F. McNeal, Secretary  
Docketing Division  
Public Utilities Commission of Ohio  
180 East Broad Street, 11<sup>th</sup> Floor  
Columbus, Ohio 43215-3793

Re: *In the Matter of the Application of The Dayton Power and Light Company for Approval of its Electric Security Plan.*, Case No. 08-1094-EL-SSO et al.

Dear Ms. McNeal:

Without waiving or conceding any arguments with respect to the notice provision in R.C. 4903.16, the Ohio Consumers' Counsel ("OCC") ("Movant") notifies the Public Utilities Commission of Ohio ("PUCO") of its intent to request that the Supreme Court of Ohio stay the PUCO's Aug. 26, 2016 Finding and Order ("Order"), its Seventh Entry on Rehearing of December 14, 2016, and the PUCO's denial (by operation of law) of OCC's January 13, 2017 Application for Rehearing. Those PUCO decisions authorized the Dayton Power and Light Company to collect a \$6 million per month stability charge from customers. The stability charge has been collected by customers since September 1, 2016 and will continue until new electric security plan rates are approved for the utility.

Movant intends to request, on or after July 3, 2017, that the Supreme Court of Ohio stay that PUCO Order, and its Seventh Entry on Rehearing pending the outcome of Movant's appeals. Please consider this letter to be the notice required by R.C. 4903.16.

Sincerely,

/s/ Maureen R. Willis

Maureen R. Willis  
Senior Regulatory Counsel  
Assistant Consumers' Counsel

cc: Parties of record

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**6/29/2017 5:21:05 PM**

**in**

**Case No(s). 08-1094-EL-SSO, 08-1095-EL-ATA, 08-1096-EL-AAM, 08-1097-EL-UNC**

Summary: Correspondence Letter of Intent by the Office of the Ohio Consumers' Counsel electronically filed by Ms. Deb J. Bingham on behalf of Willis, Maureen R Mrs.