

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke :
Energy Ohio, Inc., For an Increase in its : Case No. 17-32-EL-AIR
Electric Distribution Rates. :

In the Matter of the Application of Duke :
Energy Ohio, Inc., for Tariff Approval. : Case No. 17-33-EL-ATA
:

In the Matter of the Application of Duke :
Energy Ohio, Inc., for Approval to : Case No. 17-34-EL-AAM
Change Accounting Methods. :

**UNOPPOSED MOTION FOR THE EXTENSION OF THE PROCEDURAL
SCHEDULE AND
REQUEST FOR EXPEDITED TREATMENT
SUBMITTED ON BEHALF OF THE STAFF OF
THE PUBLIC UTILITIES COMMISSION OF OHIO**

The Staff of the Public Utilities Commission of Ohio (“Staff”), pursuant to Rules 4901-1-12 and 4901-1-13 of the Ohio Administrative Code (O.A.C.), respectfully requests an extension of the procedural schedule reflected in the January 4, 2018 Attorney Examiner Entry. Staff also requests that the Commission grant its motion on an expedited basis pursuant to O.A.C. 4901-1-12(C) and certifies both that no party objects to the issuance of an immediate ruling or to the requested extension and continuance. The reasons for this motion are set forth more fully in the attached memorandum.

Respectfully submitted,

Mike DeWine
Attorney General

William L. Wright
Section Chief

/s/ Steven L. Beeler

Steven L. Beeler
Assistant Attorney General
Public Utilities Section
30 East Broad Street, 16th Floor
Columbus, OH 43215
(614) 466-4397
FAX: (614) 644-8764
steven.beeler@ohioattorneygeneral.gov

MEMORANDUM IN SUPPORT

On March 2, 2017, Duke submitted an application for an increase in electric distribution rates, for approval of tariff modifications, and for approval to changes in certain accounting methods in the above-captioned proceeding. By entry dated January 4, 2018, the Commission adopted a procedural schedule setting a date for the filing of testimony and an evidentiary hearing as follows:

1. All pre-filed testimony is to be filed by February 12, 2018.
2. The evidentiary hearing is to begin on February 26, 2018 at 10:00 a.m.

For the reasons set forth below, Staff requests an extension of the procedural schedule which would amend the procedural schedule as follows:

1. All pre-filed testimony is to be filed by February 26, 2018.
2. The evidentiary hearing is to begin on March 12, 2018 at 10:00 a.m.

All of the parties have met to discuss settlement. Staff respectfully requests an extension as described above in order to facilitate continued settlement discussions and explore whether a partial or complete settlement may be reached. If a partial or complete Stipulation and Recommendation (“Stipulation”) is filed by two or more parties before March 12, 2018, then Staff requests that the Attorney Examiner further modify the above procedural schedule at that time in order to accommodate the preparation of testimony in

support of the Stipulation, possible preparation of testimony in opposition to the Stipulation, and the parties' preparation for hearing. If for some reason no Stipulation is filed prior to the rescheduled hearing date, the evidentiary hearing will commence with the first witness on March 12, 2018.

O.A.C. 4901-1-12(C) allows a party to request that the Commission consider a motion on an expedited basis. No party opposes either the motion or Staff's request for immediate ruling. Accordingly, Staff respectfully requests an expedited ruling for an extension of the procedural schedule.

Respectfully submitted,

Mike DeWine
Attorney General

William L. Wright
Section Chief

/s/ Steven L. Beeler

Steven L. Beeler
Assistant Attorney General
Public Utilities Section
30 East Broad Street, 16th Floor
Columbus, OH 43215
(614) 466-4397
FAX: (614) 644-8764
steven.beeler@ohioattorneygeneral.gov

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the Motion for Extension has been served upon the below-named counsel via electronic mail, this 29th day of January, 2018.

/s/ Steven L. Beeler

Steven L. Beeler

Parties of Record:

Amy B. Spiller

(Counsel of Record)

Deputy General Counsel

Jeanne W. Kingery

Elizabeth H. Watts

Rocco D'Ascenzo

Associate General Counsel

139 East Fourth Street, 1303-Main

PO Box 961

Cincinnati, OH 45201-0960

Amy.spiller@duke-energy.com

Jeanne.kingery@duke-energy.com

Elizabeth.watts@duke-energy.com

Rocco.d'ascenzo@duke-energy.com

COUNSEL FOR DUKE ENERGY OHIO, INC.

Frank P. Darr

(Counsel of Record)

Matthew R. Pritchard

MCNEES WALLACE & NURICK
LLC

21 East State Street, 17TH Floor

Columbus, OH 43215

Telephone: (614) 469-8000

Telecopier: (614) 469-4653

fdarr@mwncmh.com

mpritchard@mwncmh.com

COUNSEL FOR INDUSTRIAL ENERGY USERS-OHIO

David Boehm

Michael L. Kurtz

Jody Kyler Cohn

Boehm, Kurtz & Lowry

36 East Seventh Street, Suite 1510

Cincinnati, OH 45202

mkurtz@BKLawfirm.com

dboehm@BKLawfirm.com

jkylercohn@BKLawfirm.com

COUNSEL FOR THE OHIO ENERGY GROUP

William J. Michael

(Counsel of Record)

Christopher M. Healey

Assistant Consumers' Counsel

Office of the Ohio Consumers' Counsel

10 West Broad Street, Suite 1800

Columbus, OH 43215-3485

William.michael@occ.ohio.gov

Christopher.healey@occ.ohio.gov

COUNSEL FOR THE OFFICE OF THE OHIO CONSUMERS' COUNSEL

Kimberly W. Bojko
(Counsel of Record)
Carpenter Lipps & Leland LLP
280 Plaza, Suite 1300
280 North High Street
Columbus, OH 43215
Bojko@carpenterlipps.com

**COUNSEL FOR THE OHIO
MANUFACTURERS'
ASSOCIATION ENERGY GROUP**

Colleen L. Mooney
Ohio Partners for Affordable Energy
P.O. Box 12451
Columbus, OH 43212-2451
cmooney@ohiopartners.org

**COUNSEL FOR THE OHIO
PARTNERS FOR
AFFORDABLE ENERGY**

Madeline Fleisher
Environmental Law & Policy Center
21 W. Broad St., Suite 500
Columbus, OH 43215
mfleisher@elpc.org

**COUNSEL FOR
ENVIRONMENTAL LAW &
POLICY CENTER**

Angela Paul Whitfield
Carpenter Lipps & Leland LLP
280 North High Street, Suite 1300
Columbus, OH 43215
paul@carpenterlipps.com

**COUNSEL FOR THE KROGER
CO.**

Dylan F. Borchers
Devin D. Parram
Bricker & Eckler LLP
100 South Third Street
Columbus, OH 43215-4291
dborchers@bricker.com
dparram@bricker.com

**COUNSEL FOR THE OHIO
HOSPITAL ASSOCIATION**

Elyse Akhbari
(Counsel of Record)
Bricker & Eckler LLP
100 South Third Street
Columbus, OH 43215-4291
eakhbari@bricker.com

**COUNSEL FOR PEOPLE
WORKING COOPERATIVELY,
INC.**

Trent Dougherty
(Counsel of Record)
Miranda Leppla
1145 Chesapeake Avenue, Suite I
Columbus, OH 43212-3449
tdougherty@theOEC.org
mleppla@theOEC.org

**COUNSEL FOR THE OHIO
ENVIRONMENTAL COUNCIL
AND ENVIRONMENTAL
DEFENSE FUND**

Joseph Olikier

(Counsel of Record)

Michael Nugent

IGS Energy

6100 Emerald Parkway

Dublin, OH 43016

joliker@igsenergy.com

mnugent@igsenergy.com

COUNSEL FOR IGS ENERGY

Kurt J. Boehm

Boehm, Kurtz & Lowry

36 East Seventh Street, Suite 1510

Cincinnati, OH 45202

kboehm@BKLlawfirm.com

**COUNSEL FOR THE CITY OF
CINCINNATI**

Michael D. Dortch

Richard R. Parsons

Justin M. Dortch

Kravitz, Brown & Dortch, LLC

65 East State Street, Suite 200

Columbus, OH 43215

mdortch@kravitzllc.com

rparsons@kravitzllc.com

jdortch@kravitzllc.com

**COUNSEL FOR CALPINE
ENERGY SOLUTIONS, LLC**

Mark A. Whitt

Andrew J. Campbell

Rebekah J. Glover

Whitt Sturtevant LLP

The KeyBank Building, Suite 1590

88 East Broad Street

Columbus, OH 43215

whitt@whitt-sturtevant.com

campbell@whitt-sturtevant.com

glover@whitt-sturtevant.com

**COUNSEL FOR RETAIL ENERGY
SUPPLY ASSOCIATION &
DIRECT ENERGY SERVICES,
LLC, DIRECT ENERGY
BUSINESS, LLC AND DIRECT
ENERGY BUSINESS
MARKETING, LLC**

Michael J. Setineri

Special Assistant Attorney General

Vorys, Sater, Seymour and Pease LLP

52 East Gay Street

PO Box 1008

Columbus, OH 43216-1008

mjsettineri@vorys.com

**ON BEHALF OF MIAMI
UNIVERSITY AND THE
UNIVERSITY OF CINCINNATI**

Michael J. Setineri

(Counsel of Record)

Gretchen L. Petrucci

Vorys, Sater, Seymour and Pease LLP

52 East Gay Street

PO Box 1008

Columbus, OH 43216-1008

mjsettineri@vorys.com

glpetrucci@vorys.com

**ON BEHALF OF
CONSTELLATION NEWENERGY,
INC. AND EXELON GENERATION
COMPANY, LLC**

D. David Altman

(Counsel of Record)

Justin D. Newman

J. Michael Weber

D. DAVID ALTMAN CO., L.P.A. 15

East 8th Street, Suite 200W

Cincinnati, Ohio 45202

daltman@environlaw.com

jnewman@environlaw.com

jweber@environlaw.com

**COUNSEL FOR CINCINNATI
CLEAN ENERGY FOUNDATION**

Samantha Williams

Staff Attorney

Natural Resources Defense Council

20 N. Wacker Drive, Suite 1600

Chicago, IL 60606

swilliams@nrdc.org

**COUNSEL FOR THE NATURAL
RESOURCES DEFENSE COUNCIL**

Nicholas Walstra

Stacie Cathcart

Legal Department

Public Utilities Commission of Ohio

180 East Broad Street, 12th Floor

Columbus, OH 43215

Stacie.Cathcart@puco.ohio.gov

Nicholas.Walstra@puco.ohio.gov

ATTORNEY EXAMINERS

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

1/29/2018 4:10:23 PM

in

Case No(s). 17-0032-EL-AIR, 17-0033-EL-ATA, 17-0034-EL-AAM

Summary: Motion for Extension electronically filed by Mrs. Tonnetta Y Scott on behalf of
PUCO