

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION
OF AEP ENERGY, INC. FOR A PARTIAL
WAIVER OF OHIO ADM.CODE 4901:1-
29-06 AND 4901:1-21-06.

CASE NO. 18-371-EL-WVR
CASE NO. 18-372-GA-WVR

ENTRY

Entered in the Journal on March 5, 2019

{¶ 1} AEP Energy, Inc. (AEPE or the Applicant) is an electric services company and retail natural gas supplier as defined in R.C. 4928.01 and 4929.01, is certified to provide competitive retail electric service (CRES) and competitive retail natural gas service (CRNGS) under R.C. 4928.08 and 4929.20, and is subject to the jurisdiction of this Commission pursuant to R.C. 4928.16 and 4929.24.

{¶ 2} On March 6, 2018, the Applicant submitted an application to the Commission requesting a partial waiver of the third-party verification (TPV) provision of Ohio Adm.Code 4901:1-21-06(D) and Ohio Adm.Code 4901:1-29-06(D), as it applies to providing for an independent third-party verifier to ensure the validity of the enrollment of a customer through a direct solicitation by door-to-door sales. Specifically, the Applicant has requested a waiver of the provision of the rules that requires the CRES or CRNGS sales agent to contact the TPV entity at the conclusion of the sales transaction and provide the necessary information to initiate the TPV process. AEPE proposes using direct employees with tablets that provide for the ability for customers to use their own smart devices to execute the regulatory safeguards in the existing TPV enrollment process.

{¶ 3} On March 23, 2018, the Ohio Consumers' Counsel (OCC) filed a motion to intervene in these proceedings. OCC argues it has authority under R.C. Chapter 4911 to represent the interests of Ohio's residential utility customers and that the interests of such customers may be adversely affected by these proceedings. OCC further submits that its participation will not unduly prolong or delay the proceedings and that its advocacy will significantly contribute to the full development and equitable resolution of the issues.

{¶ 4} The attorney examiner finds that OCC's motion to intervene in these proceedings is reasonable and should be granted. The attorney examiner notes that the Applicant does not oppose OCC's intervention. The attorney examiner finds that the motion to intervene filed by OCC complies with the requirements set forth in R.C. 4903.221 and Ohio Adm.Code 4901-1-11, and should, therefore, be granted.

{¶ 5} The attorney examiner now finds it appropriate to invite interested stakeholders to file comments. The applicable procedural schedule shall be as follows:

- (a) Motions to intervene shall be filed by April 8, 2019.
- (b) Comments shall be filed by April 8, 2019.
- (c) Reply comments shall be filed by April 22, 2019.

{¶ 6} It is, therefore,

{¶ 7} ORDERED, That OCC's motion to intervene be granted. It is, further,

{¶ 8} ORDERED, That the procedural schedule set forth in Paragraph 5 be adopted. It is, further,

{¶ 9} ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Stacie Cathcart

By: Stacie E. Cathcart
Attorney Examiner

JRJ/sc

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

3/5/2019 3:54:01 PM

in

Case No(s). 18-0371-EL-WVR, 18-0372-GA-WVR

Summary: Attorney Examiner Entry granting OCC's motion to intervene and setting a procedural schedule set forth in Paragraph 5 - electronically filed by Sandra Coffey on behalf of Stacie Cathcart, Attorney Examiner, Public Utilities Commission of Ohio