

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of The                    )  
Dayton Power and Light Company for                    ) Case No. 19-662-EL-RDR  
Authority to Recover Certain Storm-                    )  
Related Service Restoration Costs.                    )

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**OBJECTIONS TO DP&L’S TARIFFED CHARGES TO CONSUMERS FOR  
STORM-RELATED EXPENSES  
BY  
THE OFFICE OF THE OHIO CONSUMERS’ COUNSEL**

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The tariffs filed by The Dayton Power and Light Company (“DP&L”) in this case, along with the tariffs filed in Case No. 18-381-EL-RDR, are inconsistent with the Orders of the Public Utilities Commission of Ohio (“PUCO”). In order to protect DP&L’s consumers from being overcharged, the PUCO should require DP&L to file calculations and workpapers showing the calculations of the charges to customers contained in DP&L’s tariff. Further, the PUCO should then direct either the PUCO Staff or an independent auditor to review the charges and workpapers to ensure that customers are being properly charged for major storm events in 2017 and 2018.

The PUCO has approved DP&L’s charges to consumers associated with expenses for restoring electric service following major storm events in 2017 and 2018. In this case, the PUCO authorized DP&L to charge residential consumers \$0.65 per month for 2018 major storm expenses. And in the prior case, Case No. 18-381-EL-RDR, the PUCO authorized DP&L to charge customers \$0.29 per month for 2017 major storm expenses. But DP&L’s proposed tariffs do not reflect the charges approved by the PUCO for 2017 and 2018 major storm expenses.

Under the tariff filed in this case for 2018 major storm expenses, DP&L proposed to charge consumers \$1.01 per month (effective November 1, 2019), which is \$0.07 more per month than the combined \$0.29 and \$0.65 authorized by the PUCO for 2017 and 2018 major storm expenses. While DP&L's intent appears to be to charge customers some combination of the 2017 and 2018 charges approved by the PUCO, the \$1.01 that DP&L has proposed in its tariffs is more than the sum of the approved 2017 and 2018 major storm expenses, which would be a \$0.94 per month charge.<sup>1</sup> And to date, DP&L has not filed workpapers in the case docket to support or explain its tariff calculations. Thus, there is nothing in the record of this case to determine whether DP&L's charges to customers through the rider are consistent with the PUCO Orders. .

The PUCO has authority over DP&L's charges to consumers pursuant to R.C. 4905.06 and is charged with general supervision over public utilities and their compliance with all laws and orders of the commission. And R.C. 4905.54 requires public utilities to comply with the orders and requirements of the PUCO. No PUCO order has authorized DP&L to charge customers a blended rate, if that is in fact what DP&L is doing. Further, according to R.C. 4905.29, the public utilities shall file schedules showing all rates, joint rates, rentals, tolls, classifications, and charges for service of every kind. The schedules filed by DP&L regarding its storm expenses are not just plainly deficient, but entirely absent.

To protect DP&L's 460,000 residential consumers from being overcharged, the Office of the Ohio Consumers' Counsel ("OCC") files these objections to DP&L's

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<sup>1</sup> Further, as OCC explains in objections to the tariff filed in the 2017 storm case, DP&L tariffed a \$0.38 per month charge instead of the \$0.29 per month charge the PUCO approved in that case. Nevertheless, the previously tariffed charge (\$0.38) added to the charge most recently approved by the PUCO (\$0.65) does not equal the \$1.01 monthly charge.

proposed tariffs. In order to protect DP&L's consumers, the PUCO should require DP&L to file calculations and workpapers in this case showing the calculations of the charges to customers contained in the tariff. Further, the PUCO should then direct either the PUCO Staff or an independent auditor to review the charges and workpapers to ensure that customers are being properly charged for major storm events in 2017 and 2018.

Customers should not be overcharged or double-charged for major storm expenses incurred by DP&L in 2017 and 2018. To protect consumers, the PUCO should immediately take the actions recommended by OCC.

Respectfully submitted,

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Ohio Consumers' Counsel

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### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of these Objections were served on the persons stated below via electronic transmission, this 22nd day of January 2020.

/s/ Ambrosia E. Logsdon

Ambrosia E. Logsdon

Assistant Consumers' Counsel

The PUCO's e-filing system will electronically serve notice of the filing of this document on the following parties:

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Summary: Objection Objections to DP&L's Tariffed Charges to Consumers for Storm-Related Expenses by the Office of the Ohio Consumers' Counsel electronically filed by Ms. Deb J. Bingham on behalf of Logsdon, Ambrosia E.