

In the Matter of the Application of The Dayton Power and Light Company for Extension of Its Distribution Modernization Rider :

Case No. 19-0162-EL-RDR :

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On January 23, 2019, The Dayton Power and Light Company ("DP&L") filed an Application seeking a two-year extension of its Distribution Modernization Rider ("DMR"), in accordance with the Opinion and Order approving the Amended Stipulation and Recommendation filed in Case No. 16-396-EL-SSO ("ESP III"). On November 21, 2019, the Public Utilities Commission of Ohio ("Commission") issued a Supplemental Opinion and Order in ESP III modifying the Amended Stipulation and ordering DP&L to remove the DMR. On December 18, 2019, the Commission granted DP&L's request to withdraw ESP III in its entirety.

Respectfully submitted,

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**MEMORANDUM IN SUPPORT OF THE DAYTON POWER AND LIGHT  
COMPANY'S MOTION TO WITHDRAW APPLICATION WITHOUT PREJUDICE**

DP&L commenced this proceeding to seek a two-year extension of its DMR pursuant to the Opinion and Order that approved the Amended Stipulation and Recommendation filed in Case No. 16-396-EL-SSO ("ESP III"). On November 21, 2019, the Commission issued a Supplemental Opinion and Order in ESP III modifying the Amended Stipulation and ordering DP&L to remove the DMR. On December 18, 2019, the Commission granted DP&L's request to withdraw ESP III in its entirety.

The Commission should, therefore, permit DP&L to withdraw its Application in this case, without prejudice.

Respectfully submitted,

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## **CERTIFICATE OF SERVICE**

I certify that a copy of The Dayton Power and Light Company's Motion to Withdraw Application Without Prejudice has been served via electronic mail upon the following counsel of record, this 6th day of April, 2020:

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Summary: Motion The Dayton Power and Light Company's Motion to Withdraw Application Without Prejudice electronically filed by Mr. Jeffrey S Sharkey on behalf of The Dayton Power and Light Company