

## THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF OHIO POWER COMPANY FOR APPROVAL OF ITS ENERGY EFFICIENCY AND PEAK DEMAND REDUCTION PROGRAM PORTFOLIO PLAN FOR 2017 THROUGH 2020.

CASE NO. 16-574-EL-POR

IN THE MATTER OF THE APPLICATION OF DUKE ENERGY OHIO, INC. FOR APPROVAL OF ITS 2017-2019 ENERGY EFFICIENCY AND PEAK DEMAND REDUCTION PROGRAM PORTFOLIO PLAN.

CASE NO. 16-576-EL-POR

IN THE MATTER OF THE APPLICATION OF THE OHIO EDISON COMPANY, THE CLEVELAND ELECTRIC ILLUMINATING COMPANY, AND THE TOLEDO EDISON COMPANY FOR APPROVAL OF THEIR ENERGY EFFICIENCY AND PEAK DEMAND REDUCTION PROGRAM PORTFOLIO PLANS FOR 2017 THROUGH 2019.

CASE NO. 16-743-EL-POR

IN THE MATTER OF THE APPLICATION OF THE DAYTON POWER AND LIGHT COMPANY FOR APPROVAL OF ITS ENERGY EFFICIENCY AND PEAK DEMAND REDUCTION PROGRAM PORTFOLIO PLAN FOR 2018-2020.

CASE NO. 17-1398-EL-POR

### ENTRY ON REHEARING

Entered in the Journal on April 22, 2020

{¶ 1} Ohio Power Company, d/b/a AEP Ohio (AEP Ohio), Duke Energy Ohio, Inc. (Duke), The Dayton Power and Light Company (DP&L), the Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, FirstEnergy) are electric distribution utilities (EDUs) as defined in R.C. 4928.01(A)(6) and public utilities as defined in R.C. 4905.02 and, as such, are subject to the energy efficiency and peak demand reduction (EE/PDR) requirements under R.C. 4928.64 and 4928.66.

{¶ 2} Ohio Adm.Code Chapter 4901:1-39 provides rules for the Commission's review of each electric utility's EE/PDR program portfolio plan that consists of cost-effective

programs to encourage innovation and market access for all customer classes, achieve the statutory benchmarks for peak-demand reduction, and meet or exceed the statutory benchmarks for energy efficiency.

{¶ 3} Am. Sub. House Bill 6 (H.B. 6), which became effective on October 22, 2019, terminates Ohio's annual energy efficiency savings requirements on December 31, 2020, and reduces the total cumulative savings requirement to a statewide collective benchmark of 17.5 percent.

{¶ 4} In response to H.B. 6, on February 26, 2020, the Commission ordered a wind-down of the statutorily required energy efficiency programs to commence on September 30, 2020, and that those programs should terminate on December 31, 2020. Among other things, the Commission also granted Duke's request to extend its existing portfolio plan as approved in 16-743-EL-POR through December 31, 2020.

{¶ 5} Section 4903.10, Revised Code, states that any party to a Commission proceeding may apply for rehearing with respect to any matters determined by the Commission within 30 days of the entry of the order upon the Commission's journal.

{¶ 6} On March 27, 2020, Duke filed an application for rehearing.

{¶ 7} Subsequently, on April 6, 2020, the Ohio Consumers' Counsel filed a memorandum contra Duke's application for rehearing.

{¶ 8} The Commission grants the application for rehearing filed by Duke. We believe that sufficient reason has been set forth by the parties to warrant further consideration of the matters specified in the application for rehearing.

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That the application for rehearing filed by Duke on March 27, 2020, be granted for further consideration of the matters specified in the application for rehearing. It is, further,

{¶ 11} ORDERED, That a copy of this Entry on Rehearing be served upon each party of record.

**COMMISSIONERS:**

***Approving:***

Sam Randazzo, Chairman  
M. Beth Trombold  
Daniel R. Conway  
Dennis P. Deters

***Recusal:***

Lawrence K. Friedeman

LLA/hac

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

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**Case No(s). 16-0574-EL-POR, 16-0576-EL-POR, 16-0743-EL-POR, 17-1398-EL-POR**

Summary: Entry granting the application for rehearing for further consideration. electronically filed by Ms. Mary E Fischer on behalf of Public Utilities Commission of Ohio