

**BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of The Dayton Power and Light Company for Approval of Certain Accounting Authority.	:	Case No. 20-650-EL-AAM
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In the Matter of the Application of The Dayton Power and Light Company for Approval of its Temporary Plan for Addressing the COVID-19 State of Emergency.	:	Case No. 20-651-EL-UNC
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In the Matter of the Application of The Dayton Power and Light Company for Waiver of Tariffs and Rules Related to the COVID-19 State of Emergency.	:	Case No. 20-652-EL-WVR
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In the Matter of the Application of The Dayton Power and Light Company for Approval of Revised Contract with Certain Customers and Reasonable Arrangement Related to the COVID-19 State of Emergency.	:	Case No. 20-755-EL-AEC
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**COMMENTS OF THE OHIO ENERGY GROUP**

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The Ohio Energy Group (“OEG”) submits these Comments on The Dayton Power and Light Company’s (“DP&L” or “Company”) plan for addressing the COVID-19 State of Emergency. Specifically, OEG will address DP&L’s proposed reasonable arrangement and how any deferred costs associated with that arrangement should ultimately be recovered.

In its Supplemental Application filed April 15, 2020, DP&L asks permission to temporarily waive minimum demand provisions for all of its non-residential customers and instead bill only according to an actual read of the customers’ current monthly demand.<sup>1</sup> For Secondary and Primary customers whose meters cannot be read at this time, DP&L proposes to charge an energy-only rate equivalent to its County

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<sup>1</sup> Supplemental Application at 4.

Fair Rate.<sup>2</sup> These changes are intended to serve as “*an economic development program to retain jobs and assist business customers in managing the impacts of the crisis*” by providing relief to non-residential customers that face meter reading issues or that reduce/temporarily cease operations while the State of Emergency is in effect.<sup>3</sup> In support of its requests, the Company cites the Public Utilities Commission of Ohio’s (“Commission” or “PUCO”) authority under the emergency ratemaking statute (R.C. 4909.16) as well as the reasonable arrangement statute (R.C. 4905.31). DP&L proposes to recover any deferred costs associated with its requested relief through the Company’s Economic Development Rider (“EDR”) in the same manner that DP&L recovers the costs associated with all of its other Commission-approved reasonable arrangements.<sup>4</sup>

On April 22, 2020, PUCO Staff submitted its Report on DP&L’s COVID-19 plan, including the reasonable arrangement proposal. In that Report, Staff does not oppose the Company’s proposal for cost recovery, however, Staff provides two potential alternative recovery methods for any deferred reasonable arrangement costs. Staff’s two alternatives are: 1) recovering the deferred costs from only the non-residential customer classes that were provided relief using the existing EDR allocation; or 2) if administratively feasible, requiring each customer receiving relief as part of the reasonable arrangement to repay their deferred costs at some point in the future through some yet to be determined rate mechanism.<sup>5</sup>

Given that DP&L already has a rate mechanism expressly tied to reasonable arrangement cost recovery – the EDR – it is both reasonable and administratively efficient to use that mechanism in order to recover the costs associated with the Company’s proposed reasonable arrangement. Consequently, should the Commission approve DP&L’s proposed arrangement, then the Commission should also adopt

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<sup>2</sup> Id. at 3.

<sup>3</sup> Id. at 5.

<sup>4</sup> Id. at 4; *See also* Finding and Order, Case No. 20-572-EL-RDR (April 22, 2020).

<sup>5</sup> Staff Report at 5.

either DP&L's proposed recovery methodology (using the existing EDR allocation) or Staff's first alternative methodology (using the existing EDR allocation for only non-residential classes).

Respectfully submitted,

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May 4, 2020

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## CERTIFICATE OF SERVICE

In accordance with Rule 4901-1-05, Ohio Administrative Code, the PUCO's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to this case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being served (via electronic mail) on the 4<sup>th</sup> day of May, 2020 to the following:

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Summary: Comments Ohio Energy Group (OEG) Comments electronically filed by Mr. Michael L. Kurtz on behalf of Ohio Energy Group