

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In The Matter of The Application of The )  
Dayton Power And Light Company For a )  
Finding That its Current Electric Security Plan ) Case No. 20-680-EL-UNC  
Passes the Significantly Excessive Earnings )  
Test and More Favorable in The Aggregate )  
Test In R.C. 4928.143(E). )

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**MOTION TO INTERVENE OF THE OHIO HOSPITAL ASSOCIATION**

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Pursuant to Ohio Revised Code Section (“R.C.”) 4903.221, Ohio Administrative Code (“O.A.C.”) Rule 4901-1-11, the Ohio Hospital Association (“OHA”) moves for leave to intervene in the above-captioned proceeding. OHA requests that the Public Utilities Commission of Ohio (“Commission”) grant OHA leave to intervene because OHA has a real and substantial interest in this proceeding, its participation will not cause undue delay, and the Commission’s disposition of this proceeding may impair or impede OHA’s ability to protect its interest.

Respectfully submitted on behalf of  
THE OHIO HOSPITAL ASSOCIATION



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**MEMORANDUM IN SUPPORT**

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On December 18, 2019, the Public Utilities Commission of Ohio (“Commission) issued a Second Finding and Order approving, with modifications, DP&L’s proposed revised tariffs in order to continue the provisions, terms, and conditions of ESP I.<sup>1</sup> The Commission also acknowledged that the term of ESP I has cumulatively exceeded three years and is thus subject to mandatory review under R.C. 4928.143(E). The Commission directed DP&L to open a docket by April 1, 2020, in which the Commission would conduct both the Significantly Excessive Earnings Test (“SEET”) and More Favorable in The Aggregate Test (“MFA”) detailed in R.C. 4928.143(E). On April 1, 2020, DP&L filed an application for a finding that its current ESP passes the administration of the SEET and the MFA test, as required by R.C. 4928.143(E) for the forecast period of 2020-2023.

OHA is a private, nonprofit trade association with approximately 246 hospitals, a number of which are DP&L customers. OHA’s mission is to be a membership-driven organization that provides proactive leadership to create an environment in which Ohio hospitals are successful in

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<sup>1</sup> *In re Application of The Dayton Power and Light Company to Establish a Standard Service Offer in the Form of an Electric Security Plan*, Case No. 08-1094-EL-SSO (“ESP I Case”). ESP I Case, Second Finding and Order (December 18, 2019).

serving their communities. Every hospital, or virtually every hospital, in DP&L's service area is a member of OHA. In addition, OHA has been granted intervention in all of DP&L's previous ESP cases, including ESP I.

OHA continues to be involved in efforts to enhance electric service reliability and contain costs for its members through both its advocacy before the Commission and through informal cooperative discussions with Ohio's EDUs. OHA is keenly interested in insuring that the ultimate resolution of the matters in this proceeding will not have a negative impact on the reliability of the electricity delivered to OHA-member hospitals. OHA has a substantial interest in this proceeding that is not adequately addressed by any other party. OHA's participation will enhance the effectiveness of the above proceedings, will not unnecessarily cause delay, and will help ensure that the proceedings in this matter are fair to its membership.

Accordingly, OHA respectfully requests the grant its Motion to Intervene pursuant to R.C. 4903.221 and O.A.C. Rule 4901-1-11.

Respectfully submitted on behalf of  
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**CERTIFICATE OF SERVICE**

I certify that the foregoing was filed electronically through the Docketing Information System of the Public Utilities Commission of Ohio on this 6<sup>th</sup> day of May, 2020. The PUCO's e-filing system will electronically serve notice of the filing of this document on counsel for all parties.



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Devin D. Parram

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

**Commission of Ohio Docketing Information System on**

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**Case No(s). 20-0680-EL-UNC**

Summary: Motion to Intervene of the Ohio Hospital Association electronically filed by Teresa Orahood on behalf of Devin D. Parram