

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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

**MOTION OF INDUSTRIAL ENERGY USERS-OHIO
FOR PROTECTIVE ORDER
AND MEMORANDUM IN SUPPORT**

Matthew R. Pritchard (Reg. No. 0088070)
Counsel of Record
Rebekah J. Glover (Reg. No. 0088798)
MCNEES WALLACE & NURICK LLC
21 East State Street, 17TH Floor
Columbus, OH 43215
Telephone: (614) 469-8000
Telecopier: (614) 469-4653
mpritichard@mcneeslaw.com
rglover@mcneeslaw.com

JULY 1, 2020

**COUNSEL FOR INDUSTRIAL ENERGY USERS-
OHIO**

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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

**MOTION OF INDUSTRIAL ENERGY USERS-OHIO
FOR PROTECTIVE ORDER**

Pursuant to the provisions of Rule 4901-1-24(D), Ohio Administrative Code ("O.A.C."), the Industrial Energy Users-Ohio ("IEU-Ohio") respectfully requests that the Public Utilities Commission of Ohio ("Commission") issue a Protective Order for the confidentiality of the Comments of IEU-Ohio filed on July 1, 2020, in this proceeding for the reasons set forth in the attached Memorandum in Support.

Respectfully submitted,

/s/ Rebekah J. Glover

Matthew R. Pritchard (Reg. No. 0088070)

Counsel of Record

Rebekah J. Glover (Reg. No. 0088798)

MCNEES WALLACE & NURICK LLC

21 East State Street, 17TH Floor

Columbus, OH 43215

Telephone: (614) 469-8000

Telecopier: (614) 469-4653

mpritchard@mcneeslaw.com

rglover@mcneeslaw.com

COUNSEL FOR INDUSTRIAL ENERGY USERS-OHIO

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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

MEMORANDUM IN SUPPORT

Contemporaneous with this Motion, IEU-Ohio has filed its Comments in this proceeding in a redacted form and in an unredacted form under seal. By this Motion, IEU-Ohio requests confidential treatment of the unredacted portions filed under seal. The Dayton Power & Light Company (“DP&L”) has designated information contained in these portions of the Comments as confidential and competitively sensitive and produced the information subject to a protective agreement between DP&L and IEU-Ohio. IEU-Ohio takes no position as to whether the information is a confidential trade secret under Ohio law, but files this Motion for Protective Order and Memorandum in Support pursuant to a protective agreement executed by IEU-Ohio and DP&L.

WHEREFORE, IEU-Ohio respectfully requests that this Motion for Protective Order be granted for the reasons set forth herein.

Respectfully submitted,

/s/ Rebekah J. Glover

Matthew R. Pritchard (Reg. No. 0088070)

Counsel of Record

Rebekah J. Glover (Reg. No. 0088798)

MCNEES WALLACE & NURICK LLC

21 East State Street, 17TH Floor

Columbus, OH 43215

Telephone: (614) 469-8000

Telecopier: (614) 469-4653

mpritchard@mcneeslaw.com

rglover@mcneeslaw.com

COUNSEL FOR INDUSTRIAL ENERGY USERS-OHIO

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *Motion of Industrial Energy Users-Ohio for Protective Order and Memorandum in Support* was served upon the following parties of record this 1st day of July 2020, via electronic transmission, hand-delivery or first class mail, postage prepaid.

/s/ Rebekah J. Glover

Rebekah J. Glover

Email Service List:

Michael.Schuler@aes.com
JSharkey@ficlaw.com
DJIreland@ficlaw.com
CHollon@ficlaw.com
MKurtz@BKLawfirm.com
KBoehm@BKLawfirm.com
JKyler@BKLawfirm.com
William.Michael@occ.ohio.gov
christopher.healey@occ.ohio.gov
Amy.Botschner.Obrien@occ.Ohio.gov
talexander@calfee.com
slesser@calfee.com
mkeaney@calfee.com
khehmeyer@calfee.com
dparram@bricker.com
dstinson@bricker.com
jspottswood@bricker.com
Bojko@carpenterlipps.com
Bethany.Allan@igs.com
Joe.Oliker@igs.com
Michael.Nugent@igs.com
FDarr2019@gmail.com
paul@carpenterlipps.com
Stephanie.Chmiel@ThompsonHine.com
Kevin.Oles@ThompsonHine.com

Attorney General's Office:

Thomas.McNamee@ohioattorneygeneral.gov
Thomas.Lindgren@ohioattorneygeneral.gov

Attorney Examiners:

Patricia.Schabo@puco.ohio.gov
Michael.Williams@puco.ohio.gov

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

7/1/2020 5:17:19 PM

in

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

Summary: Motion for Protective Order and Memorandum in Support electronically filed by Ms. Rebekah J. Glover on behalf of Industrial Energy Users-Ohio