

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of The Dayton Power and Light Company to Increase Its Rates for Electric Distribution	:	Case No. 20-1651-EL-AIR
In the Matter of the Application of The Dayton Power and Light Company for Accounting Authority	:	Case No. 20-1652-EL-AAM
In the Matter of the Application of Dayton Power and Light Company for Approval of Revised Tariffs	:	Case No. 20-1653-EL-ATA

**MOTION OF THE DAYTON POWER AND LIGHT COMPANY
TO ESTABLISH TEST PERIOD AND DATE CERTAIN AND FOR WAIVERS OF
CERTAIN STANDARD FILING REQUIREMENTS**

Pursuant to R.C. 4909.15(C) and Ohio Adm.Code 4901-7-01, Appendix A ("Standard Filing Requirements" or "SFR"), Chapter II, (A)(5)(a) (p. 11), The Dayton Power and Light Company ("DP&L") moves for an order establishing a date certain of June 30, 2020 and a test period of the twelve-month period beginning June 1, 2020 and ending May 31, 2021 for DP&L's forthcoming application to increase its base rates for electric distribution service.

In addition, pursuant to SFR, Chapter II, (A)(4)(a) (p. 9), DP&L moves for an order waiving various Standard Filing Requirements, including but not limited to those pertaining to generation and transmission services, which will not be the subject of the forthcoming rate proceeding.

Respectfully submitted,

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**MEMORANDUM IN SUPPORT OF MOTION OF THE DAYTON POWER AND LIGHT
COMPANY TO ESTABLISH TEST PERIOD AND DATE CERTAIN AND FOR
WAIVERS OF CERTAIN STANDARD FILING REQUIREMENTS**

I. **INTRODUCTION AND SUMMARY**

Pursuant to R.C. 4909.18, The Dayton Power and Light Company ("DP&L") intends to file an Application to increase its base rates for electric distribution service on November 30, 2020. DP&L proposes a date certain of June 30, 2020 and a test period of the twelve-month period beginning June 1, 2020. In addition, DP&L requests various waivers from the Standard Filing Requirements for Rate Increases of Ohio Adm.Code 4901-7-01, Appendix A ("Standard Filing Requirements" or "SFR"), including but not limited to those pertaining to generation and transmission services, which will not be the subject of the forthcoming rate proceeding.

II. **DATE CERTAIN AND TEST PERIOD**

The Commission, "when fixing and determining just and reasonable rates," shall determine "[t]he valuation as of the date certain of the property of the public utility used and useful * * * as of the date certain, in rendering the public utility service for which rates are to be fixed and determined," R.C. 4909.15(A)(1) (emphasis added), as well as "[t]he cost to the utility of rendering service for the test period," R.C. 4909.15(A)(4) (emphasis added). An applicant under R.C. 4909.18 "may propose a test period * * * that is any twelve-month period beginning not more than six months prior to the date the application is filed and ending not more than nine months subsequent to that date." R.C. 4909.15(C)(1). *Accord*: SFR, Chapter II, (A)(5)(a) (p. 11) ("the test period, unless otherwise ordered by this commission, shall be the twelve-month period beginning six months prior to the date the application is filed and ending six months

subsequent to the application filing date"). "The date certain shall not be later than the filing" for electric utilities. R.C. 4909.15(C)(2).

DP&L intends to file its Application by November 30, 2020; therefore, the Company will avail itself of the "default" test period set forth in R.C. 4905.15(C) and SFR, Chapter II, (A)(5)(a) (p. 11) whereby the date certain will have occurred before DP&L files its Application, and the test period will be the twelve-month period beginning six months prior to the date that the Application is filed. Thus, DP&L's proposal falls within the parameters of R.C. 4909.15 and should be accepted. *Accord:* SFR, Chapter II, (A)(5)(a) (p. 11).

III. WAIVERS FROM STANDARD FILING REQUIREMENTS

DP&L also moves for an order waiving various Standard Filing Requirements for its Application. The Commission "may, upon an application or a motion filed by a party, waive any requirement of these standard filing requirements, other than a requirement mandated by statute, for good cause shown." SFR, Chapter II, (A)(3) and (4)(a) (pp. 9-11).

"The commission shall grant the request for a waiver upon good cause shown by the utility. In determining whether good cause has been shown, the commission shall give due regard, among other things to:

- (i) Whether other information, which the utility would provide if the waiver is granted, is sufficient so that the commission staff can effectively and efficiently review the rate application.
- (ii) Whether the information, which is the subject of the waiver request, is normally maintained by the utility or reasonably available to it from the information which it maintains.

- (iii) The expense to the utility in providing the information, which is the subject of the waiver request."

SFR, Chapter II, (A)(4)(d) (p. 11).

DP&L requests a waiver of all Standard Filing Requirements, insofar as they relate to DP&L's transmission and generation services, which will not be the subject of the forthcoming rate proceeding. Instead, DP&L intends only to increase its base rates for electric distribution service. Thus, any information relating to DP&L's transmission and generation services would not be relevant to the Commission's determination as to whether DP&L's proposed distribution rates are just and reasonable. Similar waivers were granted in previous and pending distribution rate cases before the Commission. *In re Ohio Power Co.*, Case No. 20-585-EL-AIR, *et al.*, Entry (May 6, 2020) at ¶ 11; *In re Duke Energy Ohio, Inc.*, Case No. 17-32-EL-AIR, *et al.*, Entry (Feb. 23, 2017) at ¶ 7; *In re The Dayton Power and Light Co.*, Case No. 15-1830-EL-AIR, *et al.*, Entry (Nov. 18, 2015) at 3.

Specifically, DP&L seeks a waiver from the following Standard Filing Requirements of Appendix A to the extent that they require the production of generation or transmission information:

1. Five-year capital expenditures budget (SFR, Chapter II, (B)(1) (p. 17));
2. Five-year financial forecast (SFR, Chapter II, (B)(2) (p. 17));
3. Underlying assumptions (SFR, Chapter II, (B)(3) (p. 17));
4. Five-year projection of revenue requirements (SFR, Chapter II, (B)(4) (p. 18));
5. Balance sheet items (SFR, Chapter II, (B)(5) (p. 18));
6. Changes in financial position (SFR, Chapter II, (B)(6) (p. 18));

7. Executive summary of applicant's corporate process (SFR, Chapter II, (B)(8) (p. 19));
8. Executive summary of applicant's management policies, practices, and organization (SFR, Chapter II, (B)(9) (pp. 19-22));
9. Materials and supplies (SFR, Chapter II, (C)(11) (p. 23));
10. Depreciation expense (SFR, Chapter II, (C)(12) (p. 23));
11. Prior plant in service data ((SFR, Chapter II, (C)(16) (p. 24));
12. Depreciation reserve (SFR, Chapter II, (C)(19) (p. 24));
13. Construction projects that are 75 percent complete (SFR, Chapter II, (C)(20) (p. 25));
14. Data requirement for surviving dollars by vintage year of placement (SFR, Chapter II, (C)(21) (p. 25));
15. Chart of accounts (SFR, Chapter II, (D)(6) (p. 26));
16. Monthly managerial reports (SFR, Chapter II, (D)(7) (p. 26));
17. Depreciation study (SFR, Chapter II, (D)(8) (p. 26));
18. Labor contracts (SFR, Chapter II, (D)(11) (p. 26));
19. Standard journal entries (SFR, Chapter II, (D)(16) (p. 26));
20. All Section A (Revenue Requirements) Schedules (pp. 29-33);
21. All Section B (Rate Base) Schedules (pp. 34-70);
22. All Section C (Operating Income) Schedules (pp. 71-103);
23. All Section D (Rate of Return) Schedules (pp. 104-115); and
24. All Section E (Rate and Tariffs) Schedules (pp. 116-131).

IV. CONCLUSION

For these reasons, DP&L requests a date certain of June 30, 2020 and a test period of the twelve-month period beginning June 1, 2020 for DP&L's forthcoming application to change and increase its base rates for electric distribution service. DP&L further requests a

waiver of all Standard Filing Requirements insofar as they relate to DP&L's transmission and generation services.

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Summary: Motion Motion of The Dayton Power and Light Company to Establish Test Period and Date Certain and for Waivers of Certain Standard Filing Requirements electronically filed by Mr. Jeffrey S Sharkey on behalf of The Dayton Power and Light Company