

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of The Dayton : CASE NO. 20-0140-EL-AAM
Power and Light Company for Approval to :
Defer Distribution Decoupling Costs. :

**THE DAYTON POWER AND LIGHT COMPANY'S
UNOPPOSED MOTION TO MODIFY PROCEDURAL SCHEDULE**

EXPEDITED RULING REQUESTED

Pursuant to Ohio Adm.Code 4901-1-13(A) and for good cause shown, The Dayton Power and Light Company ("DP&L") moves for a two-week extension of the procedural schedule established in the January 22, 2021 Entry in this proceeding. DP&L, Staff, and the Intervenor continue to be actively engaged in settlement negotiations and believe this short extension of time will facilitate those efforts and conserve the time, energy, and resources of the Commission and the parties should a stipulation be reached.

Pursuant to Ohio Adm.Code 4901-1-12(C), DP&L requests an expedited ruling on this Motion. Counsel for DP&L contacted counsel for Staff and the Intervenor on February 18, 2021 to determine whether they objected to the extension requested in this Motion and whether they would consent to expedited treatment of this Motion. DP&L certifies that Staff and all Intervenor, including The Office of the Ohio Consumers' Counsel ("OCC"), Ohio Manufacturers' Association Energy Group ("OMAEG") and The Kroger Co. ("Kroger"), expressly stated their non-opposition to the extension and to expedited treatment of this Motion.

Respectfully submitted,

/s/ Michael J. Schuler

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**MEMORANDUM IN SUPPORT OF
THE DAYTON POWER AND LIGHT COMPANY'S
UNOPPOSED MOTION TO MODIFY PROCEDURAL SCHEDULE**

On January 22, 2021, the Commission extended the procedural schedule in this matter as follows:

- "(a) DP&L should file testimony on or before February 19, 2021.
- (b) Intervening parties should file testimony on or before February 26, 2021.
- (c) Staff should file testimony on or before March 5, 2021.
- (d) The evidentiary hearing currently scheduled for March 1, 2021, is vacated.
- (e) A prehearing conference will be conducted via remote access technology on March 8, 2021, at 10:00 a.m."

Jan. 22, 2021 Entry, ¶ 11. The Entry further provided that "[t]he purpose of the prehearing conference will be to establish a hearing date, to determine the anticipated duration of that hearing, and to outline the procedure for the identification and exchange of hearing exhibits." Id.

DP&L, Staff, and the Intervenors remain actively engaged in settlement discussions, and an additional two-week extension of the procedural schedule will allow the parties to determine whether settlement is achievable. Thus, in the interest of administrative economy, there is good cause to extend those deadlines as follows:

- (a) DP&L should file testimony on or before March 5, 2021.
- (b) Intervening parties should file testimony by March 12, 2021.
- (c) Staff should file testimony by March 19, 2021.

DP&L further requests that the prehearing conference be rescheduled for a date after March 19, 2021.

Given DP&L's current deadline of February 19, 2021 to file testimony, DP&L requests an expedited ruling on this Motion. Counsel for DP&L contacted counsel for Staff and the Intervenor on February 18, 2021 to determine whether they objected to the extension requested in this Motion and whether they would consent to expedited treatment of this Motion. DP&L certifies that Staff and all Intervenor, including OCC, OMAEG, and Kroger, expressly stated their non-opposition to the extension and to expedited treatment of this Motion.

Respectfully submitted,

/s/ Michael J. Schuler

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing The Dayton Power and Light Company's Unopposed Motion to Modify Procedural Schedule has been served via electronic mail upon the following counsel of record, this 19th day of February, 2021.

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Summary: Motion The Dayton Power and Light Company's Unopposed Motion to Modify
Procedural Schedule *Expedited Ruling Requested*
electronically filed by Mr. Christopher C. Hollon on behalf of The Dayton Power and Light
Company