

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
THE DAYTON POWER AND LIGHT
COMPANY FOR APPROVAL OF REVISED
TARIFFS.

CASE NO. 20-1653-EL-ATA

ENTRY

Entered in the Journal on April 7, 2021

I. SUMMARY

{¶ 1} The Commission accepts for filing as of November 30, 2020, an application for an increase in rates filed by The Dayton Power and Light Company and directs that legal notice of the application be published in the non-legal notice section of the applicable newspapers. The Commission also grants motions for intervention by the parties.

II. DISCUSSION

{¶ 2} The Dayton Power and Light Company (DP&L or the Company) is an electric light company and a public utility as defined in R.C. 4905.03 and R.C. 4905.02, respectively. As such, DP&L is subject to the jurisdiction of this Commission pursuant to 4905.04, 4905.05, and 4905.06.

{¶ 3} R.C. Chapter 4909 prescribes the fixation of rates for public utilities. An application for an increase in rates is governed by and must satisfy the requirements of R.C. 4909.17 to 4909.19 and R.C. 4909.42. Further, the Commission has adopted the standard filing requirements (SFR) in Ohio Adm.Code 4901-7-01 and its appendix. The SFR specify the format for filing all of the information required in an application for an increase in rates

and define the information that the Commission, in its discretion, requires pursuant to R.C. 4909.18(E).

{¶ 4} On October 30, 2020, DP&L filed a motion to establish a test period and date certain for its forthcoming application for an increase in its electric distribution rates. The motion also sought waiver of certain enumerated SFR. Also on October 30, 2020, DP&L provided its notice of intent to file an application for approval of an increase in its electric distribution rates, tariff modifications, and changes in accounting methods.

{¶ 5} By Entry dated November 18, 2020, the Commission approved the test year and date certain and granted the requested waivers.

{¶ 6} On November 30, 2020, DP&L filed its application to increase its rates. DP&L filed direct testimony in support of its application on December 14, 2020.

{¶ 7} The Commission finds that DP&L's application meets the filing requirements of R.C. 4909.17 to 4909.19 and the SFR. Accordingly, the Commission finds that the application shall be accepted as of the filing date of November 30, 2020.

{¶ 8} Further, the Commission finds that DP&L's proposed notice for publication, set forth in its application (Book I, Vol. I, Schedule S-3), complies with Chapter II(B)(7) of the SFR and should be approved. Accordingly, DP&L shall begin publication of the newspaper notice, pursuant to R.C. 4909.19, within 30 days of this Entry and such notice shall not appear in the legal notices section of the newspaper.

{¶ 9} On various dates, motions to intervene in these proceedings were filed by Ohio Energy Group (OEG); The Ohio Manufacturers Association Energy Group (OMAEG); The Kroger Co. (Kroger); Ohio Consumers' Counsel (OCC); University of Dayton (UD); Industrial Energy Users-Ohio (IEU-Ohio); Interstate Gas Supply (IGS); Retail Energy Supply Association (RESA); Ohio Partners for Affordable Energy (OPAE); Environmental Law & Policy Center (ELPC); Walmart Inc. (Walmart); and Ohio Hospital Association (OHA).

{¶ 10} No memoranda contra the motions to intervene were filed.

{¶ 11} The Commission finds that each of the motions to intervene meets the criteria set forth in R.C. 4903.221 and Ohio Adm.Code 4901-1-11. Accordingly, the motions for intervention filed by OEG, OMAEG, Kroger, OCC, UD, IEU-Ohio, IGS, RESA, OP&A, ELPC, Walmart, and OHA should be granted.

III. ORDER

{¶ 12} It is, therefore,

{¶ 13} ORDERED, That the application for an increase in rates filed by DP&L be accepted for filing as of November 30, 2020. It is, further,

{¶ 14} ORDERED, That the proposed newspaper notice submitted by DP&L be approved for publication. It is, further,

{¶ 15} ORDERED, That the motions to intervene filed by OEG, OMAEG, Kroger, OCC, UD, IEU-Ohio, IGS, RESA, OP&A, ELPC, Walmart, and OHA be granted. It is, further,

{¶ 16} ORDERED, That a copy of this Entry be served upon all parties of record.

COMMISSIONERS:

Approving:

Jenifer French, Chair

M. Beth Trombold

Lawrence K. Friedeman

Dennis P. Deters

MLW/hac

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Case No(s). 20-1651-EL-AIR, 20-1652-EL-AAM, 20-1653-EL-ATA

Summary: Entry accepting for filing as of November 30, 2020, an application for an increase in rates filed by The Dayton Power and Light Company and directs that legal notice of the application be published in the non-legal notice section of the applicable newspapers. The Commission also grants motions for intervention by the parties electronically filed by Heather A Chilcote on behalf of Public Utilities Commission of Ohio