

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 29, 2021

{¶ 1} 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.

{¶ 2} On October 30, 2020, DP&L filed notice of its intent to file an application for an increase in rates for electric distribution service under R.C. 4909.18, as well as a motion to establish a test period and date certain and for waivers of certain standard filing requirements set forth in Ohio Adm.Code 4901-7-01 and its appendix.

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

{¶ 4} On November 30, 2020, DP&L filed its application for an increase in rates with accompanying applications for accounting authority and for approval of revised tariffs (Application).

{¶ 5} On April 7, 2021, the Commission issued an Entry accepting the Application as of the November 30, 2020 filing date. The Commission further approved DP&L's

proposed notice for publication and instructed the Company to begin publication of the newspaper notice, pursuant to R.C. 4909.19, within 30 days of the Entry. Additionally, the Commission approved motions to intervene filed by Ohio Energy Group; the Ohio Manufacturers' Association Energy Group; The Kroger Co. (Kroger); Ohio Consumers' Counsel; University of Dayton; Industrial Energy Users-Ohio; Interstate Gas Supply, Inc.; Retail Energy Supply Association (RESA); Ohio Partners for Affordable Energy; Environmental Law & Policy Center; Walmart Inc.; and the Ohio Hospital Association.

{¶ 6} Between March 26, 2021, and April 1, 2021, additional motions to intervene have been filed by the following entities: Armada Power, LLC (Armada Power); Nationwide Energy Partners, LLC (NEP); Direct Energy Business, LLC and Direct Energy Services, LLC (together, Direct Energy); and One Energy Enterprises LLC (One Energy). No party filed any memoranda contra. Upon review, the attorney examiner finds that the motions to intervene are reasonable and should be granted.

{¶ 7} On April 19, 2021, the Company filed a motion to modify the newspaper notice and for an extension of time along with a request for an expedited ruling. The motion seeks to make two modifications to the newspaper notice approved in, and directed to be published by, the Commission's April 7, 2021 Entry. Attached to the motion as Exhibit 1 is the proposed amended notice (Amended Notice) the Company seeks permission to use. The Company further moves for an extension of time to begin publishing the Amended Notice.

{¶ 8} The first proposed modification would incorporate the Company's recent name change. Specifically, on February 24, 2021, DP&L announced that it would begin doing business as AES Ohio. More recently, the Company's application to revise its bill format to reflect the new name and branding was deemed approved pursuant to Ohio Adm.Code 4901:1-10-22(C). *In re Dayton Power and Light Co.*, Case No. 21-146-EL-UNC. To help avoid customer confusion, the Company now seeks to modify the notice to reflect the new name. The second proposed modification serves to remove reference to the availability of the November 30, 2020 Application for inspection at the Company's office at 1900 Dryden

Road, Moraine, Ohio 45439 (Dryden Road). The Company explains that it had intended to make the Application available for inspection but, due to ongoing public health concerns related to COVID-19, access to Dryden Road continues to be restricted. To provide adequate time for a ruling on the instant motion and for resulting arrangements to be made, the Company also requests a two-week extension of the original deadline to begin publishing – or until May 21, 2021. In closing, counsel for the Company states that he contacted counsel for Staff and the various intervenors to determine whether a party would object to the relief requested by the motion or to expedited consideration of the filing; the Company represents that no party expressed any objection, with Kroger and RESA expressly stating their non-objection.

{¶ 9} Upon review, the attorney examiner finds the Company’s motion to be reasonable and grants the same. Accordingly, the Company is directed to begin publication of the Amended Notice on or before May 21, 2021; the Amended Notice shall not appear in the legal notices section of the newspaper.

{¶ 10} It is, therefore,

{¶ 11} ORDERED, That the motions to intervene filed by Armada Power, NEP, Direct Energy, and One Energy be granted. It is, further,

{¶ 12} ORDERED, That the Company’s April 19, 2021 motion be granted, and the Company begin publication of the Amended Notice, in accordance with Paragraph 9. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Patricia A. Schabo

By: Patricia A. Schabo
Attorney Examiner

SJP/hac

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

4/29/2021 9:17:24 AM

in

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

Summary: Attorney Examiner Entry ordering that the motions to intervene filed by Armada Power, NEP, Direct Energy, and One Energy be granted and that the Company's April 19, 2021 motion be granted, and the Company begin publication of the Amended Notice, in accordance with Paragraph 9 electronically filed by Heather A Chilcote on behalf of Patricia Schabo, Attorney Examiner, Public Utilities Commission