

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke Energy Ohio, Inc., for an Adjustment to Rider MGP Rates.	)	Case No. 14-0375-GA-RDR
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval.	)	Case No. 14-0376-GA-ATA
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for an Adjustment to Rider MGP Rates.	)	Case No. 15-0452-GA-RDR
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval.	)	Case No. 15-0453-GA-ATA
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for an Adjustment to Rider MGP Rates.	)	Case No. 16-0542-GA-RDR
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval.	)	Case No. 16-0543-GA-ATA
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for an Adjustment to Rider MGP Rates.	)	Case No. 17-0596-GA-RDR
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval.	)	Case No. 17-0597-GA-ATA
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for an Adjustment to Rider MGP Rates.	)	Case No. 18-0283-GA-RDR
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval.	)	Case No. 18-0284-GA-ATA
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Implementation of the Tax Cuts and Jobs Act of 2017.	)	Case No. 18-1830-GA-UNC
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Approval of Tariff Amendments.	)	Case No. 18-1831-GA-UNC
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for an Adjustment to Rider MGP Rates.	)	Case No. 19-0174-GA-RDR
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval.	)	Case No. 19-0175-GA-ATA
)	

In the Matter of the Application of Duke Energy Ohio, Inc., for Authority to Defer Environmental Investigation and Remediation Costs.	)	Case No. 19-1085-GA-AAM
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval.	)	Case No. 19-1086-GA-UNC
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for an Adjustment to Rider MGP Rates.	)	Case No. 20-0053-GA-RDR
)	
In the Matter of the Application of Duke Energy Ohio, Inc., for Tariff Approval.	)	Case No. 20-0054-GA-ATA
)	

**MEMORANDUM CONTRA
MOTIONS FOR LEAVE TO INTERVENE
AND MOTION TO ESTABLISH A PROCEDURAL SCHEDULE
BY OHIO ENERGY GROUP**

The Ohio Energy Group (“OEG”) submits this Memorandum Contra the Motion for Leave to Intervene and for Procedural Schedule by Interstate Gas Supply, Inc. (“IGS”) and Motion for Leave to Intervene by the Retail Energy Supply Association (“RESA”) filed September 17, 2021 and September 29, 2021, respectively.

In their Motions, both IGS and RESA seek to intervene in cases that have been pending before the Commission for over seven years based upon claims that the Stipulation and Recommendation (“Stipulation”) reached by the existing parties to this proceeding may adversely impact their interests and the gas market. IGS/RESA’s claims are seemingly based upon the portions of the Stipulation: 1) requiring Duke to file an application to transition to a natural gas auction in the form of a Standard Service Offer (“SSO”);¹ 2) adding the price-to-compare on Duke’s natural gas bills;² and 3) requiring Duke to provide the Office of the Ohio Consumers’ Counsel (“OCC”) with twenty-four months of shadow billing information.³ None of these provisions justify IGS/RESA’s intervention at this late juncture of the proceeding.

¹ Stipulation at 16.

² Stipulation at 18.

³ Stipulation at 19.

With respect to the transition to SSO auction pricing, the Stipulation simply commits Duke to file an application in a new proceeding – a proceeding in which both IGS and RESA could intervene and lodge their concerns. Hence, denial of IGS/RESA’s intervention in this proceeding would not deprive those parties of their right to address Duke’s SSO transition in the new proceeding.

With respect to the price-to-compare and shadow billing provisions in the Stipulation, neither IGS nor RESA has adequately explained how those provisions would harm either their interests or the gas market. Prices-to-compare already appear on utility bills throughout Ohio and have enhanced, not undermined, the market by providing customers with greater transparency with which to assess the benefits of shopping. Moreover, the shadow billing provision to which IGS/RESA seemingly object merely involves an information request by OCC that again, serves the interests of transparency.

The above-captioned proceedings are in their final stages. Further prolonging the resolution of these matters will delay significant customer rate reductions (including a one-time bill credit to typical residential customers currently estimated at \$107) and bill assistance to low-income and senior residential natural gas customers.⁴ IGS/RESA have failed to provide sufficient justification to delay these substantial benefits. Accordingly, the IGS/RESA Motions should be denied.

Respectfully submitted,

/s/ Michael L. Kurtz

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⁴ Stipulation at 11, fn 15.

CERTIFICATE OF SERVICE

In accordance with Rule 4901-1-05, Ohio Administrative Code, the PUCO's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to this case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being served (via electronic mail) on the 4th day of October, 2021 to the following:

/s/ Michael L. Kurtz

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Summary: Memorandum OHIO ENERGY GROUP (OEG) MEMORANDUM CONTRA
MOTIONS FOR LEAVE TO INTERVENE AND MOTION TO ESTABLISH A PROCEDURAL
SCHEDULE
electronically filed by Mr. Michael L. Kurtz on behalf of Ohio Energy Group