

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke)	
Energy Ohio, Inc. for an Increase in Electric)	Case No. 21-887-EL-AIR
Distribution Rates.)	
)	
)	
)	
In the Matter of the Application of Duke)	Case No. 21-888-EL-ATA
Energy Ohio, Inc. for Tariff Approval)	
)	
)	
)	
In the Matter of the Application of Duke)	Case No. 21-889-EL-AAM
Energy Ohio, Inc. for Approval to Change)	
Accounting Methods.)	

MOTION TO INTERVENE
OF NATIONWIDE ENERGY PARTNERS, LLC

Pursuant to Ohio Revised Code Section (“R.C.”) 4903.221, Rule 4901-1-11 of the Ohio Administrative Code (“OAC”), Nationwide Energy Partners, LLC (“NEP”) respectfully moves for leave to intervene in these proceedings. The Public Utilities Commission of Ohio (“Commission”) should grant NEP’s leave to intervene due to the fact that NEP has a real and substantial interest in these proceedings, and the Commission’s disposition of these proceedings may impede NEP’s ability to protect that interest.

The reasons supporting the requested intervention are contained in the accompanying memorandum in support. NEP respectfully requests that it be granted leave to intervene in these proceedings.

MEMORANDUM IN SUPPORT

In this proceeding, Duke Energy Ohio, Inc. (the “Company”) seeks approval of an increase in the rates it charges for electric distribution service. The Company also proposes to change some terms and conditions in its tariff, and to retain others.

NEP is a limited liability company organized under the laws of the State of Delaware, with its principal office at 230 West Street, Columbus, OH 43215. NEP provides services, including demand response services and technologies, electric vehicle charging, payment of all utility costs and data analytic services, related to energy management and utility services to owners, managers and developers of multi-family properties in the Company’s service territory (“Communities”). NEP is knowledgeable and experienced in the energy industry and has participated in numerous Commission proceedings.

Under OAC Rule 4901-1-11 intervention may be permitted in a proceeding if that party has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may impair or impede his or her ability to protect that interest, unless the person’s interest is adequately represented by existing parties. Furthermore, the Commission shall consider:

- 1) The nature and extent of the prospective intervenor’s interest.
- 2) The legal position advanced by the prospective intervenor and its probable relation to the merits of the case.
- 3) Whether the intervention by the prospective intervenor will unduly prolong or delay proceedings.
- 4) Whether the prospective intervenor will significantly contribute to full development and equitable resolution of the factual issues.
- 5) The extent to which the person’s interest is represented by existing parties.

NEP satisfies the intervention requirements above. First, NEP has a significant, direct interest in participating in these proceedings to ensure that the Company’s rates and tariffs are

just and reasonable. NEP's business, and that of Communities that use NEP's services in the Company's service territory, may be significantly affected by manner in which this proceeding is resolved; to wit: any increase in rates which is unjust or unreasonable may injure NEP and the Communities and limit or preclude NEP from providing services to Communities in the Company's service territory, and unreasonable changes to the Company's tariff may likewise injure NEP and the Communities and limit or preclude NEP's ability to provide services to Communities in the Company's service territory.

NEP's interests are not represented by the Company and Staff. Additionally, no intervening party or party with a pending motion to intervene represents NEP's interests. NEP intends to protect its interests in these proceedings as well as in any settlement negotiations that occur between the Company, Staff and other parties in the proceedings. NEP's motion is timely filed and thus, NEP's participation will not unduly prolong or delay the proceedings. Additionally, NEP is knowledgeable of the Company's market and the issues involved with rate setting and tariffs. NEP will contribute significantly to the full development and equitable resolution of the factual and legal issues presented in these proceedings.

Due to the reasons set forth above, NEP respectfully requests that its Motion to Intervene be granted.

Respectfully Submitted,

/s/ Drew B. Romig

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CERTIFICATE OF SERVICE

The Public Utilities Commission of Ohio'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 the case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being served (via electronic mail) on November 23, 2021 to the addresses listed below.

/s/ Drew B. Romig

Drew B. Romig

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Case No(s). 21-0887-EL-AIR, 21-0888-EL-ATA, 21-0889-EL-AAM

Summary: Motion to Intervene electronically filed by Mr. Drew B Romig on behalf of
Nationwide Energy Partners, LLC