

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Commission                    )  
Review of Ohio Adm. Code Chapter                )    Case No. 21-478-EL-ORD  
4901:1-25 Regarding Market                     )  
Monitoring.    )

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**MOTION FOR EXTENSION OF TIME TO FILE  
INITIAL COMMENTS AND REPLY COMMENTS  
BY  
OFFICE OF THE OHIO CONSUMERS' COUNSEL**

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The Office of the Ohio Consumers' Counsel ("OCC") moves for a five-day extension of time to file initial comments and reply comments in this matter. Under O.A.C. 4901-1-12, an immediate ruling may be made on this request. Good cause exists supporting this request given the intervention of the holidays and the press of other business. No prejudice will result from the requested extension. The grounds for this Motion are more fully set forth in the accompanying Memorandum in Support.

Respectfully submitted,

Bruce Weston (0016973)  
Ohio Consumers' Counsel

*/s/ William J. Michael*  
William J. Michael (0070921)  
Counsel of Record  
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**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Commission Review of     )  
Ohio Adm. Code Chapter 4901:1-25             ) Case No. 21-478-EL-ORD  
Regarding Market Monitoring.                 )

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**MEMORANDUM IN SUPPORT**

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The rules governing electric markets are of vital importance to Ohio consumers. The PUCO opened this docket in April 2021 to review the rules in O.A.C. 4901:1-25 that concern monitoring of the market.<sup>1</sup> Market monitoring rules, if adequate, can provide important information for assessing whether consumers are faring well, or not well, in the market and if sufficient and reliable information are available to consumers in making their decisions. Inadequate market monitoring rules create risk for harm to consumers. Accordingly, adequate time for stakeholders to prepare and file comments and reply comments is of vital importance. The current schedule does not provide adequate time.

On December 15, 2021, the PUCO established a procedural schedule calling for initial comments on January 7, 2022 and reply comments by January 14, 2022.<sup>2</sup> This left less than a month for stakeholders to prepare and file initial comments. This already tight timeline was, practically, substantially reduced by the intervening holidays and the press of other business. The existing schedule does not permit stakeholders to adequately address the important consumer protection issues in this case. It deprives the PUCO of the opportunity to receive information on which it can make an informed decision in consumers' interest. The deadline for filing initial comments and reply comments should each be extended by five days.

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<sup>1</sup> Entry (April 22, 2021).

<sup>2</sup> Entry (December 15, 2021).

Good cause exists for the extension. The PUCO established the procedural schedule calling for initial comments on January 7, 2022 and reply comments by January 14, 2022 less than a month ago, on December 15, 2021.<sup>3</sup> Between the schedule's establishment and now, the holidays intervened. The time for preparing and filing initial comments and reply comments has been further reduced by the press of other business, such as the multiple dockets involving investigations into matters related to tainted H.B. 6. Independently, and certainly when taken together, the intervention of the holidays and the press of other business merit a brief five-day extension of the deadline for filing initial comments and reply comments in this case. An extension will assist the PUCO by providing it a more complete record upon which it can base its decision in this proceeding.

Further, this case has been pending since April 2021. No prejudice will occur due to a brief five-day extension.

For the reasons described above, OCC requests in consumers' interest that the PUCO extend the dates for initial comments and reply comments by five days.

Respectfully submitted,

Bruce Weston (0016973)  
Ohio Consumers' Counsel

*/s/ William J. Michael*  
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<sup>3</sup> Entry (December 15, 2021).

**CERTIFICATE OF SERVICE**

It is hereby certified that a true copy of the foregoing Motion for Extension of Time to File Initial Comments and Reply Comments by Office of the Ohio Consumers' Counsel was served upon the persons listed below by electronic transmission this 6th day of January 2022.

/s/ William J. Michael  
William J. Michael  
Assistant Consumers' Counsel

The PUCO's e-filing system will electronically serve notice of the filing of this document on the following parties:

**SERVICE LIST**

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**Case No(s). 21-0478-EL-ORD**

Summary: Motion Motion for Extension of Time to File Initial Comments and Reply  
Comments by Office of the Ohio Consumers' Counsel electronically filed by Ms.  
Alana M. Noward on behalf of Michael, William J.