

## THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF  
DUKE ENERGY OHIO, INC., FOR AN  
INCREASE IN ITS ELECTRIC DISTRIBUTION  
RATES.

CASE NO. 21-887-EL-AIR

IN THE MATTER OF THE APPLICATION OF  
DUKE ENERGY OHIO, INC., FOR TARIFF  
APPROVAL.

CASE NO. 21-888-EL-ATA

IN THE MATTER OF THE APPLICATION OF  
DUKE ENERGY OHIO, INC., FOR  
APPROVAL TO CHANGE ACCOUNTING  
METHODS.

CASE NO. 21-889-EL-AAM

### ENTRY

Entered in the Journal on June 30, 2022

{¶ 1} Duke Energy Ohio, Inc. (Duke) is an electric light company and public utility as defined by R.C. 4905.03(C) and R.C. 4905.02, respectively. As such, Duke is subject to the Commission's jurisdiction pursuant to R.C. 4905.04, 4905.05, and 4905.06.

{¶ 2} On October 1, 2021, Duke filed an application for an increase in electric distribution rates, for approval of tariff modifications, and for approval to changes in certain accounting methods.

{¶ 3} The Commission has caused an investigation to be made of the facts set forth in the rate increase application by Duke, the exhibits attached thereto, and other matters connected with the application.

{¶ 4} On May 19, 2022, Staff filed a written report of its investigation (Staff Report). Copies of the Staff Report were mailed to Duke and other persons deemed to be interested in the case.

{¶ 5} By Entry issued May 20, 2022, the attorney examiner set forth the procedural schedule for this matter whereby all objections to the Staff Report are to be filed within 30

days after the filing of the Staff Report; motions to strike objections are to be filed by June 30, 2022; memoranda contra motions to strike objections are to be filed by July 8, 2022; motions to intervene are to be filed by June 21, 2022; pre-filed testimony is to be file pursuant to Ohio Adm.Code 4901-1-29; a prehearing conference is scheduled for June 28, 2022; and, the evidentiary hearing is scheduled to commence on August 9, 2022.

{¶ 6} On May 27, 2022, Duke filed an unopposed motion to modify the procedural schedule and a request for expedited ruling. In support of its motion, Duke asserted that it seeks an extension of the testimony filing deadline due to the current press of regulatory activity in which it and several intervenors are involved. To ease this burden, Duke requested that the deadline to file all testimony, which currently is required to be filed at the same time as objections to the Staff Report, be extended such that all testimony would be due by July 8, 2022. Duke also noted that some parties are unavailable on August 9, 2022, the date of the hearing. Duke requested that the matter of rescheduling the hearing to a date that is workable for all parties be taken up at the June 28, 2022 prehearing conference. Duke represents that, although some parties had not responded to its query about this motion as of the time of filing, none of the parties it received responses from objected to the request for additional time or expedited treatment of the motion.

{¶ 7} By Entry issued June 9, 2022, the attorney examiner granted Duke's motion and directed all pre-filed testimony in this proceeding to be filed by July 8, 2022. The attorney examiner also noted that the remainder of the procedural schedule would remain the same and that the potential for a new evidentiary hearing date would be discussed at the June 28, 2022 prehearing conference.

{¶ 8} The prehearing conference was held, as scheduled, on June 28, 2022, at the Commission's offices. Among other things, the parties and attorney examiners discussed a new hearing date, a new deadline for Duke to file supplemental testimony and for Staff and intervenors to file testimony, and the potential for a rebuttal testimony deadline.

{¶ 9} Pursuant to discussion with the parties, the attorney examiner finds that the evidentiary hearing should be rescheduled. The rescheduled evidentiary hearing will commence on September 19, 2022, at 10:00 a.m., in Hearing Room 11-A at the offices of the Commission, 180 East Broad Street, 11th Floor, Columbus, Ohio 43215-3793. Furthermore, the deadline for Duke to file supplemental testimony and Staff and intervenors to file testimony shall be extended to August 18, 2022. Also, pursuant to Ohio Adm.Code 4901-1-28(C), rebuttal testimony shall be filed by September 1, 2022.

{¶ 10} It is, therefore,

{¶ 11} ORDERED, That the evidentiary hearing be rescheduled to commence on September 19, 2022, as stated in Paragraph 9. It is, further,

{¶ 12} ORDERED, That the deadline for Duke to file supplemental testimony and Staff and intervenors to file testimony in this proceeding be extended to August 18, 2022, as stated in Paragraph 9. It is, further,

{¶ 13} ORDERED, That rebuttal testimony be filed by September 1, 2022, as stated in Paragraph 9. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Matthew J. Sandor

By: Matthew J. Sandor  
Attorney Examiner

GAP/hac

**This foregoing document was electronically filed with the Public Utilities  
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**Case No(s). 21-0887-EL-AIR, 21-0888-EL-ATA, 21-0889-EL-AAM**

Summary: Attorney Examiner Entry ordering that the evidentiary hearing be rescheduled to commence on September 19, 2022; that the deadline for Duke to file supplemental testimony and Staff and intervenors to file testimony in this proceeding be extended to August 18, 2022; and, that rebuttal testimony be filed by September 1, 2022 electronically filed by Heather A. Chilcote on behalf of Matthew Sandor, Attorney Examiner, Public Utilities Commission of Ohio