

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 September 2, 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 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. 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.

{¶ 4} By Entry issued May 20, 2022, the attorney examiner set forth the procedural schedule. Thereafter, the attorney examiner granted several requests to adjust the procedural schedule. As adjusted, the evidentiary hearing is set for September 19, 2022. Intervenor testimony is due by September 2, 2022, rebuttal testimony is due by September

9, 2022, and Staff testimony is due by September 12, 2022. However, if a stipulation is submitted, the procedural schedule is to be vacated.

{¶ 5} On September 2, 2022, Staff filed a motion to modify the procedural schedule and a request for expedited ruling. Staff states that discussions regarding a potential stipulation are ongoing and the parties would benefit from additional time to negotiate. Staff requests essentially a two-week extension of all dates. According to Staff, OCC was noncommittal as to the request but otherwise, no party is opposed. Additionally, Staff states it is not seeking to alter the attorney examiner's directive that the procedural schedule be vacated if a stipulation is filed.

{¶ 6} At this time, the attorney examiner finds the previous procedural schedule should be vacated, including postponement of the September 19, 2022 evidentiary hearing. Until a stipulation is filed or unless directed otherwise, Duke is directed to file a status update every week from the date of this Entry indicating the status of negotiations and whether a hearing should be scheduled.

{¶ 7} It is, therefore,

{¶ 8} ORDERED, That the procedural schedule be modified, consistent with Paragraph 6. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Nicholas J. Walstra

By: Nicholas J. Walstra
Attorney Examiner

MJA/hac

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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 previous procedural schedule should be vacated, including postponement of the September 19, 2022 evidentiary hearing. Until a stipulation is filed or unless directed otherwise, Duke is directed to file a status update every week from the date of this Entry indicating the status of negotiations and whether a hearing should be scheduled electronically filed by Heather A. Chilcote on behalf of Nicholas Walstra, Attorney Examiner, Public Utilities Commission