

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 20, 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. In response to a motion to modify the procedural schedule filed by Staff, on September 2, 2022, the attorney examiner issued an Entry vacating the procedural

schedule, including postponing the September 19, 2022 evidentiary hearing. Also, the attorney examiner directed Duke to file a status update every week indicating the status of negotiations and whether a hearing should be scheduled.

{¶ 5} On September 19, 2022, Duke filed a Joint Stipulation and Recommendation (Stipulation) signed by certain parties to the case.

{¶ 6} On the same date, Duke filed an unopposed expedited motion for prehearing conference. Pursuant to a September 19, 2022 Entry granting the request, a prehearing was held on September 20, 2022, and a procedural schedule was discussed.

{¶ 7} Accordingly, the procedural schedule will be as follows:

- The evidentiary hearing in this proceeding will commence on October 4, 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.
- All testimony in support of the Stipulation is to be filed by September 22, 2022.
- All testimony in opposition to the Stipulation is to be filed by September 29, 2022.
- Staff testimony in response to objections is to be filed by October 3, 2022.

{¶ 8} In the event that any motion is made in these proceedings prior to the issuance of the Commission's order, any memorandum contra shall be filed within three business days after the service of such motion, and a reply memorandum to any memorandum contra shall be filed within two business days. Parties shall provide service of pleadings via hand delivery or e-mail.

{¶ 9} In addition, consistent with Ohio Adm.Code 4901-1-16(D) and (E), the response time for supplemental discovery is five calendar days. Unless otherwise agreed to by the parties, discovery requests and replies shall be served by hand delivery or e-mail. An attorney serving a discovery request shall attempt to contact, in advance, the attorney upon whom the discovery request will be served to advise the attorney that a request will be forthcoming.

{¶ 10} It is, therefore,

{¶ 11} ORDERED, That the procedural schedule be established as set forth in Paragraph 7. It is, further,

{¶ 12} ORDERED, That all persons comply with the procedural directives as set forth above in Paragraphs 8 and 9. It is, further,

{¶ 13} 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

GAP/hac

**This foregoing document was electronically filed with the Public Utilities
Commission of Ohio Docketing Information System on**

9/20/2022 1:16:19 PM

in

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

Summary: Attorney Examiner Entry ordering that the procedural schedule will be as follows: evidentiary hearing will commence on October 4, 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; all testimony in support of the Stipulation is to be filed by September 22, 2022; all testimony in opposition to the Stipulation is to be filed by September 29, 2022; staff testimony in response to objections is to be filed by October 3, 2022; and, that all persons comply with the procedural directives as set forth above in Paragraphs 8 and 9 electronically filed by Heather A. Chilcote on behalf of Nicholas Walstra, Attorney Examiner, Public Utilities Commission