

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Approval of a)	Case No. 21-903-GA-EXM
General Exemption of Certain Natural)	
Gas Commodity Sales Services or)	
Ancillary Services)	
)	
In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Tariff Approval.)	Case No. 21-904-GA-ATA
)	
In the Matter of the Application of Duke)	
Energy Ohio, Inc., for Approval to)	
Change Accounting Methods.)	Case No. 21-905-GA-AAM

**MOTION FOR CONTINUANCE OF THE EVIDENTIARY HEARING AND REQUEST
FOR EXPEDITED RULING**

Pursuant to Section 4901-1-13(A) of the Ohio Administrative Code (O.A.C.), Duke Energy Ohio, Inc. (Duke Energy Ohio or Company) respectfully requests an extension of the evidentiary hearing date established in the Entry dated September 16, 2022, in the above-captioned proceedings. Specifically, the Company requests that the evidentiary hearing date currently scheduled for November 9, 2022, be rescheduled to begin on or about December 7, 2022.

Counsel for the Company contacted all parties to notify them of the requested continuance of the evidentiary hearing and the request for an expedited ruling. The Company, Retail Energy Supply Association, and Interstate Gas Supply, Inc. support the filing of this Motion for Continuance of the Evidentiary Hearing and Request for Expedited Ruling (Motion). Staff of the Public Utilities Commission of Ohio and Spire Marketing Inc. indicated that they neither support nor oppose the Motion. However, the Office of the Ohio Consumers' Counsel indicated that it expressly reserves its right to support, oppose, or not oppose the Motion.

As demonstrated in the attached Memorandum in Support, good cause exists for granting this requested continuance, namely, to further facilitate settlement discussions among the parties. The Company also requests that the Public Utilities Commission of Ohio (Commission) grant this Motion on an expedited basis pursuant to O.A.C. 4901-1-12(C). The reasons for this Motion are set forth more fully in the attached Memorandum in Support.

Respectfully submitted,

/s/ Rocco O. D'Ascenzo

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**MEMORANDUM IN SUPPORT OF MOTION FOR CONTINUANCE
OF THE EVIDENTIARY HEARING AND REQUEST FOR EXPEDITED RULING**

By Entry dated June 16, 2022, the Commission adopted a procedural schedule setting dates for intervention, discovery, the filing of testimony, and the evidentiary hearing in the above-captioned case. On September 15, 2022, the Company filed an unopposed motion for continuance of the evidentiary hearing and request for expedited ruling. Since the Company had already begun publishing notice of the evidentiary hearing date in newspapers of general circulation, the Company's unopposed motion asked the Commission to call the hearing, as scheduled, on September 27, 2022, and then immediately continue the hearing to November 9, 2022. On September 16, 2022, the Attorney Examiner issued an entry granting the unopposed motion and continued the evidentiary hearing to November 9, 2022. Since then, the parties have actively pursued and participated in all-party and individual settlement discussions.

Good cause exists to grant a continuance of the evidentiary hearing from November 9, 2022, to December 7, 2022. The parties have engaged in a number of productive settlement

discussions, which, if successful, could potentially dispense with the need for an evidentiary hearing in the above-captioned proceedings. In the interest of expediting a resolution to the disputed issues in this case, the parties require more time to further pursue those settlement negotiations.

WHEREFORE, the Company requests that the evidentiary hearing date currently scheduled for November 9, 2022, be rescheduled to begin on or about December 7, 2022. Granting this Motion for Continuance of the Evidentiary Hearing and Request for Expedited Ruling (Motion) will reasonably accommodate and allow the parties to further pursue settlement discussions. Prior to filing this Motion, the Company contacted counsel for all parties to this proceeding. The Company can certify that Duke Energy Ohio, Interstate Gas Supply, Inc., and the Retail Energy Supply Association support the filing of this Motion. Staff of the Public Utilities Commission of Ohio and Spire Marketing Inc. indicated that they neither support nor oppose the Motion. Finally, the Office of the Ohio Consumers' Counsel indicated that it expressly reserves its right to support, oppose, or not oppose the Motion.

Respectfully submitted,

/s/ Rocco O. D'Ascenzo

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CERTIFICATE OF SERVICE

I certify that the foregoing was filed electronically through the Docketing Information System of the Public Utilities Commission of Ohio on this 31st day of October, 2022. The PUCO's e-filing system will electronically serve notice of the filing of this document on counsel for all parties.

/s/ N. Trevor Alexander
One of the Attorneys for Duke Energy Ohio,
Inc.

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

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in

Case No(s). 21-0903-GA-EXM, 21-0904-GA-ATA, 21-0905-GA-AAM

Summary: Motion for Continuance of the Evidentiary Hearing and Request for Expedited Ruling electronically filed by Mr. N. Trevor Alexander on behalf of Duke Energy Ohio, Inc.