

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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

MOTION FOR EXTENSION OF TIME

Now comes Staff of the Public Utilities Commission of Ohio (Staff), by and through counsel, and hereby moves the Public Utilities Commission of Ohio (Commission), in accordance with Ohio Adm.Code 4901-1-13(A), for an extension of the evidentiary hearing date in the above-captioned matters. As the current procedural schedule dictates, the hearing date for this matter is May 9, 2023. For the reasons outlined below, Staff requests, and the parties do not oppose, an extension of the hearing until June 29th or 30th of 2023.

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. Given the approaching nature of the hearing, the Staff requests expedited

treatment of this motion. For the reasons more fully set forth in the attached memorandum in support, Staff respectfully requests that the Commission grant this motion on an expedited basis, pursuant to Ohio Adm.Code 4901-1-12(C).

Respectfully submitted,

Dave Yost
Ohio Attorney General

John H. Jones
Section Chief

/s/ Robert Eubanks

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Public Utilities Commission of Ohio*

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MEMORANDUM IN SUPPORT OF MOTION FOR EXTENSION

The hearing date for this matter is currently set for May 9, 2023. Staff requests, and the parties do not oppose, an extension of the hearing until June 29th or 30th of 2023.

Ohio Adm.Code 4901-1-13(A) permits the extension of deadlines for good cause shown. Staff seeks an extension of the current procedural schedule to allow the continuation of meaningful settlement discussions given the complexity of the transition from a GCR to an SSO mechanism. The intervening parties and the Company have met many times in previous weeks and months and believe at this time that the entering of a Stipulation and Recommendation between certain of the parties is still very possible. A brief extension of the hearing date will allow parties to focus their

efforts on the review of a draft Stipulation and Recommendation, as opposed to spending similar time preparing for hearing — thus reserving important resources to finalizing a Stipulation. Staff notes that the Commission has previously granted similar motions to provide time to engage in settlement discussions in other cases.¹

WHEREFORE, Staff requests that the evidentiary hearing date currently scheduled for May 9, 2023, be rescheduled until June 29th or 30th of 2023. Granting this Motion for Continuance of the Evidentiary Hearing will reasonably accommodate and allow the parties to further pursue settlement discussions. Prior to filing this Motion, Staff contacted counsel for all parties to this proceeding. Staff can certify that no party objects to this Motion.

¹ *In the Matter of the Application of Ohio Power Company for an Increase in Electric Distribution Rates*, Case Nos. 20-585-EL-AIR, et al., Entry at 3 (Dec. 1, 2020); *In the Matter of the Application of Ohio Gas Company for an Increase in Gas Distribution Rates*, Case Nos. 17-1139-EL-AIR, et al., Entry at 2 (Dec. 14, 2017); *In the Matter of the Application of Duke Energy Ohio, Inc., for an Increase in its Electric Distribution Rates*, Case Nos. 17-32-EL-AIR, et al., Entry at 2 (Nov. 28, 2017). See also *In the Matter of the Application of Columbus Southern Power Company and Ohio Power Company, Individually and, if their Proposed Merger is Approved, as a Merged Company for an Increase in Electric Distribution Rates*, Case Nos. 11-351-EL-AIR, et al., Entry (Oct. 13, 2011) (granting a motion to extend the testimony deadline in AEP Ohio's previous distribution rate case).

Respectfully submitted,

Dave Yost
Ohio Attorney General

John H. Jones
Section Chief

/s/ Robert Eubanks

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*Counsel for the Staff of the
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **Motion for Extension**, submitted on behalf of the Staff of the Public Utilities Commission of Ohio, was served by electronic mail, upon the following parties of record, this 28th day of April 2023.

/s/ Robert Eubanks

Robert Eubanks

Assistant Attorney General

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

4/28/2023 12:49:47 PM

in

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

Summary: Motion for Extension of Time electronically filed by Mrs. Kimberly M.
Naeder on behalf of PUCO.