

**BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of	:	
Ohio Power Company for Authority	:	Case No 23-0023-EL-SSO
to Establish a Standard Service Offer	:	
Pursuant to R.C. 4928.143 in the	:	
Form of an Electric Security Plan.	:	
	:	
In the Matter of the Application of	:	
Ohio Power Company for Approval	:	Case No 23-0024-EL-AAM
of Certain Accounting Authority.	:	

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**MOTION FOR AN EXTENSION OF THE DEADLINE FOR FILING OF  
TESTIMONY, AND FOR EXPEDITED CONSIDERATION,  
SUBMITTED ON BEHALF OF THE STAFF OF THE  
PUBLIC UTILITIES COMMISSION OF OHIO**

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The Staff of the Public Utilities Commission of Ohio (“Staff”) respectfully requests that the date for the filing of its testimony in this matter be extended until August 21, 2023. By Entry issued March 2, 2023, as revised by Entry issued June 27, 2023, the Attorney Examiner, upon Staff’s motion, set the deadline for filing testimony of Staff witnesses as July 28, 2023. Staff respectfully requests that that deadline be further extended until August 21, 2023. Reasons for this motion are set forth in the accompanying Memorandum in Support.

This request is made pursuant to O.A.C. 4901-1-13(A). All parties have been contacted regarding this motion. As of the time of filing, the following parties have informed Staff that they either support or do not oppose the granting of this motion: Calpine Retail Holdings LLC, ChargePoint, Inc., Constellation Energy Generation LLC and

Constellation NewEnergy, Inc., Direct Energy Business LLC and Direct Energy Services LLC, Enel North America, Inc., Interstate Gas Supply, LLC, The Kroger Co., Northeast Ohio Public Energy Council, Ohio Cable Telecommunications Association, Ohio Energy Group, Ohio Energy Leadership Council, Ohio Environmental Council, Ohio Hospital Association, Ohio Manufacturer's Association Energy Group, Ohio Partners for Affordable Energy, Ohio Power Company, Ohio Telecom Association, One Energy Enterprises Inc., Retail Energy Supply Association, and Walmart, Inc. No response was received from: Armada Power, LLC, Citizens' Utility Board of Ohio, Environmental Law & Policy Center, Nationwide Energy Partners, or the Office of the Ohio Consumers' Counsel. No party has indicated that they oppose this motion.

WHEREFORE, Staff respectfully request that the date for the filing of testimony by Staff in this matter be extended until August 21, 2023.

Respectfully submitted,

**Dave Yost**  
Attorney General

**John H. Jones**  
Section Chief

*/s/ Werner L. Margard*

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## **MEMORANDUM IN SUPPORT**

By Entry dated March 2, 2023, the Attorney Examiner established the deadline for the filing of Staff testimony as June 30, 2023. Staff requested an extension of that deadline until July 28, 2023, which was granted by Entry of June 27, 2023.

Negotiations are ongoing, and Staff believes that progress is being made. Those negotiations, however, are now occurring multiple times each week, and are, together with the demands of other business, beginning to place a significant strain on Staff resources. In order to allow negotiations to continue, and for Staff to be able to properly advise the Commission as to its positions on these cases, Staff respectfully submits that it is unable to adequately prepare and file testimony by the current deadline while also continuing productive settlement discussions. So as not to hinder the potential settlement of this case, Staff respectfully requests that it be granted an extension until August 21, 2023 by which to file its testimony. No party should be prejudiced by such an extension, especially given that Staff is not seeking to postpone the hearing at this time, and filing Staff testimony seven days before the scheduled hearing is consistent with Commission practice.

Counsel for all entities that have either sought intervention and/or otherwise submitted comments in this docket have been contacted, and none has expressed any opposition to the granting of this motion. The Company has indicated that it does not oppose this request for continuance of the testimony deadline or the request for an expedited ruling, provided that the hearing date remains August 28, 2023. Accordingly, Staff respectfully requests an extension as described above.

Respectfully Submitted,

**Dave Yost**  
Attorney General

**John H. Jones**  
Section Chief

*/s/ Werner L. Margard*

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## PROOF OF SERVICE

I hereby certify that a true copy of the foregoing **Motion for the Extension of the Deadline for Filing of Testimony, and for Expedited Consideration**, submitted on behalf of the Staff of the Public Utilities Commission of Ohio, was served via electronic mail, upon the following parties of record, this 12<sup>th</sup> day of July 2023.

/s/ Werner L. Margard

**Werner L. Margard**  
Assistant Attorney General

### Parties of Record:

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**Case No(s). 23-0023-EL-SSO, 23-0024-EL-AAM**

Summary: Motion for an Extension of the Deadline for filing of Testimony, and for expedited Consideration, Submitted on Behalf of the Staff of the Public Utilities Commission of Ohio electronically filed by Mrs. Kimberly M. Naeder on behalf of PUCO.