

BEFORE

In the Matter of the Joint Application of the :
University of Dayton, Tallgrass Dayton :
Community Power, LLC, and The Dayton : Case No. 23-804-EL-AEC
Power & Light Company dba AES Ohio for :
Approval of a Reasonable Arrangement :

MOTION OF THE JOINT APPLICANTS FOR A PROCEDURAL SCHEDULE

Joint Applicants the University of Dayton, Tallgrass Dayton Community Power, LLC ("Tallgrass"), and The Dayton Power and Light Company d/b/a AES Ohio ("AES Ohio") seek approval of a reasonable arrangement, and hereby move to establish a procedural schedule for the Commission's consideration and approval of the Joint Application.

The proposed reasonable arrangement will enable the University of Dayton to utilize clean renewable energy for its facilities sourced from a waste heat recovery system owned and operated by Tallgrass using heat from an existing natural gas compression site in AES Ohio's service territory, with no cost allocated to any other AES Ohio customer.

Given the nature of this proposed reasonable arrangement, the Joint Applicants propose a schedule that does not contemplate or require a formal hearing. Accordingly, under Ohio Adm. Code 4901-1-12(A), Joint Applicants move for the Commission to adopt the procedural schedule now required for this case. Joint Applicants' proposed procedural schedule is:

Joint Application: **August 10, 2023**

Filing of any third-party comments regarding the Joint Application: **September 26, 2023**

Filing of any reply comments by one or more Joint Applicants: **October 17, 2023**

[Proposed] Issuance of Order from the Commission: **December 27, 2023**

For the reasons set forth above and in the accompanying Memorandum in Support, the Commission should grant this Motion and adopt the proposed procedural schedule.

Respectfully submitted,

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**MEMORANDUM IN SUPPORT OF MOTION OF THE JOINT APPLICANTS
FOR A PROCEDURAL SCHEDULE**

The Commission possesses broad discretion to manage its dockets and set appropriate procedural schedules. *Duff v. Pub. Util. Comm.*, 56 Ohio St. 2d 357, 379, 384 N.E.2d 264 (1978); *Toledo Coalition for Safe Energy v. Pub Util. Comm.*, 69 Ohio St. 2d 559, 560, 433 N.E.2d 212 (1982). The Joint Applicants ask the Commission to enter the proposed procedural schedule in this matter so that the Joint Applicants may commence work on this project, which would allow the University of Dayton to source its generation service directly from a local and clean renewable energy resource.

As noted in the Joint Application, this long-term sustainable power project is a key component of the University of Dayton's ongoing efforts towards sustainability. The waste-to-heat technology to be deployed by Tallgrass will create additional, local renewable energy that is clean and carbon free, and will be distributed by AES Ohio to the University of Dayton with no cost to any other AES Ohio customer.

For the reasons identified above, the Joint Applicants request the proposed procedural schedule set forth in the Motion.

Respectfully submitted,

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Summary: Motion Motion of the Joint Applicants for a Procedural Schedule electronically filed by Mr. Christopher C. Hollon on behalf of University of Dayton and Tallgrass Dayton Community Power, LLC and The Dayton Power and Light Company d/b/a AES Ohio.