

In the Matter of the Application of : Case No. 23-1034-EL-RDR
The Dayton Power and Light
Company d/b/a AES Ohio to Update :
Its Legacy Generation Rider :
:

⁴ *Id.*

customer classes, the commission shall establish comparable monthly caps for each class at or below one thousand five hundred dollars per customer.” In its LGR Order, the Commission recognized that “[t]he combination of Part A and Part B rates will be capped at \$1.50 per month for residential customers and \$1,500 per month for non-residential customers on a per account basis.”⁵

For the current LGR Rider period (*i.e.*, January 1, 2024 to June 30, 2024), the statewide Part A rate happens to hit the \$1,500 monthly cap for nonresidential customers using more than 833,000 kWh. Thus, any EDU-specific Part B rate that is more than zero in this period could cause high-usage customers to exceed the monthly cap as their usage approaches 833,000 kWh.

AES Ohio proposed its current LGR Rider rates on November 27, 2023. No party moved to intervene, and the rates became effective on January 1, 2024 pursuant to the LGR Order. Since AES Ohio’s Part B rate was more than zero in this period (*i.e.*, \$0.000118 per kWh), high-usage nonresidential customers have been at risk of exceeding the monthly LGR Rider cap when the Part A rate is also taken into account.

This billing anomaly was inadvertent, and its impact has been limited. In January 2024, 90 customer accounts exceeded the monthly cap, and the maximum impact per account was \$97.69. Thus, while AES Ohio’s LGR Rider rates are not inherently unjust, unreasonable, or unlawful, they can cause the rider’s charges to exceed the monthly cap for some customers, depending on their usage level.

⁵ *Id.*

To correct this issue, AES Ohio is adjusting all affected account balances to offset any impact of exceeding the monthly LGR Rider cap. On a prospective basis, AES Ohio has filed an updated LGR Rider tariff setting its Part B rate to zero as of March 1, 2024.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing document was e-filed with the Public Utilities Commission of Ohio on February 9, 2024. The PUCO's e-filing system will electronically serve notice of the filing of this document, and it has been served on the following parties via e-mail:

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/s/ Christopher C. Hollon

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Case No(s). 23-1034-EL-RDR

Summary: Memorandum AES Ohio's Memorandum in Opposition to Application for Rehearing electronically filed by Mr. Christopher C. Hollon on behalf of The Dayton Power and Light Company d/b/a AES Ohio.