

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of The)
Cincinnati Gas & Electric Company for)
Approval of its Electric Transition Plan) Case No. 99-1658-EL-ETP
and For Authorization to Collect)
Transition Revenues.)

In the Matter of the Application of The)
Cincinnati Gas & Electric Company for)
Approval of Tariff Changes Required to) Case No. 99-1659-EL-ATA
Implement Retail Electric Competition.)
Revenues.)

In the Matter of the Application of The)
Cincinnati Gas & Electric Company for)
Approval of its New Tariffs.) Case No. 99-1660-EL-ATA

In the Matter of the Application of The)
Cincinnati Gas & Electric Company for)
Authority to Modify Current Accounting) Case No. 99-1661-EL-AAM
Procedures to Defer Costs Incurred)
Arising From the Implementation of its)
Electric Transition Plan.)

In the Matter of the Application of The)
Cincinnati Gas & Electric Company for)
Authority to Modify Current Accounting) Case No. 99-1662-EL-AAM
Procedures to Defer the Unrecovered)
Balance of Regulatory Assets.)

In the Matter of the Application of The)
Cincinnati Gas & Electric Company for)
Approval to Transfer its Generating) Case No. 99-1663-EL-UNC
Assets to an exempt Wholesale)

ENTRY

The attorney examiner finds:

- (1) On December 16, 1999, Cincinnati Gas & Electric Company (CG&E) filed the above-captioned cases with the Commission. Since CG&E's filings, a number of parties have filed motions to intervene in these proceedings. Following is a

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list of those parties that have, to date, requested intervention: The Kroger Company (Kroger) on December 28, 1999, The Ohio Council of Retail Merchants (OCRM) on December 29, 1999, Industrial Energy Users-Ohio (IEU) on December 29, 1999, AK Steel Corporation (AKSteel) on December 30, 1999, Ohio Partners for Affordable Energy (OPAE) on December 30, 1999, Shell Energy Services Company LLC (Shell) on January 6, 2000, The Ohio Manufacturers' Association (OMA) on January 6, 2000, The Ohio Consumers' Counsel (OCC) on January 7, 2000, National Energy Marketers Association (NEMA) on January 11, 2000, Ohio Rural Electric Cooperatives, Inc. (OREC) and Buckeye Power, Inc. (Buckeye) on January 14, 2000, NewEnergy Midwest, L.L.C., (NEM), WPS Energy Services, Inc. (WPS), and Enron Energy Services, Inc. (Enron) on January 14, 2000, Stand Energy Corporation (Stand) on January 20, 2000, PP&L Energy Plus Co., LLC, (Energy Plus) on January 21, 2000, and Strategic Energy LLC (Strategic) on January 27, 2000. It is also noted that motions to practice pro hac vice before the Commission were filed by OPHE, NEMA, and Strategic.

- (2) In accordance with Rule 4901-1-11, Ohio Administrative Code, intervention may generally be granted to a party upon a showing that the party has a real and substantial interest in the proceeding that is not represented by other parties in the case. The parties listed above have stated real and substantial interests in this case and no parties have filed opposition to any of the motions to intervene. Accordingly, the examiner finds that each of the parties identified in Finding (1) should be granted intervention. In addition, the examiner finds good cause to grant the motions to practice pro hac vice before the Commission filed by OPHE, NEMA, and Strategic. Accordingly, those motions should be granted.
- (3) A prehearing settlement conference will be scheduled for Tuesday, February 24, 2000, at 10:00 a.m., at the offices of the Commission. The purpose of the conference will be to afford parties the opportunity to engage in settlement discussions. In addition, procedural issues may be discussed such as prioritization of issues that are likely to be set for hearing, hearing dates, and other appropriate procedural matters. All parties should be prepared to present at the conference issues they consider critical to settlement.

It is, therefore,

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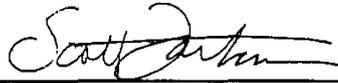
ORDERED, That the motions to intervene filed by Kroger, OCRM, IEU, A.K Steel, OPEC, Shell, OMA, OCC, NEMA, ORA, Buckeye, NEM, WPS, Enron, Stand, Energy Plus, and Strategic be granted. It is, further,

ORDERED, That the motions filed by OPEC, NEMA, and Strategic to practice pro hac vice before the Commission be granted. It is, further,

ORDERED, That a settlement conference be scheduled for February 24, 2000, at 10:00 a.m., at the offices of the Commission. It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO



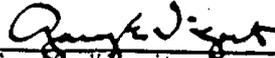
By: Scott Farkas
Attorney Examiner

RRG /vrh

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Gary E. Vigorito
Secretary