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Statewide

PUCO and AES Ohio Respond to OCC's Appeal of ESP I Decision (Case No. 2021-1068)

Summary: In its appeal to the Supreme Court of Ohio, the Office of the Ohio Consumers' Counsel (OCC) challenged the PUCO decision that allows AES Ohio (formerly DP&L) to revert to its first electric security plan (ESP I). The OCC argued that the PUCO erred by allowing AES Ohio to implement favorable ESP I provisions, such as the Rate Stabilization Charge (RSC), without also enforcing ESP I's distribution rate freeze requirement.

In response, the PUCO argued that the OCC did not raise this argument during the PUCO's initial consideration of the case and, as a result, it cannot be considered by the court. The PUCO further argued that the lawfulness of the RSC has already been decided and cannot be re-litigated.

AES Ohio asserted that the U.S. Constitution provides it "a right to sufficient rates" and that it would be "extraordinary and unconstitutional" for "the ESP statute to authorize the [PUCO] to implement a distribution rate freeze."

AES Ohio

Evidentiary Hearing Commences in AES Ohio Rate Case (Case Nos. 20-1651-EL-AIR, et al.)

Summary: This week, the OMAEG participated in the AES Ohio distribution rate case before the PUCO. The OMAEG is challenging opposing parties' expert witnesses who have advocated for unreasonable rate increases for non-residential customers.

The OMAEG is also opposing AES Ohio's unlawful proposal to fund its "voluntary" energy efficiency (EE) programs through customers' base distribution rates that cannot be avoided.

Correction: The following is a corrected version of last week's story on the new rates for AEP's Basic Transmission Cost Rider.

**AEP Requests Updates to its Rider BTCR
(Case No. 22-041-EL-RDR)**

Summary: AEP requested that the following updates to its non-bypassable Basic Transmission Cost Rider (Rider BTCR) become effective on a bills-rendered basis for the first billing cycle of April 2022.

- **Primary:** 0.04080¢/kWh and \$7.83/kW, a proposed decrease from 0.04584¢/kWh and a proposed increase from \$6.72/kW.
- **Secondary:** 0.04222¢/kWh and \$7.39/kW, a proposed decrease from 0.04749¢/kWh and a proposed increase from \$6.64/kW.
- **Transmission:** 0.04006¢/kWh and \$8.54/kW, a proposed decrease from 0.04492¢/kWh and a proposed increase from \$6.45/kW.
- **Interim Pilot 1CP Primary:** 0.04080¢/kWh and \$9.89/kW, a proposed decrease from 0.04584¢/kWh and \$13.18/kW.
- **Interim Pilot 1CP Secondary:** 0.04222¢/kWh and \$10.23/kW, a proposed decrease from 0.04749¢/kWh and \$12.67/kW.
- **Interim Pilot 1CP Transmission:** 0.04006¢/kWh and \$9.71/kW, a proposed decrease from 0.04492¢/kWh and \$12.54/kW.