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Federal

FERC Denies Motion to Delay for Electric Transmission Incentives (Docket RM20-10-000)

Summary: On May 15, 2020, FERC denied a motion to delay the July 1, 2020 deadline to comment on its proposed rule to incentivize transmission projects.

Statewide

The PUCO and OPSB to End Suspension of Deadlines During COVID-19 Emergency (Case Nos. 20-0591-AU-UNC; 20-0601-GE-UNC)

Summary: On June 1, 2020, the PUCO and Ohio Power Siting Board will terminate the previously-ordered suspension of deadlines requiring them to act on applications during the COVID-19 emergency.

DP&L

The PUCO Rejects DP&L Reasonable Arrangement for COVID-19 Plan Cost Recovery (Case Nos. 20-650-EL-AAM, et. al.)

Summary: On May 20, 2020, the PUCO rejected DP&L's proposed reasonable arrangement to recover foregone revenues for resetting minimum demand charges during the COVID-19 emergency. The PUCO acknowledged OMAEG's comments, including that a reasonable arrangement is an inappropriate recovery mechanism for the Plan's costs, DP&L's application lacked sufficient information, and DP&L improperly attempted to recover for acts of good-will. As recommended by several stakeholders, the PUCO directed DP&L to create an optional extended payment plan mechanism to benefit non-residential customers. While the PUCO granted deferral authority for DP&L's uncollectible expenses and operation costs, it recognized the concerns of various stakeholders, including OMAEG, and emphasized that deferral amounts are not final until the PUCO reviews for reasonableness, proper computation, and the potential

for double recovery. The PUCO directed DP&L to track the costs associated with the emergency plan in a separate FERC account as well as any costs that the company avoids due to the emergency. In response to the intervenors' recommendations, the PUCO directed DP&L to separately track and defer the uncollectible expenses associated with its default service generation so those expenses can potentially be recovered through a bypassable mechanism. Lastly, the PUCO stated that "disconnections for non-payment cannot be suspended indefinitely" and directed DP&L to work with Staff to develop a plan to resume service disconnections and collection of late fees and to create extended payment plans for residential and non-residential customers that the emergency affected.

Duke Energy Ohio

Duke Files New Application for COVID-19 Plan Cost Recovery (Case No. 20-1011-GE-AAM)

Summary: On May 11, 2020, Duke requested deferral authority to defer and recover additional costs. This time, Duke is requesting to defer incremental operating costs and foregone revenue resulting from its COVID-19 Plan. As with the other cases, OMAEG will intervene to protect members from unreasonable and unlawful rate increases.

OMAEG Submits Reply Comments on Duke Rider PF (Case Nos. 19-1750-EL-UNC, et al.)

Summary: On May 15, 2020, OMAEG submitted [reply comments](#) on Duke's proposal to include the costs of its Infrastructure Modernization Plan in its Power Forward Rider (Rider PF). OMAEG argued that the Commission should evaluate Duke's proposal and any potential rate increases in light of the COVID-19 emergency. OMAEG also objected to Duke's unlawful attempts to include costs unrelated to electric distribution infrastructure in Rider PF. OMAEG further challenged Duke's attempt to unlawfully defer past costs.

FirstEnergy

The PUCO and FERC Grant FirstEnergy Waiver of the Required Load Response Test Under its Interruptible Tariff (Case No. 20-1025-EL-WVR)

Summary: The PUCO and FERC granted FirstEnergy's request to waive the testing requirement for their Economic Load Response Program Rider (Rider ELR) for the 2019/2020 delivery year.