

FILE

10-01-EL-RPT

10

COMPETITIVE RETAIL ELECTRIC SERVICE

(check all that apply):

- AGGREGATOR
- GOVERNMENTAL AGGREGATOR
- POWER MARKETER
- RETAIL ELECTRIC GENERATION PROVIDER
- POWER BROKER

INTRASTATE ANNUAL REPORT

OF
Duke Energy Retail Sales, LLC
 Certificate No. 04-124 (3)
 Case No. 04-1323-EL-CRS

PUCO

2010 APR 30 PM 5:27

RECEIVED-DOCKETING DIV

(Exact legal name of respondent)
 Duke Energy Retail Sales, LLC

If name was changed during the year, show also the
 previous name and date of change.

139 East Fourth Street, EA 600, Cincinnati, OH 45202

(Address of principal business office at end of year)

TO THE PUBLIC UTILITIES COMMISSION OF OHIO



FOR THE
 YEAR ENDED DECEMBER 31, 2009

Name, title, address and telephone number (including area code) of the person to be contacted concerning this report.

Chris Chandler
 Manager, Accounting
 139 East Fourth Street, EA 600 Cincinnati, OH 45202
 (513) 419-5436

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
 Technician _____ Date Processed 5-3-2010

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IDENTITY OF RESPONDENT

1. State whether respondent is a corporation, a joint stock association, a firm or partnership, or an individual.

Respondent is a limited liability company.

2. Identify names of affiliate and subsidiary companies of the respondent.

Duke Energy Retail Sales, LLC is a wholly owned subsidiary of Duke Energy Commercial Enterprises, Inc. Duke Energy Commercial Enterprises, Inc. is a wholly owned subsidiary of Cinergy Investments, Inc. Cinergy Investments, Inc. is a wholly owned subsidiary of Cinergy Corp. Duke Energy Corporation owns 100% of the shares of Cinergy Corp. Duke Energy Retail Sales, LLC has no subsidiaries but has numerous affiliated companies.

Attached as Exhibit 1 is a list of Respondent's affiliated companies supplying gas and/ or electric at wholesale and/ or retail in North America. To the extent more is required, Respondent seeks waiver.

3. Date when respondent began operations in Ohio.

Respondent received amended certification on February 17, 2010 and began serving customers in June 2009.

4. If a consolidated or merged company, give names of each such incident, date, and Commission authority. If a reorganized company, give name of original corporation.

Not applicable.

5. If incorporated specify (a) Date of filing articles of incorporation,
(b) State in which incorporated,

Respondent is a Delaware limited liability company, which was formed with the filing of its articles of organization on December 9, 2003.

5. Ohio certificate number, case number granting authority and date issued.

Amended Certificate No.: 04-124 (3)

Issued: February 17, 2010

Case No.: 04-1323-EL-CRS

6. State whether or not the respondent during the year conducted any part of its business under a name or names other than that shown on Title Page. If so, give full particulars.

No.

7. Description of Ohio service territory served by respondent.

Respondent is currently certified in Duke Energy Ohio, Inc., First Energy, Dayton Power & Light, and American Electric Power service territories.

IMPORTANT CHANGES DURING THE YEAR

Report important changes of the types listed. Except as otherwise indicated, data furnished should apply to the same period the report covers. Answers should be numbered in accordance with the inquiries and if "none" states the fact, it should be used. If information, which answers an inquiry, is given elsewhere in the report, identification of the other answer will be sufficient.

1. Changes in ownership or control (shareholders holding 5% or more of outstanding stock).
2. Other important changes: Give brief particulars of each other important change, which is not disclosed elsewhere in this report.

*Please note any material changes that occurred during the year are also required to be filed in the respective CRES case docket (EL-CRS, EL-AGG, EL-GAG) pursuant to CRES Rule 4901:1-24-20.

**STATEMENT OF INTRASTATE
GROSS RECEIPTS AND KWH SALES**

Customer Class	Sales (kWh)	Earnings(\$)
Residential	15,429	\$849
Commercial	369,606,321	20,129,216
Industrial	2,196,554,938	47,653,774
Other	122,617,542	6,684,887
Total	2,688,794,230	\$74,468,726

Instructions:

This information is used for PUCO annual assessment purposes pursuant to Section 4905.10, Revised Code. The reporting company shall report its intrastate gross earnings for the provision of retail services (e.g. Retail Electric Generation, Broker, Marketer, Governmental Aggregator) for which it is subject to certification by the PUCO under Section 4928, Revised Code. In addition, power providers please provide all corresponding sales of kilowatt hours of electricity. Sales of kilowatt hours of electricity are deemed to occur at the meter of the retail customer.

The reporting company shall maintain supporting and/or subsidiary records to separately record receipts and sales of electricity derived from operations other than in Ohio. Information presented herein is subject to audit by the PUCO.

COMPANY CONTACTS

IN ORDER TO ENSURE THAT PUCO CORRESPONDENCE IS DIRECTED TO THE APPROPRIATE PERSON AT THE CORRECT ADDRESS, PLEASE COMPLETE THE FOLLOWING.

**Name, Title, Address, and Phone Number of the Company's Contact Persons
To Receive Entries and Orders from the Docketing Division**

Paul Smith Vice President
Name Title

139 East Fourth Street, EA 600, Cincinnati, OH 45202
Address

(513) 419-5180
Phone Number (Including Area Code)

Paul.Smith@Duke-Energy.com
E-Mail Address

**Name, Title, Address, and Phone Number of Person to whom Invoice
Should be directed**

Chris Chandler Manager, Accounting
Name Title

139 East Fourth Street, EA 600, Cincinnati, OH 45202
Address

(513) 419-5436
Phone Number (Including Area Code)

Name and Address of the President

Charles R. Whitlock
Name President

139 East Fourth Street, EA 600, Cincinnati, OH 45202
Address

Exhibit 1

Affiliated Companies of Duke Energy Retail Sales, LLC Supplying Gas and/or Electric at Wholesale and/or Retail in North America in 2009

CinCap IV, LLC
CinCap V, LLC
Duke Energy Carolinas, LLC
Duke Energy Commercial Enterprises, Inc. (formerly known as Cinergy Capital & Trading, Inc.)
Duke Energy Indiana, Inc.
Duke Energy Industrial Sales, LLC
Duke Energy Kentucky, Inc.
Duke Energy Ohio, Inc.
Duke Energy Trading and Marketing, L.L.C.
Happy Jack Windpower, LLC
KO Transmission Company
Miami Power Corporation
North Allegheny Wind, LLC
Notrees Windpower, LP
Ocotillo Windpower, LP
Ohio Valley Electric Corporation
Rumford Cogeneration Company
Ryegate Associates
Silver Sage Windpower, LLC
South Houston Green Power, L.P.
St. Paul Cogeneration, LLC
SUEZ-DEGS of Ashtabula LLC
SUEZ-DEGS of Rochester LLC
SUEZ-DEGS of Silver Grove LLC
SUEZ-DEGS of Tuscola, LLC
Sweetwater Wind 1 LLC
Sweetwater Wind 2 LLC
Sweetwater Wind 3 LLC
Sweetwater Wind 4 LLC
Sweetwater Wind 5 LLC
Three Buttes Windpower LLC

VERIFICATION

The President or Chief Officer of the company must verify the foregoing report. The oath required may be taken before any person authorized to administer an oath by the laws of the State in which the same is taken.

OATH

State of Ohio

County of Hamilton

Charles R. Whitlock makes oath and says that
(Insert here the name of the affiant)

he is President
(Insert here the official title of deponent)

of Duke Energy Retail Sales, LLC
(Insert here the exact legal title or name of the respondent)

that he has examined the foregoing report; that to the best of his knowledge, information, and belief, all statements of fact contained in the said report are true and the said report is a correct statement of the business and affairs of the above-named respondent in respect to each and every matter set forth therein during the period from and including January 1, 2009, to and including December 31, 2009.

(Signature of affiant)

Exhibit 1
**Affiliated Companies of Duke Energy Retail Sales, LLC Supplying Gas and/or Electric at
Wholesale and/or Retail in North America in 2009**

CinCap IV, LLC
CinCap V, LLC
Duke Energy Carolinas, LLC
Duke Energy Commercial Enterprises, Inc. (formerly known as Cinergy Capital & Trading, Inc.)
Duke Energy Indiana, Inc.
Duke Energy Industrial Sales, LLC
Duke Energy Kentucky, Inc.
Duke Energy Ohio, Inc.
Duke Energy Trading and Marketing, L.L.C.
Happy Jack Windpower, LLC
KO Transmission Company
Miami Power Corporation
North Allegheny Wind, LLC
Notrees Windpower, LP
Ocotillo Windpower, LP
Ohio Valley Electric Corporation
Rumford Cogeneration Company
Ryegate Associates
Silver Sage Windpower, LLC
South Houston Green Power, L.P.
St. Paul Cogeneration, LLC
SUEZ-DEGS of Ashtabula LLC
SUEZ-DEGS of Rochester LLC
SUEZ-DEGS of Silver Grove LLC
SUEZ-DEGS of Tuscola, LLC
Sweetwater Wind 1 LLC
Sweetwater Wind 2 LLC
Sweetwater Wind 3 LLC
Sweetwater Wind 4 LLC
Sweetwater Wind 5 LLC
Three Buttes Windpower LLC

VIA ELECTRONIC FILING

April 30, 2010

Public Utilities Commission of Ohio
Docketing Division, 13th Floor
180 East Broad Street
Columbus, OH 43215-3793

Dear Sir or Madam:

Enclosed please find the Intrastate Annual Report of Duke Energy Retail Sales, LLC ("DERS"). DERS is a Competitive Retail Electric Supplier submitting this Annual Report pursuant to ORC Section 4928.06. DERS concurrently is submitting this Annual Report to the Ohio Consumers' Counsel.

Sincerely,

Chris Chandler
Manager, Accounting
(513) 419-5436

Enclosure

Cc: Ohio Consumers' Counsel
State of Ohio
10 West Broad Street, Suite 1800
Columbus, OH 43215-3485