Minutes of the Commission Meeting
July 31, 2019 - 1:30 p.m.

Present:
Sam Randazzo, Chairman
Daniel R. Conway, Commissioner
Lawrence K. Friedman, Commissioner
Angela Hawkins, Legal Director
Gregory Price, Electric Section, Legal Department
Jeffrey Jones, Telephone and Water Sections, Legal Department
Nicholas Walstra, Transportation Section, Legal Department
Patricia Schabo, Legal Department
Mary Fischer, Legal Department

This meeting was convened pursuant to the regular agenda issued on July 25, 2019, for the week of July 29, 2019.

The minutes of the July 17, 2019, Commission Meeting were approved by the Commissioners.

The Commission met for the purpose of considering the following cases and to act upon the proposed Entries and Orders.
<table>
<thead>
<tr>
<th>Case</th>
<th>Company</th>
<th>Description</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>18-397-EL-RDR</td>
<td>Duke Energy Ohio, Inc.</td>
<td>(Finding and order considering application)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>19-1287-EL-RDR</td>
<td>Duke Energy Ohio, Inc.</td>
<td>(Entry considering request for proposal)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>17-1263-EL-SSO</td>
<td>Duke Energy Ohio, Inc.</td>
<td>(Entry considering modification to auction schedule)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>16-224-EL-FAC</td>
<td>Dayton Power and Light Company</td>
<td>(Proposed opinion and order)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>(17-1213-EL-UNC) (18-873-EL-UNC)</td>
<td>Dayton Power and Light Company</td>
<td>(Proposed opinion and order)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>17-1958-EL-CSS</td>
<td>Donald and Joanne Leiply v. Ohio Edison Company</td>
<td>(Entry addressing motion to dismiss)</td>
<td>Stricken from the July 31, 2019 Agenda</td>
</tr>
<tr>
<td>19-159-EL-CSS</td>
<td>Ishton Morton v. Duke Energy Ohio, Inc.</td>
<td>(Entry addressing motion to dismiss)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>18-481-EL-ACP</td>
<td>American PowerNet Management, LP</td>
<td>(Finding and order considering Renewable Portfolio Standard compliance)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>18-486-EL-ACP</td>
<td>ENGIE Retail, LLC</td>
<td>(Finding and order considering Renewable Portfolio Standard compliance)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>18-598-EL-ACP</td>
<td>CleanChoice Energy, Inc.</td>
<td>(Finding and order considering Renewable Portfolio Standard compliance)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>18-644-EL-ACP</td>
<td>Capital Energy, LLC</td>
<td>(Finding and order considering Renewable Portfolio Standard compliance)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>18-689-EL-ACP</td>
<td>Calpine Energy Solutions, LLC</td>
<td>(Finding and order considering Renewable Portfolio Standard compliance)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
<tr>
<td>18-1188-EL-ORD</td>
<td>Commission Review of Ohio Adm.Code Chapter 4901:1-35</td>
<td>(Entry requesting written comments on proposed rules)</td>
<td>Approval moved and seconded, vote 3-0.</td>
</tr>
</tbody>
</table>
14. 19-705-EL-CSS Anthony R. Montieleone v. Ohio Power Company dba AEP Ohio (Entry addressing request to withdraw) Approval moved and seconded, vote 3-0.

15. 19-953-EL-CSS Nickolai A. Vasilkov v. Ohio Power Company dba AEP Ohio (Entry addressing joint motion to dismiss) Approval moved and seconded, vote 3-0.

Gas:

Tariff:

16. 19-316-GA-UEX Suburban Natural Gas Company (Entry considering adjustment to rider) Approval moved and seconded, vote 3-0.

17. 19-319-GA-UEX East Ohio Gas Company dba Dominion Energy Ohio (Entry considering adjustment to rider) Approval moved and seconded, vote 3-0.

18. 19-320-GA-UEX Vectren Energy Delivery of Ohio, Inc. (Entry considering adjustment to rider) Approval moved and seconded, vote 3-0.

Other:

19. 16-1181-GA-ACE One Source Energy, LLC (Finding and order considering application) Approval moved and seconded, vote 3-0.

Commissioner Conway emphasized that the Commission is serious about enforcing its oversight of utility companies. Chairman Randazzo further noted that Ohio law poses obligations on utility companies to ensure proper service and compliance. Contrary to Ohio law, OneSource provided gas to consumers without first meeting the applicable requirements. The Commission had made extensive efforts to remedy this matter prior to coming to this conclusion and will make steps to minimize the effects on affected consumers. The Chairman also recognized staff for their hard work on this case.

20. 18-1658-PL-AEC North Coast Gas Transmission, LLC (Finding and order considering application) Approval moved and seconded, vote 3-0.

Chairman Randazzo mentioned that when two utilities want to partner on something, there is an obligation to enter into an arrangement subject to approval by the Commission. Unlike One Source, this matter is an example of the effort, on the part of the utilities, to ensure compliance before engaging in the behavior that requires regulation. Commission Conway echoed the appreciation for companies that ensure compliance.

21. 19-388-GA-CSS Christopher Crane Bergeret v. Columbia Gas of Ohio, Inc. (Entry considering dismissal for lack of sufficient prosecution) Approval moved and seconded, vote 3-0.

22. 19-912-GA-CSS Billy P. Jones v. Columbia Gas of Ohio, Inc. (Entry addressing joint motion to dismiss) Approval moved and seconded, vote 3-0.

23. 19-1464-GE-UNC National Gas and Electric, LLC (Finding and order considering proposed settlement agreement) Approval moved and seconded, vote 3-0.

Chairman Randazzo commended the Service Monitoring and Enforcement Division for their work.
Telephone:


Chairman Randazzo clarified the meaning of *burden of proof*. Further stating that the Commission deals with complaint matters on a case-by-case basis and depending on what is presented, will act accordingly.

Transportation:

25. 19-173-TP-ORD  Substitute House Bill 402 of the 132nd Ohio General Assembly  (Entry considering application for rehearing)  Approval moved and seconded, vote 3-0.

26. 18-267-RR-STP  Indiana & Ohio Railroad/Warren County  (Entry considering request for additional time to complete grade crossing improvement project)  Approval moved and seconded, vote 3-0.

Chairman Randazzo noted that this is the second request for extension in this matter and it was denied in an effort to encourage completion of this safety project.

27. 18-1688-TR-CVF  Lou E. Cox  (Proposed opinion and order)  Approval moved and seconded, vote 3-0.

28. 19-627-TR-CVF  Robert Neff, Inc.  (Entry addressing motion to dismiss)  Approval moved and seconded, vote 3-0.

29. 19-1352-RR-FED  Wheeling & Lake Erie Railroad/Wayne County  (Finding and order considering grade crossing improvement project)  Approval moved and seconded, vote 3-0.

30. 19-1360-RR-FED  Norfolk Southern Railway/Hancock County  (Finding and order considering grade crossing improvement project)  Approval moved and seconded, vote 3-0.

31. 19-1363-RR-FED  Wheeling & Lake Erie Railroad/Crawford County  (Finding and order considering grade crossing improvement project)  Approval moved and seconded, vote 3-0.

32. 19-1390-RR-FED  Columbus & Ohio River Railroad/Knox County  (Finding and order considering grade crossing improvement project)  Approval moved and seconded, vote 3-0.

33. 19-1392-RR-FED  CSX Transportation/Marion County  (Finding and order considering grade crossing improvement project)  Approval moved and seconded, vote 3-0.

34. 19-1393-RR-FED  Kanawha River Railroad/Athens County  (Finding and order considering grade crossing improvement project)  Approval moved and seconded, vote 3-0.

35. 19-1394-RR-STP  Akron Barberton Cluster Railway/Portage and Summit Counties  (Finding and order considering grade crossing improvement project)  Approval moved and seconded, vote 3-0.
36. 19-1451-RR-FED Columbus & Ohio River Railroad/Licking County (Finding and order considering grade crossing improvement project) Approval moved and seconded, vote 3-0.

The minutes of the July 15, 2019 Transmission meeting were approved by the Commissioners.

There being no further business, the Commission Meeting adjourned at approximately 1:47 p.m.

[Signatures]
Chair

Secretary