

[Cite as *In re Application of Dayton Power & Light Co.*, 147 Ohio St.3d 166, 2016-Ohio-3490.]

**IN RE APPLICATION OF DAYTON POWER AND LIGHT COMPANY TO
ESTABLISH A STANDARD SERVICE OFFER IN THE FORM OF AN ELECTRIC
SECURITY PLAN, ETC.; INDUSTRIAL ENERGY USERS-OHIO ET AL., APPELLANTS
AND CROSS-APPELLEES; DAYTON POWER & LIGHT COMPANY ET AL.,
APPELLEES AND CROSS-APPELLANTS; PUBLIC UTILITIES COMMISSION,
APPELLEE AND CROSS-APPELLEE.**

[Cite as *In re Application of Dayton Power & Light Co.*, 147 Ohio St.3d 166,
2016-Ohio-3490.]

*Decision of Public Utilities Commission reversed on the authority of In re
Application of Columbus S. Power Co.*

(No. 2014-1505—Submitted June 14, 2016—Decided June 20, 2016.)

APPEAL and CROSS-APPEAL from the Public Utilities Commission, Nos. 12-426-
EL-SSO, 12-427-EL-ATA, 12-428-EL-AAM, 12-429-EL-WVR, and
12-672-EL-RDR.

{¶ 1} The decision of the Public Utilities Commission is reversed on the
authority of *In re Application of Columbus S. Power Co.*, ___ Ohio St.3d ___, 2016-
Ohio-1608, ___ N.E.3d ___.

O’CONNOR, C.J., and PFEIFER, O’DONNELL, KENNEDY, FRENCH, and
O’NEILL, JJ., concur.

LANZINGER, J., dissents.

McNees, Wallace & Nurick, L.L.C., Samuel C. Randazzo, Frank P. Darr,
and Matthew R. Pritchard, for appellant and cross-appellee Industrial Energy
Users-Ohio.

SUPREME COURT OF OHIO

Bruce J. Weston, Consumers' Counsel, and Maureen R. Grady and Terry L. Etter, Assistant Consumers' Counsel, for appellant and cross-appellee Office of the Ohio Consumers' Counsel.

Michael DeWine, Attorney General, and William L. Wright, Thomas W. McNamee, and Werner L. Margard III, Assistant Attorneys General, for appellee and cross-appellee, Public Utilities Commission of Ohio.

Judi L. Sobecki; Faruki, Ireland & Cox, P.L.L., Charles J. Faruki, Jeffrey S. Sharkey, and Christopher C. Hollon, for appellee and cross-appellant, Dayton Power & Light Company.

Colleen L. Mooney, urging reversal for amicus curiae Ohio Partners for Affordable Energy.

Ellis Jacobs, urging reversal for amicus curiae Edgemont Neighborhood Coalition.
