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June 12, 2026

Ms. Tanowa M. Troupe, Secretary
Public Utilities Commission of Ohio
180 E. Broad Street, 11th Floor
Columbus, Ohio 43215

Re: Review of the Rules Contained in Chapter 4901-1 of the Ohio
Administrative Code – additional support for arguments opposing Staff-
Proposed Rule 4901-1-11
Case No. 25-695-AU-ORD

Dear Ms. Troupe:

The Retail Energy Supply Association (“RESA”)¹ filed initial and reply comments in this proceeding in response to a set of Staff-proposed revisions. RESA disagrees with setting the intervention deadline for 90 days after a general rate case application is found to be complete (Staff-Proposed Rule 4901-1-11) and argues, among other things, that the proposal as written will require intervention before the Staff Report of Investigation is filed and all issues are identified. See RESA’s Initial Comments at 2-4 and RESA’s Reply Comments at 2-3.

RESA files this correspondence to notify the Commission that RESA’s concerns related to Staff-Proposed Rule 4901-1-11 are not unlikely or hypothetical. For example, recently in Case Nos. 25-958-EL-AIR et al., stakeholders were placed in the unfair position when the Staff Report was filed after the intervention deadline and included newly identified issues, the same circumstances flagged by RESA in its comments in this proceeding. In that rate case, the application was filed in November 2025, it was found to be complete in December 2025, the intervention deadline was established as March 23, 2026, and the Staff Report of Investigation was not filed until May 19, 2026. The Staff Report of Investigation included a proposal/

¹ The comments expressed in this filing represent the position of RESA as an organization but may not represent the views of any particular member of the Association. Founded in 1990, RESA is a broad and diverse group of retail energy suppliers dedicated to promoting efficient, sustainable and customer-oriented competitive retail energy markets. RESA members operate throughout the United States delivering value-added electricity and natural gas service at retail to residential, commercial and industrial energy customers. More information on RESA can be found at www.resausa.org.

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recommendation for a data center tariff that was not included in the utility's rate case application. Stakeholders interested in the issue had no idea at the time of the intervention deadline that data center tariffs would be at issue in the case (and would not intervene on that basis). As such, these stakeholders now face an unjust battle of defending a late intervention, which requires more of a demonstration than the standard intervention request, and potential opposition.

This new and recent set of events supports RESA's earlier arguments opposing Staff-Proposed Rule 4901-1-11.

Very truly yours,



Gretchen L. Petrucci
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Counsel for the Retail Energy Supply Association

cc: Parties of Record