

[Cite as *Ohio Partners for Affordable Energy v. Pub. Util. Comm.*, 112 Ohio St.3d 377, 2006-Ohio-6570.]

**OHIO PARTNERS FOR AFFORDABLE ENERGY, APPELLANT, v. PUBLIC UTILITIES
COMMISSION OF OHIO ET AL., APPELLEES.**

[Cite as *Ohio Partners for Affordable Energy v. Pub. Util. Comm.*,
112 Ohio St.3d 377, 2006-Ohio-6570.]

Order affirmed on the authority of Ohio Consumers' Counsel v. Pub. Util. Comm.

(No. 2006-0829 — Submitted November 14, 2006 — Decided
December 20, 2006.)

APPEAL from the Public Utilities Commission, No. 05-792-EL-ATA.

{¶ 1} The order of the commission is affirmed on the authority of *Ohio Consumers' Counsel v. Pub. Util. Comm.*, 110 Ohio St.3d 394, 2006-Ohio-4706, 853 N.E.2d 1153.

MOYER, C.J., RESNICK, PFEIFER, LUNDBERG STRATTON, O'CONNOR,
O'DONNELL and LANZINGER, JJ., concur.

Colleen L. Mooney and David C. Rinebolt, for appellant.

Jim Petro, Attorney General, Duane Luckey, Senior Deputy Attorney
General, and William L. Wright, Assistant Attorney General, for appellee, Public
Utilities Commission of Ohio.

Faruki, Ireland & Cox, P.L.L., Charles J. Faruki, and Jeffrey S. Sharkey,
for intervening appellee, the Dayton Power & Light Company.
