

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of The Dayton)	
Power and Light Company for Approval of Its)	Case No. 18-1875-EL-GRD
Plan to Modernize Its Distribution Grid)	
In the Matter of the Application of The Dayton)	
Power and Light Company for Approval of a)	Case No. 18-1876-EL-WVR
Limited Waiver of Ohio Adm. Code 4901:1-)	
18-06(A)(2))	
In the Matter of the Application of The Dayton)	
Power and Light Company for Approval of)	Case No. 18-1877-EL-AAM
Certain Accounting Methods)	

MOTION TO INTERVENE OF CHARGEPOINT, INC.

Pursuant to Ohio Revised Code Section (“R.C.”) 4903.221, Ohio Administrative Code (“OAC”) Rule 4901-1-11, ChargePoint, Inc. (“ChargePoint”) moves for leave to intervene in these proceedings. The Public Utilities Commission of Ohio (“Commission”) should grant ChargePoint leave to intervene because ChargePoint has a real and substantial interest in these proceedings, and the Commission’s disposition of these proceedings may impair or impede ChargePoint’s ability to protect that interest.

Consistent with the requirements of R.C. 4903.221 and OAC Rule 4901-1-11, ChargePoint is a real party in interest in this proceeding. ChargePoint submits that its interest is not represented by existing parties and thus its interests are not now represented. ChargePoint’s participation will not unduly delay these proceedings or prejudice any existing party. By granting ChargePoint’s motion to intervene, the Commission will permit ChargePoint to contribute to the just and expeditious resolution of the issues and concerns set forth in these proceedings.

MEMORANDUM IN SUPPORT

ChargePoint is a corporation organized under the laws of the State of Delaware, with a principal office at 254 East Hacienda Avenue, Campbell, California 95008. ChargePoint is the world's leading open electric vehicle ("EV") charging network, with over 60,000 independently-owned and operated Level 2 and DC fast charging ports. Nationwide, ChargePoint has thousands of customers, including major employers, municipalities, universities, real estate developers, energy companies, and parking garage facility owners and operators providing EV charging and related services to EV drivers. ChargePoint actively participates in regulatory policy engagements in jurisdictions across the country.

On December 21, 2019, The Dayton Power and Light Company ("DP&L" or "the Company") filed an application for approval of a Distribution Modernization Plan ("DMP" or the "Plan"). The application details the deployment of various technologies, including charging stations to support EVs. The Plan proposes that the Company install, own, and operate 40 to 50 new EV charging stations in its service territory over a three year period.

Under OAC Rule 4901-1-11 intervention may be permitted in a proceeding if that party has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may, as a practical matter, impair or impede his or her ability to protect that interest, unless the person's interest is adequately represented by existing parties. Further, in deciding whether to permit intervention under paragraph (A)(2) of this rule, the Commission, the legal director, the deputy legal director, or an attorney examiner shall consider:

- (1) The nature and extent of the prospective intervenor's interest.

- (2) The legal position advanced by the prospective intervenor and its probable relation to the merits of the case.
- (3) Whether the intervention by the prospective intervenor will unduly prolong or delay the proceedings.
- (4) Whether the prospective intervenor will significantly contribute to full development and equitable resolution of the factual issues.
- (5) The extent to which the person's interest is represented by existing parties.

ChargePoint meets these criteria for intervention. First, ChargePoint has a significant interest in DP&L's pending application. ChargePoint and their customers represent a significant portion of the established and growing electric vehicle infrastructure sector in Ohio.

ChargePoint's position and market presence relates directly to the details of the Plan. ChargePoint has a substantial and specific economic interest in the sustainable and scalable growth of the EV charging infrastructure in Ohio. ChargePoint's business engagements in the state are directly affected by the discussion and resolution of the topics covered in this proceeding. Consistent with the requirements of R.C. 4903.221 and O.A.C. Rule 4901-1-11, the interests of ChargePoint in this proceeding cannot be adequately represented or protected by any other party.

ChargePoint's intervention will not unduly prolong or delay the proceedings. ChargePoint has filed for intervention in advance of a procedural schedule set forth by the Commission and fully intends to contribute to all forthcoming procedural activities as a responsible party.

Finally, ChargePoint's intervention will significantly contribute to the full development of the record and its resolution. ChargePoint has deployed charging infrastructure throughout the United States, bringing to bear significant experience in developing scalable and sustainable EV charging markets. ChargePoint's intervention provides a unique, practical perspective on how DP&L's DMP may positively or adversely affect EV drivers, EV charging station site hosts, Ohio ratepayers, and the overall potential for growth in Ohio's EV market.

For these reasons, the ChargePoint respectfully requests that its Motion to Intervene be granted.

Respectfully submitted on behalf of
CHARGEPOINT, INC.



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Motion to Intervene was served upon the parties of record listed below this 27th day of February 2019 *via* electronic mail.



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Summary: Motion to Intervene of ChargePoint, Inc. electronically filed by Teresa Orahod on behalf of Dylan F. Borchers