BEFORE

THE OHIO POWER SITING BOARD

)

)

)

)

)

In the Matter of the Application of Duke Energy Ohio, Inc., for a Certificate of Environmental Compatibility and Public Need for the C314V Central Corridor Pipeline Extension Project.

Case No. 16-0253-GA-BTX

FIRST NOTICE OF DUKE ENERGY OHIO, INC. TO TAKE DEPOSITION *DUCES TECUM* OF CITY OF BLUE ASH

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy Ohio) will take the oral deposition of all witnesses that the City of Blue Ash intends to rely upon at hearing and on which the City of Blue Ash relied upon in forming its opinion in the above captioned matter, on September 5, 2017, beginning at 10:00 AM, and will continue thereafter until complete.

The deposition will take place at Duke Energy Ohio's offices located at 139 East Fourth Street, 1301 Main, Cincinnati, Ohio 45202. The deposition will be taken upon oral examination (as if on cross-examination) before an officer authorized by law to take depositions.

Pursuant to Ohio Admin. Code 4906-2-18(N) and 4906-2-19, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

The deposition will begin at 10:00 AM and continue day to day until complete. Parties are invited to attend and to cross-examine.

Respectfully submitted,

<u>/s/ Jeanne W. Kingery</u> Amy B. Spiller (0047277) Deputy General Counsel Jeanne W. Kingery (0012172) (Counsel of Record) Associate General Counsel <u>Amy.spiller@duke-energy.com</u> Jeanne.kingery@duke-energy.com DUKE ENERGY OHIO, INC. 139 East Fourth Street ML 1303 Main P. O. Box 960 Cincinnati, Ohio 45202

EXHIBIT A

Duke Energy Ohio hereby requests that, at the time and place set forth above in the notice of deposition, *duces tecum*, each witness produce true and accurate copies of the following documents:

- 1. Any and all documents that were reviewed by said witness for purposes of preparing their direct testimony relative to the above-captioned proceeding.
- 2. Any and all documents created or authored by said witness for purposes of preparing their direct testimony relative to the above-captioned proceeding.
- 3. Any and all documents referenced in said witness's direct testimony relative to the above-captioned proceeding.
- 4. Any and all documents reviewed by said witness in preparing, or otherwise assisting in the preparation of, discovery responses submitted by the City of Blue Ash, relative to the above-captioned proceeding
- 5. Any and all documents prepared by said witness for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by the City of Blue Ash, relative to the above-captioned proceeding.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a copy of the foregoing was served on the following parties of record by electronic service, this 16^{th} day of August, 2017.

<u>/s/ Jeanne W. Kingery</u> Jeanne W. Kingery

William Wright Section Chief Robert Eubanks Assistant Attorney General Steven Beeler Assistant Attorney General Public Utilities Section 30 East Broad St., 6th Floor Columbus, Ohio 43215 William.wright@ohioattorneygeneral.gov Robert.eubanks@ohioattorneygeneral.gov

Counsel for Staff of the Commission

James Yskamp Emily A. Collins Fair Shake Environmental Legal Services 159 S. Main Street, Suite 1030 Akron, OH 44308 jyskamp@fairshake-els.org ecollins@fairshake-els.org

Counsel for NOPE – Neighbors Opposed to Pipeline Extension, LLC

Brian W. Fox Graydon Head & Ritchey LLP 312 Walnut St. Suite 1800 Cincinnati, OH 45202 bfox@graydon.law

Counsel for Mayor Melisa Adrien, City of Madeira, Ohio Gregory G. Laux Attorney at Law 3134 Schubert Avenue Cincinnati, Ohio 45213 glaux2001@gmail.com

Counsel for Pleasant Ridge Community Council

James F. Lang Steven D. Lesser Mark T. Keaney Calfee, Halter & Griswold LLP The Calfee Building 1405 East Sixth Street Cleveland, OH 44114 jlang@calfee.com slesser@calfee.com mkeaney@calfee.com

Counsel for City of Cincinnati and for the Board of County Commissioners of Hamilton County, Ohio

Timothy M. Burke Micah E. Kamrass Manley Burke, LPA 225 W. Court Street Cincinnati, OH 45202 tburke@manleyburke.com mkamrass@manleyburke.com

Counsel for the Village of Evendale

Bryan E. Pacheco Mark G. Arnzen, Jr. Dinsmore & Shohl LLP 255 East Fifth Street, Suite 1900 Cincinnati, OH 45202 Bryan.pacheco@dinsmore.com Mark.arnzen@dinsmore.com

Counsel for City Manager David Waltz and the City of Blue Ash, Ohio and for Columbia Township and David Kubicki, President of the Board of Trustees of Columbia Township

R. Douglas Miller Robert T. Butler Donnellon, Donnellon & Miller LPA 9079 Montgomery Road Cincinnati, OH 45242 miller@donnellonlaw.com

Counsel for Thomas J. Weidman, President, Board of Township Trustees of Sycamore Township, Ohio and Sycamore Township

Kevin K. Frank Wood & Lamping LLP 600 Vine Street, Suite 2500 Cincinnati, OH 45202-2491 kkfrank@woodlamping.com

Counsel for Amberley Village and Scot Lahrmer, Village Manager Roger E. Friedmann Michael J. Friedmann Jay R. Wampler Assistant Prosecuting Attorneys Suite 4000 230 E. Ninth Street Cincinnati, OH 45202 Roger.friedmann@hcpros.org Michael.friedmann@hcpros.org Jay.wampler@hcpros.org

Counsel for Board of County Commissioners of Hamilton County, Ohio

Terrence M. Donnellon Solicitor, The Village of Golf Manor, Ohio Robert T. Butler Donnellon, Donnellon & Miller LPA 9079 Montgomery Road Cincinnati, OH 45242 tmd@donnellonlaw.com

Counsel for The Village of Golf Manor, Ohio and Mayor Ron Hirth

David T. Stevenson Law Director City of Reading 1000 Market St. Reading, OH 45215 dstevenson@cinci.rr.com

Counsel for the City of Reading

Andrew J. Helmes Law Director City of Deer Park 7777 Blue Ash Road Deer Park, OH 45236 ahelmes@deerpark-oh.gov

Counsel for Mayor John Donnellon and the City of Deer Park, Ohio Dylan F. Borchers Devin D. Parram Bricker & Eckler LLP 100 South Third Street Columbus, OH 43215-4291 dborchers@bricker.com dparram@bricker.com

Counsel for The Jewish Hospital – Mercy Health

Joseph Oliker Counsel of Record 6100 Emerald Parkway Dublin, OH 43016 joliker@igsenergy.com

Counsel for IGS Energy

Richard B. Tranter Kevin M. Detroy Dinsmore & Shohl LLP 255 East Fifth Street, Suite 1900 Cincinnati, OH 45202 Richard.tranter@dinsmore.com Kevin.detroy@dinsmore.com

Counsel for BRE DDR Crocodile Sycamore Square LLC Counsel for Kenwood Mall, LLC

Kent Bucciere The Bucciere Firm 10149 Kenwood Rd Blue Ash, OH 45242 Kent.bucciere@gmail.com

Counsel for 10149 LLC Counsel for RLB Inc. Counsel for Coprop Inc.