



155 East Broad Street
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February 12, 2018

Ms. Barcy McNeal
PUCO Docketing Division
180 East Broad Street, 11th Floor
Columbus, OH 43215-3716

Re: Case No. 17-2344-EL-CSS / In the Matter of the Complaint of Citizens Against Clear Cutting, *et al.* v. Duke Energy Ohio, Inc.
Second Amended Notices of Deposition

Dear Ms. McNeal:

Please find attached the Second Amended Notices of Deposition for the following Complainants in the above referenced case:

Jonathan Mackey;
Mike Preissler;
Melisa Kuhne;
Olga Staios;
Paul Smith;
Barbara Casper; and
Kim Wiethorn.

The Second Amended Notices of Deposition have been corrected solely to change the order of the deponents. Should you have any questions, please do not hesitate to contact us.

Sincerely,

Emily A. Olive, CP

Emily A. Olive
Paralegal

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Citizens)	
Against Clear Cutting, Et Al.,)	
)	
Complainants,)	
v.)	Case No. 17-2344-EL-CSS
)	
Duke Energy Ohio, Inc.,)	
)	
Respondent.)	

**SECOND AMENDED NOTICE OF DUKE ENERGY OHIO, INC.,
TO TAKE DEPOSITION *DUCES TECUM* OF
JONATHAN MACKEY**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy) will take the oral deposition of Jonathan Mackey (Mr. Mackey) and all witnesses whom Mr. Mackey intends to rely upon at hearing and any persons on whom Mr. Mackey relied upon in forming his opinion in the above captioned matter, on February 19, 2018 at 10:00 a.m. and continuing day-to-day thereafter until complete.

The depositions will take place at the Symmes Township Offices, 9323 Union Cemetery Road, Symmes Township, Ohio 45140-9386. The depositions 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 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

Parties are invited to attend and to cross-examine.

Respectfully submitted,

/s/ Elizabeth H. Watts

Rocco O. D'Ascenzo (0077651)

Deputy General Counsel

Elizabeth H. Watts (0031092)

Associate General Counsel

DUKE ENERGY OHIO, INC.

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Telephone: (513) 287-4320

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Elizabeth.Watts@duke-energy.com

Jeanne.Kingery@duke-energy.com

Robert A. McMahon (0064319)

Eberly McMahon Copetas LLC

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Cincinnati, Ohio 45206

(513) 533-3441 (telephone)

(513) 533-3554 (fax)

bmcmahon@emclawyers.com

Attorneys for Duke Energy Ohio, Inc.

EXHIBIT A

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

1. Any and all documents that were reviewed by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in the witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said deponent in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Mr. Mackey relative to the above-captioned proceeding
5. Any and all documents prepared by said deponent for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Mr. Mackey 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 12th day of February, 2018.

/s/ Elizabeth H. Watts
Elizabeth H. Watts

Kimberly W. Bojko Stephen E. Dutton Brian W. Dressel Carpenter Lipps & Leland LLP 280 Plaza, Suite 1300 280 North High Street Columbus, OH 43215 bojko@carpenterlipps.com Dutton@carpenterlipps.com dressel@carpenterlipps.com Counsel for Complainants	Terry L. Etter Assistant Consumers' Counsel Office of the Ohio Consumers' Counsel 65 East State Street, 7 th Floor Columbus, Ohio 43215-4313 terry.etter@occ.ohio.gov Counsel for Office of the Ohio Consumers' Counsel
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THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Citizens)	
Against Clear Cutting, Et Al.,)	
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Complainants,)	
v.)	Case No. 17-2344-EL-CSS
)	
Duke Energy Ohio, Inc.,)	
)	
Respondent.)	

**SECOND AMENDED NOTICE OF DUKE ENERGY OHIO, INC.,
TO TAKE DEPOSITION *DUCES TECUM* OF
MIKE PREISSLER**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy) will take the oral deposition of Mike Preissler (Mr. Preissler) and all witnesses whom Mr. Preissler intends to rely upon at hearing and any persons on whom Mr. Preissler relied upon in forming his opinion in the above captioned matter, on February 19, 2018 beginning at 11:00 a.m. and continuing day-to-day thereafter until complete.

The depositions will take place at the Symmes Township Offices, 9323 Union Cemetery Road, Symmes Township, Ohio 45140-9386. The depositions 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 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

Parties are invited to attend and to cross-examine.

Respectfully submitted,

/s/ Elizabeth H. Watts

Rocco O. D'Ascenzo (0077651)

Deputy General Counsel

Elizabeth H. Watts (0031092)

Associate General Counsel

DUKE ENERGY OHIO, INC.

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(513) 533-3554 (fax)

bcmahon@emclawyers.com

Attorneys for Duke Energy Ohio, Inc.

EXHIBIT A

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

1. Any and all documents that were reviewed by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in the witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said deponent in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Mr. Preissler relative to the above-captioned proceeding
5. Any and all documents prepared by said deponent for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Mr. Preissler 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 12th day of February, 2018.

/s/ Elizabeth H. Watts
Elizabeth H. Watts

Kimberly W. Bojko Stephen E. Dutton Brian W. Dressel Carpenter Lipps & Leland LLP 280 Plaza, Suite 1300 280 North High Street Columbus, OH 43215 bojko@carpenterlipps.com Dutton@carpenterlipps.com dressel@carpenterlipps.com Counsel for Complainants	Terry L. Etter Assistant Consumers' Counsel Office of the Ohio Consumers' Counsel 65 East State Street, 7 th Floor Columbus, Ohio 43215-4313 terry.etter@puco.ohio.gov Counsel for Office of the Ohio Consumers' Counsel
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Complainants,)	
v.)	Case No. 17-2344-EL-CSS
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Duke Energy Ohio, Inc.,)	
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Respondent.)	

**SECOND AMENDED NOTICE OF DUKE ENERGY OHIO, INC.,
TO TAKE DEPOSITION *DUCES TECUM* OF
MELISA KUHNE**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy) will take the oral deposition of Melisa Kuhne (Ms. Kuhne) and all witnesses whom Ms. Kuhne intends to rely upon at hearing and any persons on whom Ms. Kuhne relied upon in forming her opinion in the above captioned matter, on February 19, 2018 at 1:00 p.m. and continuing day-to-day thereafter until complete.

The depositions will take place at the Symmes Township Offices, 9323 Union Cemetery Road, Symmes Township, Ohio 45140-9386. The depositions 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 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

Parties are invited to attend and to cross-examine.

Respectfully submitted,

/s/ Elizabeth H. Watts

Rocco O. D'Ascenzo (0077651)

Deputy General Counsel

Elizabeth H. Watts (0031092)

Associate General Counsel

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(513) 533-3554 (fax)

bcmahon@emclawyers.com

Attorneys for Duke Energy Ohio, Inc.

EXHIBIT A

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

1. Any and all documents that were reviewed by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in the witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said deponent in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Ms. Kuhne relative to the above-captioned proceeding
5. Any and all documents prepared by said deponent for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Ms. Kuhne 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 12th day of February, 2018.

/s/ Elizabeth H. Watts
Elizabeth H. Watts

<p>Kimberly W. Bojko Stephen E. Dutton Brian W. Dressel Carpenter Lipps & Leland LLP 280 Plaza, Suite 1300 280 North High Street Columbus, OH 43215 bojko@carpenterlipps.com Dutton@carpenterlipps.com dressel@carpenterlipps.com</p> <p>Counsel for Complainants</p>	<p>Terry L. Etter Assistant Consumers' Counsel Office of the Ohio Consumers' Counsel 65 East State Street, 7th Floor Columbus, Ohio 43215-4313 terry.etter@occ.ohio.gov</p> <p>Counsel for Office of the Ohio Consumers' Counsel</p>
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Duke Energy Ohio, Inc.,)	
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Respondent.)	

**SECOND AMENDED NOTICE OF DUKE ENERGY OHIO, INC.,
TO TAKE DEPOSITION *DUCES TECUM* OF
OLGA STAIOS**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy) will take the oral deposition of Olga Staios (Ms. Staios) and all witnesses whom Ms. Staios intends to rely upon at hearing and any persons on whom Ms. Staios relied upon in forming her opinion in the above captioned matter, on February 19, 2018 at 2:00 p.m. and continuing day-to-day thereafter until complete.

The depositions will take place at the Symmes Township Offices, 9323 Union Cemetery Road, Symmes Township, Ohio 45140-9386. The depositions 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 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

Parties are invited to attend and to cross-examine.

Respectfully submitted,

/s/ Elizabeth H. Watts

Rocco O. D'Ascenzo (0077651)

Deputy General Counsel

Elizabeth H. Watts (0031092)

Associate General Counsel

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Elizabeth.Watts@duke-energy.com

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2321 Kemper Lane, Suite 100

Cincinnati, Ohio 45206

(513) 533-3441 (telephone)

(513) 533-3554 (fax)

bcmahon@emclawyers.com

Attorneys for Duke Energy Ohio, Inc.

EXHIBIT A

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

1. Any and all documents that were reviewed by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in the witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said deponent in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Ms. Staios relative to the above-captioned proceeding
5. Any and all documents prepared by said deponent for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Ms. Staios 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 12th day of February, 2018.

/s/ Elizabeth H. Watts
Elizabeth H. Watts

<p>Kimberly W. Bojko Stephen E. Dutton Brian W. Dressel Carpenter Lipps & Leland LLP 280 Plaza, Suite 1300 280 North High Street Columbus, OH 43215 bojko@carpenterlipps.com Dutton@carpenterlipps.com dressel@carpenterlipps.com</p> <p>Counsel for Complainants</p>	<p>Terry L. Etter Assistant Consumers' Counsel Office of the Ohio Consumers' Counsel 65 East State Street, 7th Floor Columbus, Ohio 43215-4313 terry.etter@puco.ohio.gov</p> <p>Counsel for Office of the Ohio Consumers' Counsel</p>
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Duke Energy Ohio, Inc.,)	
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Respondent.)	

**SECOND AMENDED NOTICE OF DUKE ENERGY OHIO, INC.,
TO TAKE DEPOSITION *DUCES TECUM* OF
PAUL SMITH**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy) will take the oral deposition of Paul Smith (Mr. Smith) and all witnesses whom Mr. Smith intends to rely upon at hearing and any persons on whom Mr. Smith relied upon in forming his opinion in the above captioned matter, on February 19, 2018 at 3:00 p.m. and continuing day-to-day thereafter until complete.

The depositions will take place at the Symmes Township Offices, 9323 Union Cemetery Road, Symmes Township, Ohio 45140-9386. The depositions 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 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

Parties are invited to attend and to cross-examine.

Respectfully submitted,

/s/ Elizabeth H. Watts

Rocco O. D'Ascenzo (0077651)

Deputy General Counsel

Elizabeth H. Watts (0031092)

Associate General Counsel

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Elizabeth.Watts@duke-energy.com

Jeanne.Kingery@duke-energy.com

Robert A. McMahon (0064319)

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Cincinnati, Ohio 45206

(513) 533-3441 (telephone)

(513) 533-3554 (fax)

bmcmahon@emclawyers.com

Attorneys for Duke Energy Ohio, Inc.

EXHIBIT A

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

1. Any and all documents that were reviewed by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in the witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said deponent in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Mr. Smith relative to the above-captioned proceeding
5. Any and all documents prepared by said deponent for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Mr. Smith 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 12th day of February, 2018.

/s/ Elizabeth H. Watts
Elizabeth H. Watts

<p>Kimberly W. Bojko Stephen E. Dutton Brian W. Dressel Carpenter Lipps & Leland LLP 280 Plaza, Suite 1300 280 North High Street Columbus, OH 43215 bojko@carpenterlipps.com Dutton@carpenterlipps.com dressel@carpenterlipps.com</p> <p>Counsel for Complainants</p>	<p>Terry L. Etter Assistant Consumers' Counsel Office of the Ohio Consumers' Counsel 65 East State Street, 7th Floor Columbus, Ohio 43215-4313 terry.etter@occ.ohio.gov</p> <p>Counsel for Office of the Ohio Consumers' Counsel</p>
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BEFORE

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Duke Energy Ohio, Inc.,)	
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Respondent.)	

**SECOND AMENDED NOTICE OF DUKE ENERGY OHIO, INC.,
TO TAKE DEPOSITION *DUCES TECUM* OF
BARBARA CASPER**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy) will take the oral deposition of Barbara Casper (Ms. Casper) and all witnesses whom Ms. Casper intends to rely upon at hearing and any persons on whom Ms. Casper relied upon in forming her opinion in the above captioned matter, on February 19, 2018 beginning at 4:00 p.m. and continuing day-to-day thereafter until complete.

The depositions will take place at the Symmes Township Offices, 9323 Union Cemetery Road, Symmes Township, Ohio 45140-9386. The depositions 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 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

Parties are invited to attend and to cross-examine.

Respectfully submitted,

/s/ Elizabeth H. Watts

Rocco O. D'Ascenzo (0077651)

Deputy General Counsel

Elizabeth H. Watts (0031092)

Associate General Counsel

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Elizabeth.Watts@duke-energy.com

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bmcmahon@emclawyers.com

Attorneys for Duke Energy Ohio, Inc.

EXHIBIT A

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

1. Any and all documents that were reviewed by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in the witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said deponent in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Ms. Casper relative to the above-captioned proceeding
5. Any and all documents prepared by said deponent for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Ms. Casper 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 12th day of February, 2018.

/s/ Elizabeth H. Watts
Elizabeth H. Watts

<p>Kimberly W. Bojko Stephen E. Dutton Brian W. Dressel Carpenter Lipps & Leland LLP 280 Plaza, Suite 1300 280 North High Street Columbus, OH 43215 bojko@carpenterlipps.com Dutton@carpenterlipps.com dressel@carpenterlipps.com</p> <p>Counsel for Complainants</p>	<p>Terry L. Etter Assistant Consumers' Counsel Office of the Ohio Consumers' Counsel 65 East State Street, 7th Floor Columbus, Ohio 43215-4313 terry.etter@occ.ohio.gov</p> <p>Counsel for Office of the Ohio Consumers' Counsel</p>
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Duke Energy Ohio, Inc.,)	
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Respondent.)	

**SECOND AMENDED NOTICE OF DUKE ENERGY OHIO, INC.,
TO TAKE DEPOSITION *DUCES TECUM* OF
KIM WIETHORN**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy) will take the oral deposition of the Kim Wiethorn (Ms. Wiethorn) and all witnesses whom Ms. Wiethorn intends to rely upon at hearing and any persons on whom Ms. Wiethorn relied upon in forming her opinion in the above captioned matter, on February 19, 2018 beginning at 5:00 p.m. and continuing day-to-day thereafter until complete.

The depositions will take place at the Symmes Township Offices, 9323 Union Cemetery Road, Symmes Township, Ohio 45140-9386. The depositions 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 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

Parties are invited to attend and to cross-examine.

Respectfully submitted,

/s/ Elizabeth H. Watts

Rocco O. D'Ascenzo (0077651)

Deputy General Counsel

Elizabeth H. Watts (0031092)

Associate General Counsel

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Elizabeth.Watts@duke-energy.com

Robert A. McMahon (0064319)

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bcmahon@emclawyers.com

Attorneys for Duke Energy Ohio, Inc.

EXHIBIT A

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

1. Any and all documents that were reviewed by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in the witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said deponent in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Ms. Wiethorn relative to the above-captioned proceeding
5. Any and all documents prepared by said deponent for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Ms. Wiethorn 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 12th day of February, 2018.

/s/ Elizabeth H. Watts

Elizabeth H. Watts

<p>Kimberly W. Bojko Stephen E. Dutton Brian W. Dressel Carpenter Lipps & Leland LLP 280 Plaza, Suite 1300 280 North High Street Columbus, OH 43215 bojko@carpenterlipps.com Dutton@carpenterlipps.com dressel@carpenterlipps.com</p> <p>Counsel for Complainants</p>	<p>Terry L. Etter Assistant Consumers' Counsel Office of the Ohio Consumers' Counsel 65 East State Street, 7th Floor Columbus, Ohio 43215-4313 terry.etter@occ.ohio.gov</p> <p>Counsel for Office of the Ohio Consumers' Counsel</p>
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