**BEFORE**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| |  | | --- | | In the Matter of the Application Seeking Approval of Ohio Power Company’s Proposal to Enter into an Affiliate Power Purchase Agreement for Inclusion in the Power Purchase Agreement Rider.  In the Matter of the Application of Ohio Power Company for Approval of Certain Accounting Authority. | | )  )  )  )  )  )  )  )  ) | |  | | --- | | Case No. 14-1693-EL-RDR | | Case No. 14-1694-EL-AAM | |

**NOTICE TO TAKE DEPOSITIONS**

**AND REQUESTS FOR PRODUCTION OF DOCUMENTS**

**BY**

**THE OFFICE OF THE OHIO CONSUMERS’ COUNSEL**

Pursuant to Ohio Adm. Code Rule 4901-1-21(B), please take notice that the Office of the Ohio Consumers’ Counsel (“OCC”) will take the oral deposition of Direct Energy employees who have knowledge and expertise regarding Ohio Power Company’s (“AEP Ohio” or “Utility”) proposal to enter into an affiliate power purchase agreement for inclusion in the power purchase agreement rider, the Joint Stipulation and Recommendation (“Joint Stipulation’) filed on December 15, 2015 in this case, and Direct Energy’s position regarding the Joint Stipulation.

OCC seeks to conduct the deposition of these individual(s) upon oral examination at OCC’s offices, 10 W. Broad St., 18th Floor, Columbus, Ohio, 43215, at 1 p.m. beginning on Tuesday, December 29, 2015. These depositions will continue, from day to day, except for holidays and weekends, until completed. Each deponent will appear at the OCC at the designated time and date with all requested documents (identified below) and remain present until deposed.

The depositions will be taken of the aforementioned deponents on relevant topics within the scope of these proceedings, including but not limited to, AEP Ohio’s proposal to enter into an affiliate power purchase agreement for inclusion in the power purchase agreement rider, the Joint Stipulation and Recommendation filed on December 15, 2015 in this case, AEP Ohio’s Application filed on October 3, 2014, the evidentiary hearing, Joint Stipulation negotiations, and the settlement process. The depositions will be taken upon oral examination (as upon cross-examination) before an officer authorized by law to take depositions.

Pursuant to Ohio Adm. Code Rules 4901-1-21(E) and 4901-1-20, each deponent is requested to produce, two hours prior to his/her deposition, all documents relating to his/her responsibilities with respect to the Joint Stipulation in Case Nos. 14-1693-EL-RDR and Case No. 14-1694-EL-AAM ,and responses to discovery that were authored by the deponent or were provided to OCC with input from the deponent(s). Additionally, the deponent(s) shall bring any documents in Direct Energy’s possession that Direct Energy relied upon to determine whether to sign the Joint Stipulation.

Respectfully submitted,

BRUCE J. WESTON (Reg. No. 0016973)

CONSUMERS’ COUNSEL

*/s/ William J. Michael*

William J. Michael (Reg. No. 0070921)

Counsel of Record

Jodi J. Bair (Reg. No. 0062921)

Kevin F. Moore (Reg. No. 0089228)

Assistant Consumers’ Counsel

**Office of the Ohio Consumers’ Counsel**

10 West Broad Street, Suite 1800

Columbus, Ohio 43215-3485

Telephone [Michael]: (614) 466-1291

Telephone [Bair]: (614) 466-9559

Telephone [Moore]: (614) 466-387-2965

william.michael@occ.ohio.gov

(will accept service via email)

jodi.bair@occ.ohio.gov

(will accept service via email)

Kevin.moore@occ.ohio.gov

(will accept service via email)

Dane Stinson (Reg. No. 0019101)

Bricker and Eckler LLP

100 South Third Street

Columbus, Ohio 43215

Telephone (614) 227-4854

DStinson@bricker.com

(willing to accept email service)

**Outside Counsel for the Office of the Ohio Consumers’ Counsel**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Notice to Take Depositions and Requests for Production of Documents was served via electronic service upon the parties this 23rd day of December, 2015.

*/s/ William J. Michael*

William J. Michael

Assistant Consumers’ Counsel

**SERVICE LIST**

|  |  |
| --- | --- |
| [Steven.beeler@puc.state.oh.us](mailto:Steven.beeler@puc.state.oh.us)  [Werner.margard@puc.state.oh.us](mailto:Werner.margard@puc.state.oh.us)  [haydenm@firstenergycorp.com](mailto:haydenm@firstenergycorp.com)  [jmcdermott@firstenergycorp.com](mailto:jmcdermott@firstenergycorp.com)  [scasto@firstenergycorp.com](mailto:scasto@firstenergycorp.com)  [jlang@calfee.com](mailto:jlang@calfee.com)  [talexander@calfee.com](mailto:talexander@calfee.com)  [myurick@taftlaw.com](mailto:myurick@taftlaw.com)  [callwein@keglerbrown.com](mailto:callwein@keglerbrown.com)  [tony.mendoza@sierraclub.org](mailto:tony.mendoza@sierraclub.org)  [tdougherty@theOEC.org](mailto:tdougherty@theOEC.org)  [twilliams@snhslaw.com](mailto:twilliams@snhslaw.com)  [jeffrey.mayes@monitoringanalytics.com](mailto:jeffrey.mayes@monitoringanalytics.com)  [ricks@ohanet.org](mailto:ricks@ohanet.org)  [tobrien@bricker.com](mailto:tobrien@bricker.com)  mhpetricoff@vorys.com  mjsettineri@vorys.com  glpetrucci@vorys.com  [mdortch@kravitzllc.com](mailto:mdortch@kravitzllc.com)  [joliker@igsenergy.com](mailto:joliker@igsenergy.com)  [sechler@carpenterlipps.com](mailto:sechler@carpenterlipps.com)  [gpoulos@enernoc.com](mailto:gpoulos@enernoc.com)  [sfisk@earthjustice.org](mailto:sfisk@earthjustice.org)  [Kristin.henry@sierraclub.org](mailto:Kristin.henry@sierraclub.org)  [chris@envlaw.com](mailto:chris@envlaw.com)  [todonnel@dickinsonwright.com](mailto:todonnel@dickinsonwright.com)  [rseiler@dickinsonwright.com](mailto:rseiler@dickinsonwright.com) | [stnourse@aep.com](mailto:stnourse@aep.com)  [mjsatterwhite@aep.com](mailto:mjsatterwhite@aep.com)  [msmckenzie@aep.com](mailto:msmckenzie@aep.com)  [mkurtz@BKLlawfirm.com](mailto:mkurtz@BKLlawfirm.com)  [kboehm@BKLlawfirm.com](mailto:kboehm@BKLlawfirm.com)  [jkylercohn@BKLlawfirm.com](mailto:jkylercohn@BKLlawfirm.com)  [sam@mwncmh.com](mailto:sam@mwncmh.com)  [fdarr@mwncmh.com](mailto:fdarr@mwncmh.com)  [mpritchard@mwncmh.com](mailto:mpritchard@mwncmh.com)  [Kurt.Helfrich@ThompsonHine.com](mailto:Kurt.Helfrich@ThompsonHine.com)  [Scott.Campbell@ThompsonHine.com](mailto:Scott.Campbell@ThompsonHine.com)  [Stephanie.Chmiel@ThompsonHine.com](mailto:Stephanie.Chmiel@ThompsonHine.com)  [lhawrot@spilmanlaw.com](mailto:lhawrot@spilmanlaw.com)  [dwilliamson@spilmanlaw.com](mailto:dwilliamson@spilmanlaw.com)  [charris@spilmanlaw.com](mailto:charris@spilmanlaw.com)  [Stephen.Chriss@walmart.com](mailto:Stephen.Chriss@walmart.com)  [Schmidt@sppgrp.com](mailto:Schmidt@sppgrp.com)  [Bojko@carpenterlipps.com](mailto:Bojko@carpenterlipps.com)  [orourke@carpenterlipps.com](mailto:orourke@carpenterlipps.com)  mfleisher@elpc.org  msmalz@ohiopovertylaw.org  [cmooney@ohiopartners.org](mailto:cmooney@ohiopartners.org)  [drinebolt@ohiopartners.org](mailto:drinebolt@ohiopartners.org)  ghull@eckertseamans.com  [msoules@earthjustice.org](mailto:msoules@earthjustice.org)  [jennifer.spinosi@directenergy.com](mailto:jennifer.spinosi@directenergy.com)  [laurie.williams@sierraclub.org](mailto:laurie.williams@sierraclub.org) |

Attorney Examiners:

Sarah.parrot@puc.state.oh.us

Greta.see@puc.state.oh.us