**BEFORE**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

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| In the Matters of the Applications of Duke Energy Ohio, Inc., for Adjustments to Rider MGP Rates.In the Matters of the Applications of Duke Energy Ohio, Inc. for Tariff Approval. | )))))))))))) | Case No. 14-375-GA-RDRCase No. 15-452-GA-RDRCase No. 16-542-GA-RDRCase No. 17-596-GA-RDRCase No. 18-283-GA-RDRCase No. 19-174-GA-RDRCase No. 14-376-GA-ATACase No. 15-453-GA-ATACase No. 16-543-GA-ATACase No. 17-597-GA-ATACase No. 18-284-GA-ATACase No. 19-175-GA-ATA |

**NOTICE TO TAKE DEPOSITION**

**AND REQUEST FOR PRODUCTION OF DOCUMENTS**

**BY**

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

Please take notice that the Office of the Ohio Consumers’ Counsel (“OCC”) will take the oral deposition of Keith Butler under Ohio Adm. Code Rule 4901-1-21. OCC seeks to conduct the deposition of this individual upon oral examination on November 4, 2019, at 10:00 a.m., or a date that is mutually agreeable between the parties and the deponent, and to continue day-to-day thereafter until complete, at the offices of the Ohio Consumers’ Counsel, 65 E. State St., 7th Floor, Columbus, Ohio. The deponent will appear at the agreed upon place at the designated time and date and remain present until deposed.

The deposition will be taken of the aforementioned deponent on relevant topics within the scope of these proceedings, including but not limited to the deponent’s pre-filed testimony in this case, any testimony adopted by the deponent, discovery responses

provided by Duke, and the deponent’s knowledge and expertise with the subject matter of these proceedings. The deposition will be taken upon oral examination (as upon cross-examination) before an officer authorized by law to take depositions.

Under Ohio Adm. Code Rules 4901-1-21(E) and the Attorney Examiner’s August 13, 2019 Entry in these cases, the deponent is requested to produce, within 10 days of this notice of deposition, the following documents:

1. The deponent’s most recent C.V./resume.
2. Any documents referenced in the deponent’s pre-filed testimony in these case (including any documents referenced in pre-filed testimony of another witness whose testimony the deponent has adopted).
3. Any workpapers (in native format such as Excel, etc.) regarding the deponent’s testimony in this case (including any workpapers referenced in pre-filed testimony of another witness whose testimony the deponent has adopted).

Respectfully submitted,

Bruce Weston (0016973)

Ohio Consumers’ Counsel

*/s/ Christopher Healey*

Christopher Healey (0086027)

Counsel of Record

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(willing to accept service by e-mail)

**CERTIFICATE OF SERVICE**

It is hereby certified that a true copy of the foregoing Notice to Take Deposition was served by electronic transmission upon the parties below this 18th day of October 2019.

 */s/ Christopher Healey*

 Christopher Healey

 Assistant Consumers’ Counsel

The PUCO’s e-filing system will electronically serve notice of the filing of this document on the following parties:

**SERVICE LIST**

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| --- | --- |
| Thomas.mcnamee@ohioattorneygeneral.govRobert.eubanks@ohioattorneygeneral.govJohn.jones@ohioattorneygeneral.govcmooney@ohiopartners.orgdboehm@BKLlawfirm.commkurtz@BKLlawfirm.comjkylercohn@BKLlawfirm.comAttorney Examiner:Megan.addison@puco.ohio.gov | Rocco.dasenzo@duke-energy.comElizabeth.watts@duke-energy.comJeanne.kingery@duke-energy.comLarisa.vaysman@duke-energy.comkmcmurray@fbtlaw.comPaul@carpenterlipps.combojko@carpenterlipps.com |