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January 3, 2000

Public Utilities Commission of Ohio
PUCO Docketing
180 E. Broad Street, 10th Floor
Columbus, Ohio 43266-0573

Re: In The Matter of the Application of Ohio Power Company for Approval of Electric Transition Plan and Application for Receipt of Transition Revenues, Case No. 99-1730-EL-ETP

Dear Sir/Madam:

Please find enclosed an original and twenty (20) copies of the First Set of The Kroger Co.'s Interrogatories And Requests For Production Of Documents Upon Ohio Power Company in the above-referenced cases.

Copies have been served on all parties on the attached certificate of service. Please place this document of file.

Respectfully yours,

Michael L. Kurtz

Michael L. Kurtz, Esq.
BOEHM, KURTZ & LOWRY

MLK:kew
Encl.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician *Juan Schaeffer* Date Processed *1-5-00*

CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served by regular U.S. mail, postage prepaid, unless otherwise noted, this 3rd day of January, 2000 to the following:

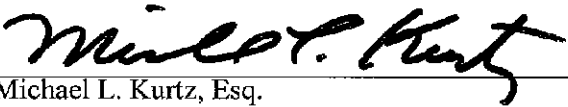
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Columbus, Ohio 43215


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**BEFORE THE
PUBLIC UTILITY COMMISSION OF OHIO**

In The Matter of the Application of Ohio Power Company : Case No. 99-1730-EL-ETP
For Approval of its Transition Plan and for Authorization :
To Collect Transition Revenues :

**THE KROGER CO.'S
INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS UPON
OHIO POWER COMPANY
FIRST SET
(JANUARY 3, 2000)**

GENERAL INSTRUCTIONS AND DEFINITIONS

1. The Kroger Co., an intervenor in the above-captioned proceedings, herein serves the following interrogatories and Requests for Production of Documents upon Ohio Power Company. Pursuant to Section 4928.32(A), Revised Code, Kroger requests the expedited production of the following documents and information requested herein within ten (10) days after service. Responses should be sent to:

Michael L. Kurtz, Esq.
BOEHM, KURTZ & LOWRY
2110 CBLD Center, 36 East Seventh Street
Cincinnati, Ohio 45202
Ph: (513) 421-2255 Fax: (513) 421-2764

Kevin Higgins
ENERGY STRATEGIES, INC.
39 Market Street, Suite 200
Salt Lake City, UT 84101
Ph: (801) 355-4365 Fax: (801) 521-9142

2. "Document" means the original and all copies (regardless of origin and whether or not including additional writing thereon or attached thereto) of memoranda, reports, books, manuals, instructions, directives, records, forms, notes, letters, notices, confirmations, telegrams, pamphlets, notations of any sort concerning conversations, telephone calls, meetings or other communications, bulletins, transcripts, diaries, analyses, summaries, correspondence investigations, questionnaires, surveys, worksheets, and all drafts, preliminary versions, alterations, modifications, revisions, changes, amendments and written comments concerning the

foregoing, in whatever form, stored or contained in or on whatever medium, including computerized memory or magnetic media.

3. "Study" means any written, recorded, transcribed, taped, filmed, or graphic matter, however produced or reproduced, either formally or informally, a particular issue or situation, in whatever detail, whether or not the consideration of the issue or situation is in a preliminary stage, and whether or not the consideration was discontinued prior to completion.
4. "Person" means any natural person, corporation, professional corporation, partnership, association, joint venture, proprietorship, firm, or the other business enterprise or legal entity.
5. A request to identify a natural person means to state his or her full name and residence address, his or her present last known position and business affiliation at the time in question.
6. A request to identify a document means to state the date or dates, author or originator, subject matter, all addressees and recipients, type of document (e.g., letter, memorandum, telegram, chart, etc.), number of code number thereof or other means of identifying it, and its present location and custodian. If any such document was, but is no longer in the Company's possession or subject to its control, state what disposition was made of it.
7. A request to identify a person other than a natural person means to state its full name, the address of its principal office, and the type of entity.
8. "And" and "or" should be considered to be both conjunctive and disjunctive, unless specifically stated otherwise.
9. "Each" and "any" should be considered to be both singular and plural, unless specifically stated otherwise.
10. Words in the past tense should be considered to include the present, and words in the present tense include the past, unless specifically stated otherwise.
11. "You" or "your" means the Ohio Power Company, its affiliates and the person whose filed testimony is the subject of these interrogatories and, to the extent relevant and necessary to provide full and complete answers to any request, "you" or "your" may be deemed to include any person with information relevant to any interrogatory who is or was employed by or otherwise associated with the witness or who assisted, in any way, in the preparation of the witness' testimony.
12. "Kroger" means The Kroger Co. and/or any of their officers, directors, employees, or agents who may have knowledge of the particular matter addressed.
13. If any matter is evidenced by, referenced to, reflected by, represented by, or recorded in any document, please identify and produce for discovery and inspection each such document.
14. These interrogatories are continuing in nature, and information which the responding party later becomes aware of, or has access to, and which is responsive to any request is to be made available to The Kroger Co. Any studies, documents, or other subject matter not yet completed

that will be relied upon during the course of this case should be so identified and provided as soon as they are completed. The Respondent is obliged to change, supplement and correct all answers to interrogatories to conform to available information, including such information as it first becomes available to the Respondent after the answers hereto are served.

15. Unless otherwise expressly provided, each interrogatory should be construed independently and not with reference to any other interrogatory herein for purpose of limitation.
16. The answers provided should first restate the question asked and also identify the person(s) supplying the information.
17. Please answer each designated part of each information request separately. If you do not have complete information with respect to any interrogatory, so state and give as much information as you do have with respect to the matter inquired about, and identify each person whom you believe may have additional information with respect thereto.
18. In the case of multiple witnesses, each interrogatory should be considered to apply to each witness who will testify to the information requested. Where copies of testimony, transcripts or depositions are requested, each witness should respond individually to the information request.
19. The interrogatories are to be answered under oath by the witness(es) responsible for the answer.
20. Responses to requests for revenue, expense and rate base data should provide data on the basis of Total company as well as Intrastate data, unless otherwise requested.

INTERROGATORIES

1. Assume for purposes of this question that beginning 1/1/2001 Kroger intends to independently aggregate all of its load located in your service territory and purchase generation for that aggregated load from a third party Electric Services Company. By "independently aggregate" we mean only the Kroger load is aggregated and the load of no other customer is involved.
 - a. Are there any provisions of your proposed tariffs, rules or regulations which would prevent such an aggregation transaction? If yes, please identify them.

- b. Do you agree that Kroger has the right to purchase such independently aggregated load based upon its actual hourly usage, and not based upon a class average load profile? If no, please explain.
 - c. Do you agree that Kroger has the right to purchase and own the necessary metering equipment (e.g., interval metering) to enable it to purchase generation based upon its own actual hourly usage? If no, please explain.
 - d. If Kroger purchases its own metering equipment so as to enable it to purchase generation based upon its own hourly usage, do you agree that Kroger and/or its agent should have real time access to the metering data? If no, please explain.
- 2. For the month of September, 1999, please recalculate the bills for electric service sent to each of Kroger's facilities located in your service territory under your proposed unbundled rates.
- 3. Please refer to your testimony setting out your proposed level of shopping credits.
 - a. Is this your best estimate of the retail price of firm power to customers in your service territory?
 - b. Is Ohio Power willing to enter into long-term contracts for the sale of firm power at the prices set forth as your proposed shopping credits? If yes, how long is the offer valid? If no, please explain why not.
 - c. Please identify all real world examples of which you are aware where a retail customer actually purchased firm power at the rates set forth in your proposed shopping credits.

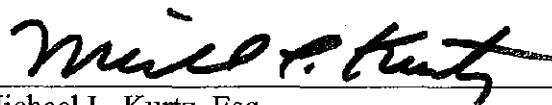
4. Assume that on 1/1/2001, 10% of your load switches suppliers. Would your unbundled transmission rates entitle that 10% of your load to firm transmission service? Please explain. If the number was 50% instead of 10%, would your answer be the same?
 - a. Will an entity serving competitive load have the same scheduling priority through congested interfaces as standard offer load?
5. Please explain why your ownership share of the Ohio Valley Electric Corporation ("OVEC") and your entitlement to excess OVEC generation not used by the United States Enrichment Corporation should be excluded from the calculation of transition costs. Please describe the currently existing Ohio retail ratemaking treatment with respect to electricity sales made to OVEC and electricity purchases made from OVEC.
6. Please identify all tariff provisions, rules and regulations that relate to distributed generation or customer owned on-site generation.
7. Will you require interval meters for market purchases of generation under your proposed unbundled tariffs? Please explain.
8. With respect to the metering necessary to purchase market generation:
 - a. What type of meter will be required for the typical Kroger location to purchase market generation (i.e., manufacturer and type)?
 - b. What is the installed price of said meter?
 - c. Will Kroger be authorized to pay for the cost of the meter upon installation?
 - d. Will Kroger receive direct access to the meter output? Please explain.

- e. Will there be a cost to Kroger to access meter information if it has paid for the meter? If yes, where is this addressed in the proposed tariffs, rules or regulations, what is the cost, and what is the justification for the cost?

REQUEST FOR PRODUCTION OF DOCUMENTS

1. Please provide a copy of all discovery requests served by the Ohio Consumer's Council on FristEnergy and Ohio Power's responses thereto.
2. Please provide a copy of all discovery requests served by the Commission's Staff on Ohio Power and Ohio Power's responses thereto.
3. Please provide a copy of all discovery requests served by any other party to these proceedings and Ohio Power's responses thereto.

Respectfully submitted,



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