

FILE



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## Office of the Ohio Consumers' Counsel

Your Residential Utility Consumer Advocate

Janine L. Migden-Ostrander  
Consumers' Counsel

October 25, 2007

Ms. Rene Jenkins, Secretary  
Public Utilities Commission of Ohio  
180 East Broad Street, 13<sup>th</sup> Floor  
Columbus, Ohio 43215

RECEIVED-DOCKETING DIV  
2007 OCT 25 AM 10:29  
PUCO

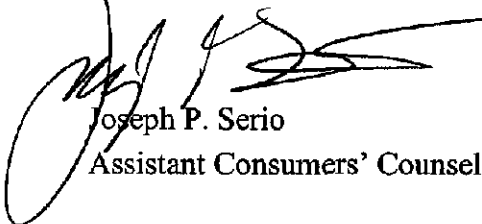
Re: *In the Matter of the Application of Columbia Gas of Ohio, Inc. for Approval of Tariffs to Recover, Through, an Automatic Adjustment Clause, Costs Associated with the Establishment of an Infrastructure Replacement Program and for Approval of Certain Accounting Treatment.*  
PUCO Case No. 07-478-GA-UNC

Dear Ms. Jenkins:

On October 24, 2007, the Office of the Ohio Consumers' Counsel ("OCC") filed a Motion for Subpoena in the above-referenced case. After filing copies at docketing, OCC learned an erratum had occurred due to a photocopying error and the copies received by docketing were missing two pages (though OCC did obtain a date-stamp copy that was complete). Attached are 15 (fifteen) complete date stamp copies of the original. OCC did serve complete copies to the parties yesterday and the complete original has been served upon the witness who was subpoenaed.

Thank you for your attention to this matter. If you have any questions, please contact me.

Sincerely,

  
Joseph P. Serio  
Assistant Consumers' Counsel

Cc: 07-478-GA-UNC Parties of Record

Enclosure

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 1/M Date Processed 10/25/2007

**BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO**

RECEIVED-DOCKETING DIV  
2007 OCT 24 PM 5:08

PUCO

In the Matter of the Application of )  
Columbia Gas of Ohio, Inc. for Approval )  
of Tariffs to Recover, Through, an )  
Automatic Adjustment Clause, Costs )  
Associated with the Establishment of an )  
Infrastructure Replacement Program and )  
for Approval of Certain Accounting )  
Treatment. )

Case No. 07-478-GA-UNC

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**MOTION FOR SUBPOENA**

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Now comes the Office of the Ohio Consumers' Counsel ("OCC") and, pursuant to Ohio Adm. Code 4901-1-25(A), hereby respectfully moves the Public Utilities Commission of Ohio ("Commission" or "PUCO"), any commissioner, the legal director, the deputy legal director, or the attorney examiner assigned to this case to issue subpoena compelling Gary J. Hebbeler, General Manager of Gas Engineering for Duke Energy Ohio, Inc. ("Duke") to appear for the evidentiary hearing in this case, October 29, 2007, at 10:00 o'clock, a.m. in hearing room 11-C, located on the eleventh floor of 180 E. Broad St., Columbus, Ohio 43215, and attend day-to-day to submit to oral examination as on cross-examination by OCC in this proceeding until completed.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER  
CONSUMERS' COUNSEL



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Joseph P. Serio, Counsel of Record  
Assistant Consumers' Counsel

**Office of the Ohio Consumers' Counsel**  
10 West Broad Street, Suite 1800  
Columbus, Ohio 43215-3485  
(614) 466-8574 (telephone)  
[serio@occ.state.oh.us](mailto:serio@occ.state.oh.us)

**BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of	)	
Columbia Gas of Ohio, Inc. for Approval	)	
of Tariffs to Recover, Through, an	)	
Automatic Adjustment Clause, Costs	)	Case No. 07-478-GA-UNC
Associated with the Establishment of an	)	
Infrastructure Replacement Program and	)	
for Approval of Certain Accounting	)	
Treatment.	)	

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**MEMORANDUM IN SUPPORT**

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The OCC requests a subpoena, pursuant to Ohio Adm. Code 4901-1-25(A), to command Gary J. Hebbeler, General Manager of Gas Engineering for Duke, to appear for the hearing and attend day-to-day to submit to oral examination as on cross-examination by OCC in this proceeding until completed. The hearing in this case is currently scheduled to begin on October 29, 2007, and will take place in PUCO hearing room 11-C, eleventh floor, 180 E. Broad St., Columbus, Ohio 43215.

Gary J. Hebbeler, General Manager of Gas Engineering for Duke Energy Ohio, Inc. ("Duke") would be called for the purpose of addressing the following items:

1. The Perfection Servi-Sert Interchange Head partial replacement process being used by Duke to replace prone to leak natural gas risers;
2. The cost difference between the Perfection Servi-Sert Interchange Head partial replacement process and the full replacement process being used by Duke to replace prone to leak natural gas risers;
3. The circumstances under which the Perfection Servi-Sert Interchange Head partial replacement process was developed and under what circumstances it can be used;

4. Duke's experiences using the Perfection Servi-Sert Interchange Head partial replacement process;
5. Duke's explanation of the reasonableness of its current 27 year plan to replace prone to leak natural gas risers, and its proposed 9 year plan to replace prone to leak natural gas risers.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER  
CONSUMERS' COUNSEL



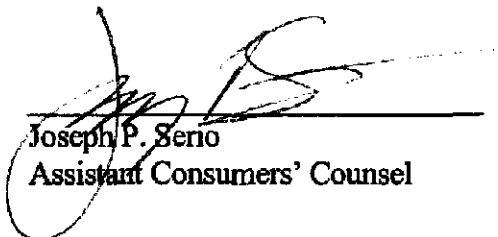
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Joseph P. Serio, Counsel of Record  
Assistant Consumers' Counsel

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10 West Broad Street, Suite 1800  
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### **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Motion for Subpoena, was served by electronic mail service, and First Class US Mail, postage prepaid, this 24<sup>th</sup> day of October, 2007.



Joseph P. Serio  
Assistant Consumers' Counsel

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**STATE OF OHIO  
PUBLIC UTILITIES COMMISSION  
180 EAST BROAD STREET  
COLUMBUS, OHIO 43266-0573**

**Ted Strickland  
GOVERNOR**



**THE PUBLIC UTILITIES COMMISSION OF OHIO**

**SUBPOENA DUCES TECUM**

**TO:** Gary J. Hebbler  
General Manager of Gas Engineering  
Duke Energy Ohio  
139 Fourth Street, Room 25 ATII  
Cincinnati, Ohio 45202

Upon application of Counsel for the Office of the Ohio Consumers' Counsel ("OCC"), you are hereby required to appear at hearing and attend day-to-day to be called as a witness and submit to oral testimony by cross examination by OCC until completed in the proceeding entitled *In the Matter of the Application of Columbia Gas of Ohio, Inc. for Approval of Tariffs to Recover, Through, an Automatic Adjustment Clause, Costs Associated with the Establishment of an Infrastructure Replacement Program and for Approval of Certain Accounting Treatment*, Case No. 07-478-GA-UNC.

You are commanded to appear, in Hearing Room 11-C, on the eleventh floor, at the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, OH 43215, on the 29<sup>th</sup> day of October, 2007 at 10:00 o'clock, a.m.

Dated at Columbus, Ohio, this 24<sup>th</sup> day of October 2007.

BY: Paul J. [Signature]

TITLE: Legal Director

Notice: If you are not a party or an officer, agent, or employee of a party to this proceeding, then witness fees for attending under this subpoena are to be paid by the party at whose request the witness is summoned.