

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of: :  
: Case No. 07-1224-GA-EXM

In the Matter of the :  
Application of the East :  
Ohio Gas Company, dba :  
Dominion East Ohio, for :  
Approval of a General :  
Exemption of Certain :  
Natural Gas Commodity :  
Sales, Services or :  
Ancillary Services. :

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PROCEEDINGS

before Ms. Christine Pirik, Attorney Examiner, at the  
Public Utilities Commission of Ohio, 180 East Broad  
Street, Room 11-C, Columbus, Ohio, called at 10:18  
a.m. on Monday, April 7, 2008.

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21           ARMSTRONG & OKEY, INC.  
          185 South Fifth Street, Suite 101  
22           Columbus, Ohio 43215-5201  
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ARMSTRONG & OKEY, INC., Columbus, Ohio (614) 224-9481

1 APPEARANCES:

2 Jones Day  
By Mr. Mark A. Whitt  
3 325 John H. McConnell Boulevard  
Suite 600  
4 Columbus, Ohio 43215-2673

5 On behalf of the Company.

6 Bell Royer, Co., LPA  
Mr. Barth E. Royer  
7 33 South Grant Avenue  
Columbus, Ohio 43215-3927

8 On behalf of Dominion Retail, Inc. and  
9 MXEnergy, Inc.

10 Mr. David C. Rinebolt  
231 East Lima Street  
11 P.O. Box 1793  
Findlay, Oh 45839-1793

12 On behalf of Ohio Partners for  
13 Affordable Energy.

14 Bricker & Eckler  
By Mr. Thomas J. O'Brien  
15 100 South Third Street  
Columbus, Ohio 43215-4291

16 On behalf of the Northeast Ohio Public  
17 Energy Council.

18 Vorys, Sater, Seymour and Pease, LLP  
By M. Howard Petricoff  
19 and Mr. Stephen M. Howard  
52 East Gay Street

20 Columbus, Ohio 43216-1008

21 On behalf of Integrys Energy and  
Ohio Gas Marketers.

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1 APPEARANCES:

2 Mr. Craig G. Goodman  
3 3333 K Street NW  
4 Suite 110  
5 Washington, DC 20007

6 On behalf of the National Energy  
7 Marketers Association.

8 Janine L. Migden-Ostrander  
9 Ohio Consumers' Counsel  
10 By Mr. Joseph P. Serio  
11 10 West Broad Street, Suite 1800  
12 Columbus, Ohio 43215-3485

13 On behalf of the Residential  
14 Consumers of the Dominion East Ohio.

15 Mark Dann, Ohio Attorney General  
16 Duane W. Luckey, Senior Deputy  
17 Attorney General  
18 Public Utilities Section  
19 Ms. Anne L. Hammerstein  
20 Mr. Stephen A. Reilly  
21 180 East Broad Street, 9th Floor  
22 Columbus, Ohio 43215-3793

23 On behalf of the Staff of the Public  
24 Utilities Commission.

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ARMSTRONG & OKEY, INC., Columbus, Ohio (614) 224-9481

1 Monday Morning Session,

2 April 7, 2008.

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4 THE ATTORNEY EXAMINER: Good morning.

5 The Public Utilities Commission of Ohio has assigned

6 for public hearing at this time and place Case No.

7 07-1224-GA-EXM, which is captioned, In the Matter of

8 the Application of the East Ohio Gas Company, dba

9 Dominion East Ohio, for Approval of a General

10 Exemption of Certain Natural Gas Commodity Sales,

11 Services or Ancillary Services.

12 My name is Christine Pirik, an

13 attorney-examiner with the Commission and the deputy

14 director of the legal department. I am conducting

15 this hearing.

16 I will take appearances of the parties.

17 On behalf of the company.

18 MR. WHITT: Your Honor, Mark Whitt from

19 the law firm of Jones Day, 325 John H. McConnell

20 Boulevard, Columbus, Ohio, 43215.

21 THE ATTORNEY EXAMINER: On behalf of the  
22 staff.

23 MR. REILLY: Your Honor, Marc Dann, Ohio  
24 Attorney General, Duane Luckey, section chief, Anne

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1 Hammerstein and Stephen Reilly, assistant attorneys

2 general, 180 East Broad Street, Columbus, Ohio.

3 THE ATTORNEY EXAMINER: Ohio Partners for  
4 Affordable Energy.

5 MR. RINEBOLT: Your Honor, on behalf of

6 Ohio Partners for Affordable Energy, David C.

7 Rinebolt and Colleen L. Mooney, 231 West Lima Street,

8 P.O. Box 1793, Findlay, Ohio 45839.

9 THE ATTORNEY EXAMINER: Integrys Energy.

10 MR. HOWARD: On behalf of Integrys

11 Energy, please show the appearance of M. Howard

12 Petricoff and Stephen M. Howard, Vorys, Sater,

13 Seymour and Pease, 52 East Gay Street, P. O. Box

14 1008, Columbus, Ohio 43215. Thank you.

15 THE ATTORNEY EXAMINER: Industrial Energy

16 Users.

17 (No response.)

18 Dominion Retail.

19 MR. ROYER: On behalf of Dominion Retail

- 20 Inc. and also on behalf of MXEnergy, Inc. Barth E.
- 21 Royer, Bell Royer Company, LPA, 33 South Grant
- 22 Avenue, Columbus, Ohio 43215, Columbus, Ohio 43215.
- 23 THE ATTORNEY EXAMINER: Office of
- 24 Consumers' Counsel.

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1           MR. SERIO: Thank you. On behalf of the  
2 residential customers of Dominion East Ohio, Janine  
3 Migden-Ostrander, Consumers' Counsel, by Joseph P.  
4 Serio, 10 West Broad Street Columbus, Ohio, 43215.

5           THE ATTORNEY EXAMINER: Northeast Ohio  
6 Public Energy Council.

7           MR. O'BRIEN: Your Honor, on behalf of  
8 the Northeast Ohio Public Energy Council. Bricker &  
9 Eckler, Glenn Krassen and Thomas J. O'Brien, 100  
10 South Third Street, Columbus, Ohio 43215.

11          THE ATTORNEY EXAMINER: National Energy  
12 Marketers.

13          MR. HOWARD: On behalf of the National  
14 Energy Marketers Association, Craig Goodman,  
15 Washington, D.C.

16          THE ATTORNEY EXAMINER: Ohio Gas  
17 Marketers.

18          MR. HOWARD: On behalf of the Ohio Gas  
19 Marketers, please note the appearance of M. Howard

20 Petricoff, Stephen M. Howard, Vorys, Sater, Seymour

21 and Pease, 52 East Gay Street, P. O. Box 1008

22 Columbus, Ohio 43215. Thank you.

23 THE ATTORNEY EXAMINER: Thank you. I

24 believe that covers all the parties. Anyone else?

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1 I'll turn to the company. I understand  
2 there have been discussions and you have a proposal  
3 for continuing the hearing to a later time.

4 MR. WHITT: Yes, Your Honor. Pursuant to  
5 discussions had by the parties today this morning, we  
6 agreed to continue the matter until this Thursday at  
7 10:00 a.m. In the interim, it's our understanding,  
8 the parties will submit a stipulation at that time.

9 THE ATTORNEY EXAMINER: Will you have a  
10 witness that will actually take the stand at that  
11 time, do you believe?

12 MR. WHITT: I believe, your Honor, staff  
13 will present a witness. I will let staff address  
14 that.

15 MR. REILLY: Your Honor, we anticipate  
16 that staff will present a witness in favor of the  
17 stipulation at that time.

18 THE ATTORNEY EXAMINER: Thank you. That  
19 being said, if there are no objections, hearing none,

20 we will continue the hearing until Thursday,  
21 April 10, at 10:00 a.m. I don't know whether it will  
22 be in this room or not because I can't remember  
23 whether we have it scheduled. If not, I will be sure  
24 to post it so you will know exactly where it will be.

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1 It will be somewhere on this floor.

2 MR. SERIO: Your Honor, I would like to  
3 note for the record there are no members of the  
4 public here today that showed up to testify.

5 THE ATTORNEY EXAMINER: Thank you,  
6 Mr. Serio, I appreciate that. So noted. Thank you.

7 (The hearing adjourned at 10:24 a.m.)

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CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on Monday, April 7, 2008, and carefully compared with my original stenographic notes.

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Rosemary Foster Anderson,  
Professional Reporter and  
Notary Public in and for  
the State of Ohio.

My commission expires April 5, 2009.

(RFA-8125)

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**This foregoing document was electronically filed with the Public Utilities**

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Summary: Transcript East Ohio Gas 4/7/08 electronically filed by Mrs. Jennifer D. Duffer on behalf of Armstrong & Okey, Inc.