

FILE

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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**In the Matter of the Application of The
East Ohio Gas Company d/b/a Dominion
East Ohio for Authority to Increase Rates
for its Gas Distribution Service.**

Case No. 07-829-GA-AIR

**In the Matter of the Application of The
East Ohio Gas Company d/b/a Dominion
East Ohio for Approval of an Alternative
Rate Plan for its Gas Distribution Service**

Case No. 07-830-GA-ALT

**In the Matter of the Application of The
East Ohio Gas Company d/b/a Dominion
East Ohio for Approval to Change
Accounting Methods**

Case No. 07-831-GA-AAM

**In the Matter of the Application of The
East Ohio Gas Company d/b/a Dominion
East Ohio for Approval of Tariffs to
Recover Certain Costs Associated with a
Pipeline Infrastructure Replacement
Program Through an Automatic
Adjustment Clause, And for Certain
Accounting Treatment**

Case No. 08-169-GA-ALT

**In the Matter of the Application of The
East Ohio Gas Company d/b/a Dominion
East Ohio for Approval of Tariffs to
Recover Certain Costs Associated with
Automated Meter Reading Deployment
Through an Automatic Adjustment Clause,
and for Certain Accounting Treatment**

Case No. 06-1453-GA-UNC

**MEMORANDUM IN SUPPORT OF THE MOTION FOR PROTECTIVE ORDER
BY THE OFFICE OF THE OHIO CONSUMERS' COUNSEL ON BEHALF OF
THE EAST OHIO GAS COMPANY D/B/A DOMINION EAST OHIO**

I. INTRODUCTION

Pursuant to Rule 4901-1-12, Ohio Administrative Code, The East Ohio Gas Company d/b/a Dominion East Ohio (“DEO”) submits its Memorandum in Support of the Motion for Protective Order by the Office of the Ohio Consumers’ Counsel (“OCC”). On June 23, OCC filed, among other things, public and confidential versions of the pre-filed testimony of witness Trevor Roycroft along with a Motion for Protective Order related to his testimony. DEO requests that the Commission grant OCC’s Motion for the reasons that follow.

II. ARGUMENT

A. The Information Contained in OCC’s Filing Deserves Protective Treatment.

The Commission has provided in its rules that on the motion of any party it “may issue any order which is necessary to protect the confidentiality of information contained in [a filed] document, to the extent that state or federal law prohibits release of the information, including where the information is deemed by the commission . . . to constitute a trade secret under Ohio law.” Ohio Admin. Code § 4901-1-24(D). Section 1333.61(D) of the Revised Code defines “trade secret” as follows:

“Trade secret” means information, including . . . any business information or plans . . . [or] financial information . . . that satisfies both of the following:

(1) It derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use.

(2) It is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

The information contained in OCC’s filing satisfies these standards.

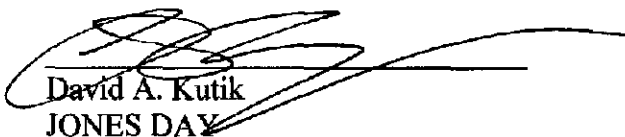
The information redacted from the testimony of Trevor Roycroft consists of a business case and presentation developed in conjunction with DEO’s proposed automated meter reading

("AMR") program. These documents contain proprietary information concerning certain costs to DEO that would potentially be valuable to parties with whom DEO does business or must negotiate. This satisfies the requirement of R.C. 1333.61(D)(1) that the information "derive[] independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use." In satisfaction of R.C. 1333.61(D)(2), DEO has taken reasonable efforts to maintain the confidentiality of this information, both by limiting internal access to this information and by asserting the confidentiality of this information in the course of these proceedings. Non-disclosure of this information is not inconsistent with the purposes of Title 49 of the Revised Code.

III. CONCLUSION

For the reasons discussed above, DEO respectfully requests that the Commission grant OCC's Motion for Protective Order.

Respectfully submitted,



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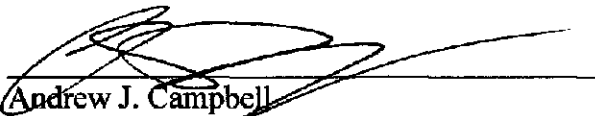
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Memorandum in Support of the Motion for Protective Order by the Office of the Ohio Consumers' Counsel of The East Ohio Gas Company d/b/a Dominion East Ohio was sent by electronic mail to the following parties on this 30th day of June, 2008.


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