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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke Energy Ohio for Approval of an Electric Security Plan.	)))	Case No. 08-0920-EL-SSO
In the Matter of the Application of Duke Energy Ohio for Approval to Amend Accounting Methods.	)))	Case No. 08-0921-EL-AAM
In the Matter of the Application of Duke Energy Ohio for Approval of a Certificate of Public Convenience and Necessity to Establish an Unavoidable Capacity Charge.	)))))	Case No. 08-0922-EL-UNC
In the Matter of the Application of Duke Energy Ohio for Approval to Amend its Tariff.	)))	Case No. 08-0923-EL-ATA

NOTICE TO TAKE DEPOSITION UPON ORAL EXAMINATION AND REQUEST FOR PRODUCTION OF DOCUMENTS

To: Duke Energy-Ohio

Pursuant to Ohio Adm. Code Section 4901-1-21(B), please take notice that the Ohio Consumers' Counsel will take the oral deposition of all individuals who have filed testimony on behalf of Duke Energy Ohio in this case and all individuals who were the respondents to the Office of the Ohio Consumers' Counsel's ("OCC's") discovery requests or who can explain information produced in response to discovery requests in the above captioned proceeding at the offices of the OCC, 10 W. Broad Street, 18th Floor, Columbus, Ohio, at 10:00 a. m. beginning on October 20, 2008, or such other time that is

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mutually agreed upon by the parties. These depositions will be taken upon oral examination (as upon cross-examination) before an officer authorized by law to take depositions and will continue from day to day, except for holidays and weekends, until all depositions are completed.

Pursuant to Ohio Adm. Code Sections 4901-1-21(E) and 4901-1-20, the deponents are requested to produce, at the time of the deposition, all documents relating to his or her testimony in this proceeding or responses to discovery, including, any backup documentation or raw data.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of this *Notice to Take Deposition Upon Oral Examination and Request for Production of Documents*, was served by first-class U.S. Mail to the parties of record identified below, on this 15th day of October 2008.



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