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Dianne B. Kuhnelt
Senior Paralegal

VIA OVERNIGHT MAIL
AND ELECTRONIC DELIVERY

November 3, 2008

Ms. Renee Jenkins
Public Utilities Commission of Ohio
Docketing Division
13th Floor
180 East Broad Street
Columbus, OH 43215-3716

Re: In re Duke Energy Ohio's Application for an Electric Security Plan
Case No. 08-920-EL-SSO

Dear Ms. Jenkins:

Enclosed please find an original and twenty-two copies of *Duke Energy Ohio's Notice To Take Deposition of Kevin Murray, Witness for Industrial Energy Users' Group - Ohio ("IEU-Ohio"), Upon Oral Examination and Request for Production of Documents* to be filed in the referenced case.

Please file stamp the two extra copies of the Notice and return in the envelope provided.

Sincerely,

Dianne B. Kuhnelt

cc: Parties of Record

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BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In The Matter of the Application of)	
Duke Energy Ohio for Approval)	Case No. 08-920-EL-SSO
of an Electric Security Plan)	

In the Matter of the Application of)	
Duke Energy Ohio for Approval to)	Case No. 08-921-EL-AAM
Amend Accounting Methods)	

In the Matter of the Application of)	
Duke Energy Ohio for Approval of)	
a Certificate of Public Convenience and)	Case No. 08-922-EL-UNC
Necessity to Establish an Unavoidable)	
Capacity Charge)	

In the Matter of the Application of)	
Duke Energy Ohio for Approval to)	Case No. 08-923-EL-ATA
Amend its Tariffs)	

**DUKE ENERGY OHIO'S
NOTICE TO TAKE DEPOSITION OF KEVIN MURRAY,
WITNESS FOR
INDUSTRIAL ENERGY USERS GROUP - OHIO ("IEU-OHIO"),
UPON ORAL EXAMINATION AND
REQUEST FOR PRODUCTION OF DOCUMENTS**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio will take the oral deposition of Kevin Murray in the above-captioned matters.

By agreement with counsel for IEU-Ohio, the depositions will take place at the offices of Duke Energy Ohio, 155 East Broad Street, 21st Floor, Columbus, Ohio 43215. The deposition will begin at 10:00 a.m. on Friday, November 7, 2008. Parties are invited to attend and to cross-examine.

The deposition of Mr. Murray will be taken on relevant topics within his areas of expertise, including but not limited to the subject matter of his testimony. The deposition 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 completed.

Pursuant to Ohio Admin. Code 4901-1-21(E) and 4901-1-20, the deponent is requested to produce at the time of his deposition all documents relating to his testimony in these proceedings or responses to discovery, including, but not limited to, the results of studies done for these proceedings and any backup documentation, including raw data, for those studies. Deponent is also requested to produce at the time of his deposition copies of all documents cited in his testimony.


Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Amy B. Spiller".

Paul A. Colbert
Amy B. Spiller
Attorneys for
DUKE ENERGY OHIO
139 Fourth Street, Room 25 ATII
Cincinnati, OH 45202
(513) 419-1810

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Notice of Deposition of Duke Energy Ohio was served on the following parties this 3rd day of November, 2008 by regular U. S. Mail, overnight delivery or electronic delivery.


Amy B. Spiller

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