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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

2010 FEB -4 PM 4:11

In the Matter of the Application of)
Aqua Ohio, Inc. for Authority to Increase)
Its Rates and Charges in Its Masury)
Division.)

Case No. 09-560-WW-AIR

PUCO

NOTICE TO TAKE DEPOSITION UPON ORAL EXAMINATION OF
ROBERT G. LIPTAK
AND REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to Ohio Adm. Code Rule 4901-1-21(B), please take notice that the Office of the Ohio Consumers' Counsel ("OCC") will take the oral deposition of all individuals for whom testimony is filed or will be filed in the above-captioned matters or who have knowledge and expertise with the subject matter of these proceedings on behalf of Aqua Ohio, Inc. ("Aqua") including, but not limited to Robert G. Liptak. The deposition will take place at the offices of OCC, 10 West Broad Street, 18th Floor, Columbus, Ohio, and will begin at 10:00 a.m. on Friday, February 26, 2010, or such other place and time as are mutually agreed upon by Aqua and the OCC. Deponent will appear at designated time with documents at OCC and remain present until deposed. Parties are invited to attend and cross-examine.

The deposition will be taken of the aforementioned deponent on relevant topics within the scope of these proceedings, including but not limited to, the subject matter of the deponent's testimony or the deponent's knowledge and expertise with the subject matter of this proceeding. The deposition will be taken upon oral examination (as upon

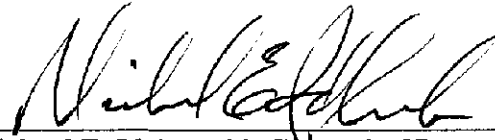
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cross-examination) before an officer authorized by law to take depositions and will continue from day to day, except for holidays and weekends, until completed.

Pursuant to Ohio Adm. Code Rules 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 or the deponent's knowledge and expertise with the subject matter of these proceedings and/or the deponent's responses to discovery, including, but not limited to, the results of any studies done for these proceedings and any backup documentation, including raw data, for those studies.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER
CONSUMERS' COUNSEL

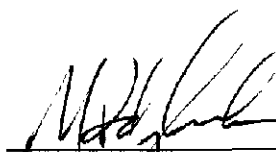


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CERTIFICATE OF SERVICE

I hereby certify that a copy of this Notice to Take Deposition of Robert G. Liptak by the Office of the Ohio Consumers' Counsel was served on the persons stated below via regular U.S. Mail Service, postage prepaid, this 4th day of February, 2010.



Michael E. Idzkowski
Assistant Consumers' Counsel

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