

FILE

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Aqua)
Ohio, Inc. for Authority to Increase its)
Rates and Charges in its Lake Erie) Case No. 09-1044-WW-AIR
Division.)

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NOTICE TO TAKE DEPOSITION UPON ORAL EXAMINATION OF
AQUA OHIO, INC WITNESSES
AND REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to Ohio Adm. Code Rule 4901-1-21(B), please take notice that 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").

The depositions 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 Monday, June 28, 2010, or such other place and time as are mutually agreed upon by Aqua and OCC. Deponents will appear on the date designated next to their name at 10:00 a.m. with documents at OCC and remain present until the deposition is completed:


- a. The representative of Aqua who can discuss issues related to rate of return; (June 23, 2010);
- b. Robert A. Kopas (June 24, 2010);
- c. Louis S. Kreider (June 25, 2010);
- d. Robert G. Liptak (June 28, 2010);
- e. David R. Monie (June 29, 2010);
- f. Theodore C. Russell (June 30, 2010);
- g. John J. Spanos; (July 1, 2010);
- h. Richard A. Hideg; (July 2, 2010); and
- i. Each and every witness that Aqua names prior to the conclusion of the evidentiary hearing in the above-captioned matter. (a date agreed upon by the parties).

Parties are invited to attend and cross-examine. The depositions will be taken of the aforementioned deponents 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 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 completed.

Pursuant to Ohio Adm. Code Rules 4901-1-21(E) and 4901-1-20, each deponent is requested to produce at the time of his (or her) deposition all documents relating to his (or her) 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 the OCC's Notice to Take Deposition and Request for Production of Documents was served on the persons stated below via regular U.S.

Mail Service, postage prepaid, this 1st day of June 2010.



Gregory J. Poulos
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