

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio )	
Edison Company, The Cleveland Electric )	
Illuminating Company and The Toledo )	Case No. 10-176-EL-ATA
Edison Company for Approval of a New )	
Rider and Revision of an Existing Rider. )	

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

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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 whose testimony is filed on behalf of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively "FirstEnergy" or "Company"). In addition, the OCC will take the oral deposition of all individuals who are identified in response to OCC discovery requests that were subject to a Motion to Compel that was granted on November 8, 2010 (i.e. INT-39, INT-40, and INT-42 in the OCC's third set of discovery), such response being due on November 15, 2010. The depositions will take place on November 22, 2010, beginning at 9:00 a.m., and will continue from day to day thereafter until completed at the offices of the Ohio Consumers' Counsel, 10 W. Broad Street, Columbus, Ohio 43215 (unless otherwise agreed to by counsel regarding the date and time on which the depositions will be taken). Parties to the proceeding are invited to attend and cross-examine.

The depositions will be taken of the aforementioned deponents on relevant topics within their expertise and knowledge, including but not limited to, the subject matter of

testimony and the subject matter of the above-stated interrogatories. 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 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 testimony in this proceeding and responses to discovery, including, but not limited to, the results of any studies done for this proceeding and any backup documentation, including raw data, for those studies.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER  
CONSUMERS' COUNSEL

/s/ Jeffrey L. Small  
Jeffrey L. Small, Counsel of Record  
Maureen R. Grady  
Christopher J. Allwein  
Assistant Consumers' Counsel

**Office of the Ohio Consumers' Counsel**  
10 West Broad Street, 18th Floor  
Columbus, Ohio 43215-3485  
(614) 466-8574 (T)  
(614) 466-9475 (F)  
[small@occ.state.oh.us](mailto:small@occ.state.oh.us)  
[grady@occ.state.oh.us](mailto:grady@occ.state.oh.us)  
[allwein@occ.state.oh.us](mailto:allwein@occ.state.oh.us)

### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of this Notice of Depositions was served by regular U.S. Mail (also electronically on counsel for FirstEnergy) to the persons identified below, postage prepaid, this 9<sup>th</sup> day of November 2010.

/s/ Jeffrey L. Small

Jeffrey L. Small

Assistant Consumers' Counsel

### **SERVICE LIST**

William Wright  
Attorney General's Office  
Public Utilities Section  
180 East Broad Street, 6<sup>th</sup> Floor  
Columbus, OH 43215

Samuel C. Randazzo  
Joseph M. Clark  
McNees Wallace & Nurick LLC  
21 E. State St., 17<sup>th</sup> Fl  
Columbus, OH 43215

**Attorneys for Industrial Energy Users-  
Ohio**

Richard L. Sites  
Ohio Hospital Association  
155 East Broad Street, 15th Floor  
Columbus, OH 43215-3620

**Attorney for Ohio Hospital Association**

James W. Burk  
**FirstEnergy Service Company**  
76 South Main Street  
Akron, OH 44308

Thomas J. O'Brien  
Bricker & Eckler LLP  
100 S. Third St  
Columbus, OH 43215

**Attorney for Ohio Hospital Association  
and Ohio Manufacturers' Association**

Kevin Corcoran  
Corcoran & Associates Co., LPA  
8501 Woodbridge Court  
North Ridgeville, OH 44039

**Attorney for Sue Steigerwald; Citizens  
For Keeping The All-Electric Promise  
(CKAP); Joan Heginbotham and Bob  
Schmitt Homes, Inc.**

David C. Rinebolt  
Colleen L. Mooney  
231 West Lima Street  
Findlay, OH 45839-1793

**Attorneys for Ohio Partners for  
Affordable Energy**

M. Howard Petricoff  
Stephen M. Howard  
Vorys, Sater, Seymour & Pease  
52 East Gay Street  
PO Box 1008  
Columbus, OH 43216-1008

Cynthia Fonner Brady  
Senior Counsel  
Constellation Energy Resources, LLC  
550 West Washington Blvd Suite 300  
Chicago, IL 60661

**Attorneys for Constellation New Energy,  
Inc.**

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**Case No(s). 10-0176-EL-ATA**

Summary: Notice of Deposition Notice to Take Depositions Upon Oral Examination and Request for Production of Documents electronically filed by Patti Mallarnee on behalf of Small, Jeffrey L Mr.