

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the :
Application of the Ohio :
Department of Development for :
an Order Approving Adjustments :Case No.
to the Universal Service Fund :10-725-EL-USF
Riders of Jurisdictional :
Electric Distribution Utilities.:

- - -

PROCEEDINGS

Before Greta See, Attorney Examiner, held at the
offices of the Public Utilities Commission of
Ohio, 180 East Broad Street, Hearing Room 11-A,
Columbus, Ohio, on Tuesday, December 7, 2010, at
10:00 A.M.

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- - -

APPEARANCES:

Bell & Royer
By Mr. Barth Royer
33 South Grant Avenue
Columbus, Ohio 43215

On behalf of the Ohio Department
of Development.

Mr. Matthew J. Satterwhite
Senior Counsel
American Electric Power
1 Riverside Plaza
Columbus, Ohio 43215

On behalf of AEP Service
Corporation.

Ms. Colleen L. Mooney
P.O. Box 1793
231 West Lima Street
Findlay, Ohio 45839-1793

On behalf of Ohio Partners for
Affordable Energy.

Mr. Richard C. Reese
Associate Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, Ohio 431215

On behalf of the Office of
Consumers' Counsel.

McNees, Wallace & Nurick
By Ms. Gretchen J. Hummel
Fifth Third Center
21 East State Street, Suite 910
Columbus, Ohio 43215

On behalf of Industrial Energy
Users - Ohio.

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APPEARANCES CONTINUED:

Mr. Thomas W. McNamee
Assistant Attorney General
180 East Board Street
Columbus, Ohio 43215

On behalf of the Staff of
the Public Utilities Commission
of Ohio.

Ms. Judi L. Sobecki
McGregor Park
1065 Woodman Avenue
Dayton, Ohio 45432

On behalf of the Dayton Power &
Light Company.

Ms. Elizabeth H. Watts
155 East Broad Street
Columbus, Ohio 43215

On behalf of Duke Energy-Ohio.

Carrie Dunn
76 South Main Street
Akron, Ohio 44308

On behalf of FirstEnergy Corp.

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Tuesday Morning,
December 7, 2010.
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ATTORNEY EXAMINER: Scheduled for
hearing at this time is Case No. 10-725-EL-USF
entitled in the matter of the application of
the Ohio Department of Development for an order
approving adjustments to the Universal Service
Fund Riders of jurisdictional Ohio electric
distribution utilities.

My name is Greta See, I am
the Attorney Examiner assigned to this case
by the Commission. At this time I would like to
take appearances of the parties. On behalf of
the Ohio Department of Development.

MR. ROYER: Thank you, Your Honor.
On behalf of the Ohio Department of Development,
Barth Royer, Bell & Royer, Co., LPA, 33 South
Grant Avenue, Columbus, Ohio 43215.

ATTORNEY EXAMINER: On behalf of
the Public Utilities Commission of Ohio.

MR. MCNAMEE: On behalf of the Staff
of the Public Utilities Commission of Ohio,
Richard Cordray, Attorney General of the State
of Ohio, William L. Wright, Section Chief Public

1 Utilities Section, I am Thomas W. McNamee,
2 Assistant Attorney General. The address is 180
3 East Broad Street, Columbus, Ohio.

4 ATTORNEY EXAMINER: On behalf of the
5 Industrial Energy Users of Ohio.

6 MS. HUMMEL: Thank you, Your Honor.
7 On behalf the Industrial Energy Users-Ohio,
8 McNees, Wallace & Nurick by Gretchen J. Hummel,
9 21 East State Street, Columbus, Ohio 43215.

10 ATTORNEY EXAMINER: On behalf of the
11 AEP Ohio companies.

12 MR. SATTERWHITE: Thank you, Your
13 Honor. On behalf of the AEP Ohio companies,
14 Columbus Southern Power and Ohio Power Company,
15 Matthew Satterwhite, 1 Riverside Plaza,
16 Columbus, Ohio 43215.

17 ATTORNEY EXAMINER: On behalf of
18 Ohio Partners for Affordable Energy.

19 MS. MOONEY: Yes, Your Honor. On
20 behalf the Ohio Partners for Affordable Energy,
21 David C. Rinebolt and Colleen L. Mooney, 231
22 West Lima Street, Findlay, Ohio, 45839.

23 ATTORNEY EXAMINER: And on behalf of
24 the Ohio Consumers' Counsel.

25 MR. REESE: Thank you, Your Honor.

1 On behalf of Ohio's residential ratepayers and
2 on behalf of the Ohio Consumers' Counsel, Janine
3 Migden-Ostrander, I am Assistant Consumers'
4 Counsel, Richard C. Reese, address 10 West
5 Broad, 18th Floor, Columbus, Ohio 43215.

6 ATTORNEY EXAMINER: Mr. Royer.

7 MR. ROYER: Yes, Your Honor. I have
8 been asked to enter appearances on behalf of the
9 Dayton Power & Light Company by Judi L. Sobecki,
10 McGregor Park, 1065 Woodman Avenue, Dayton, Ohio
11 45432.

12 On behalf of Duke Energy Ohio,
13 Elizabeth H. Watts, 155 East Broad Street,
14 Columbus, 21st Floor, Columbus, Ohio 43215.

15 And on behalf of FirstEnergy Corp.
16 Carrie Dunn, 76 South Main Street, Akron, Ohio
17 44308.

18 ATTORNEY EXAMINER: Okay. Would you
19 like to continue, Mr. Royer?

20 MR. ROYER: Yes, Your Honor. The
21 parties have been able to resolve this matter by
22 joint stipulation and recommendation that has
23 been signed by all parties accept for the Ohio
24 office of Consumers' Counsel who it's my
25 understanding will not oppose the stipulation.

1 Mark that as Joint Exhibit 1.

2 (EXHIBIT HEREBY MARKED FOR
3 IDENTIFICATION PURPOSES)

4 MR. ROYER: And I would offer that
5 at this time.

6 ATTORNEY EXAMINER: Okay.

7 MR. ROYER: Mr. Satterwhite would
8 like to make a comment.

9 MR. SATTERWHITE: Thank you, Your
10 Honor. Just there is some legacy language in
11 the stipulation that we didn't get to talk to
12 everybody about before, but just to give context
13 to AEP Ohio companies' signatures, in paragraph
14 three it sort of talks about called to testify
15 the witnesses would verify the information
16 provided to the company was accurate.

17 And that is all the case. I just
18 don't want this to be read differently. The
19 information provided to ODOD was provided back
20 in August, so that was true and accurate at the
21 time, and I think it's true and accurate at this
22 time potentially for different reasons.

23 I just want to make clear, make sure
24 the record is clear that to the extent something
25 deals with information in 2011 that we could

1 provide a witness to testify that this was true
2 and accurate, but it might be different than
3 what was provided back in August.

4 ATTORNEY EXAMINER: Okay.

5 MR. ROYER: The stipulation, Your
6 Honor will note, provides several exhibits
7 should be admitted into evidence. And I would
8 like to mark and offer these at this time.

9 The Amended Application filed by
10 the Department of Development on November 23rd,
11 2010 I would like to have marked as ODOD Exhibit
12 1.

13 (EXHIBIT HEREBY MARKED FOR
14 IDENTIFICATION PURPOSES)

15 I would like to have a copy of
16 the testimony of ODOD witness Nick Sunday marked
17 as ODOD Exhibit 2.

18 (EXHIBIT HEREBY MARKED FOR
19 IDENTIFICATION PURPOSES)

20 MR. ROYER: This was filed on
21 October 29th, 2010 at the time the original
22 application was filed.

23 I would like to have the direct
24 testimony of Donald A. Skaggs filed October
25 29th, 2010 marked as ODOD Exhibit 3.

1 (EXHIBIT HEREBY MARKED FOR
2 IDENTIFICATION PURPOSES)

3 MR. ROYER: And finally the
4 supplemental testimony of Donald A. Skaggs on
5 behalf of the Ohio Department of Development
6 filed November 23rd, 2010 with the amended
7 application, I would like to have that marked as
8 ODOD Exhibit 4.

9 (EXHIBIT HEREBY MARKED FOR
10 IDENTIFICATION PURPOSES)

11 MR. ROYER: And I would offer those
12 exhibits at this time.

13 ATTORNEY EXAMINER: Okay. Are there
14 any objections to the admission of ODOD Exhibits
15 1, 2, 3, 4 or Joint Exhibit 1?

16 MS. MOONEY: No, Your Honor.

17 MS. HUMMEL: No, Your Honor.

18 MR. SATTERWHITE: No.

19 ATTORNEY EXAMINER: Hearing no
20 objections the exhibits are admitted into the
21 record with the clarification as noted by
22 counsel for AEP Ohio.

23 (EXHIBITS HEREBY ADMITTED INTO
24 EVIDENCE)

25 ATTORNEY EXAMINER: Is there

1 anything further? Hearing none, this hearing is
2 adjourned. Thank you very much.

3 - - -

4 (At 10:15 A.M. the hearing was
5 concluded)

6 - - -

8
9 CERTIFICATE

10 I do hereby certify that the foregoing
11 is a true and correct transcript of the
12 proceedings taken by me in this matter on
13 December 7, 2010 and carefully compared with my
14 original stenographic notes.

15 _____
16 Michael O. Spencer,
17 Registered Professional
18 Reporter.
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in

Case No(s). 10-0725-EL-USF

Summary: Transcript Application of the Ohio Department of Development for an Order Approving Adjustments to the Universal Service Fund Riders of Jurisdictional Electric Distribution Utilities hearing held on 12/07/10. electronically filed by Mrs. Jennifer Duffer on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr.