

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Commission Review of	:	
the Capacity Charges of Ohio Power	:	
Company and Columbus Southern Power	:	Case No. 10-2929-EL-UNC
Company	:	

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**THE CITY OF GROVE CITY OHIO'S ANSWERS TO OHIO POWER  
COMPANY'S FIRST SET OF INTERROGATORIES  
AND REQUEST FOR PRODUCTION OF DOCUMENTS**

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Pursuant to Rules Ohio Administrative Code Rules 4901-1-19 and 4901-1-20 of the Ohio Administrative Code, the City of Grove City, Ohio ("Grove City") hereby submits these responses to the Ohio Power Company's ("OPC's") First Set of Interrogatories and Request for Production of Documents in the above captioned proceedings.

**GENERAL OBJECTIONS**

Grove City's responses are being provided subject to, and without waiver of, the general objections stated below, any specific objections posed in response to an individual interrogatory, and any general objections not expressly set forth herein. The general objections listed below are hereby incorporated by reference into the individual response to these requests. Grove City hereby fully preserves all of its objections as well as the use of its responses to the requests for any purpose whatsoever.

1. Grove City objects to any and all requests seeking information that is not relevant to the subject matter of this proceeding and the production of which would not lead to the discovery of admissible evidence.
2. Grove City objects to any and all requests that are vague, ambiguous, overly broad and otherwise not susceptible to meaningful responses.

3. Grove City objects to any and all requests to the extent that such requests seek or purport to require the disclosure of information or documents protected by the attorney-client privilege, attorney work product doctrine, joint defense privilege, or any other applicable privilege or doctrine. Such responses as may hereafter be given shall not include any information protected by such privileges or doctrines, and the inadvertent disclosure of such information shall not be deemed to be a waiver of any such privilege.

4. Grove City objects to any and all requests to the extent that the requests are impose on Grove City any obligations broader than those set forth in the rules of the Public Utilities Commission of Ohio (“PUCO”) or otherwise permitted by law.

5. Grove City objects to any and all requests to the extent that such requests seek or purport to require the disclosure of information or documents protected by the attorney-client privilege, attorney work product doctrine, joint defense privilege, or any other applicable privilege or doctrine. Such responses as may hereafter be given shall not include any information protected by such privileges or doctrines, and the inadvertent disclosure of such information shall not be deemed to be a waiver of any such privilege or doctrine.

6. Grove City objects to any and all requests to the extent that they improperly seek or purport to require Grove City to provide documents and information not in Grove City’s possession, custody or control.

7. Grove City objects to any and all requests that either individually or collectively are oppressive, or would require an undue burden or expense to respond.

8. Grove City objects to any and all requests to the extent that such requests are not limited to any stated time period, or such requests identify a stated period of time that is no

longer than is relevant for purposes of this docket, as such discovery is unduly broad and overly burdensome.

9. Grove City objects to any interrogatories which are duplicative of others, or overlapping, the result of which is that information covered by one interrogatory is also covered by another interrogatory, thereby causing an oppressive and undue burden on Grove City to respond.

10. Grove City reserves its right to challenge the relevancy, materiality, and admissibility at trial, or in any subsequent proceeding, of any information it produces in response to the Discovery Requests.

11. Grove City's responses will be based on information known to it at the time it responds. Grove City reserves its right to amend and/or supplement its responses if it learns of new documents or information relevant thereto, through discovery or otherwise.

### **INTERROGATORIES**

1. Please identify each consultant Grove City has retained to assist it in the Capacity Charge proceeding.

- a) If the consultant is an organization, please identify each individual employed by the organization who is assisting Grove City in the Capacity Charge proceeding.
- b) If Grove City has not yet retained a particular consultant, please promptly identify the consultant (and the individuals employed by the consultant who are assisting Grove City if the consultant is an organization) as soon as Grove City does retain the consultant.

**RESPONSE: Grove City has not retained a consultant to assist in the Capacity Charge proceeding.**

2. For each consultant that Grove City retains, please describe in detail the scope and purpose of the consultant's engagement, including the subject matters, issues, and positions regarding which the consultant will analyze and advise Grove City. If Grove City has not yet determined a particular subject matter, issue, or position regarding which the consultant will analyze and advise Grove City, please promptly provide a description as soon as you have determined it.

**RESPONSE: See Response to Interrogatory 1.**

3. Please identify each witness that Grove City will present at the hearing for the Capacity Charge proceeding. To the extent that Grove City does not yet know all of the witnesses whom it will present at the hearing, please promptly identify each witness as soon as you determine that you will present the witness at the hearing.

**RESPONSE: Grove City does not intend to call any witnesses in this proceeding.**

4. For each witness that Grove City identifies in response to the previous Interrogatory, please describe in detail the purpose of the witness's testimony, including the subject matters, issues, and positions regarding which the witness will present testimony on behalf of Grove City. If Grove City has not yet identified a particular witness that it will present at the hearing, or if Grove City has not yet determined the particular subject matter, issue, or position regarding

which the witness will present testimony on behalf of Grove City, please promptly provide a description as soon as you have identified the witness, subject matter, issue, or position.

**RESPONSE: See Response to Interrogatory 3.**

5. Please identify any joint defense agreement that you have entered into with any other party to these proceedings, including the date of that joint defense agreement, the identities of the parties to the joint defense agreement, and the scope and duration of the joint defense agreement.

**RESPONSE: Grove City has not entered into any joint defense agreement for the purposes of this proceeding.**

#### **REQUEST FOR PRODUCTION OF DOCUMENTS**

1. Produce a copy of each document you identified, consulted, referred to, or utilized in preparing your responses to Interrogatories 1-5.

**RESPONSE: Based upon Responses to Interrogatories 1-5, there are no documents that are responsive to this Request.**

2. Please produce copies of Grove City's responses to all data requests or discovery requests that any other party submits to Grove City.

**RESPONSE: No such documents exist.**

3. For each witness identified in response to Interrogatory No. 3, please produce copies of all workpapers and other backup documentation supporting that witnesses' testimony. Each workpaper should be identified in a manner that links it to the particular witness's testimony that it supports and to the particular issue addressed by, or to the specific schedule/exhibit attached to, that witness' testimony. Please produce the workpapers by no later than the time the testimony is filed.

**RESPONSE: Based upon Response to Interrogatory 3, no such documents exist.**

4. Please produce copies of any:

- a) Requests for proposals that you issue or have issued for the retention of any consultants for this proceeding.
- b) Contracts that you enter or have entered into with any such consultant(s).

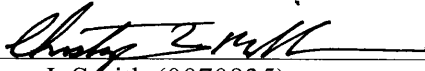
**RESPONSE: No such documents exist.**

5. Please produce copies of all non-privileged documents in Grove City's possession, including any documents created or possessed by any employee, agent, or representative of Grove City, regarding AEP Ohio's Capacity Charge proceeding.

It is not necessary to produce copies of any documents responsive to this request that Grove City has filed at the PUCO. With regard to documents responsive to this request that are withheld because of a claim that they contain privileged communications, please identify each such document and each such communication in the manner set forth in the definition of "identify" produced above.

**RESPONSE: No such documents exist.**

Respectfully Submitted,



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### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Responses to Fourth Set of Interrogatories was served upon the parties of record listed below this 30<sup>th</sup> day of March, 2012 via electronic mail.

  
Christopher L. Miller

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Summary: Answer Answers to Ohio Power Company's First Set of Interrogatories and Request for Production of Documents electronically filed by Mr. Christopher L. Miller on behalf of City of Grove City, Ohio