# BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

Carbo Forge, Inc., wyanuot, Inc.,	)
Plaskolite, Inc., American Trim, LLC,	)
Whirlpool Corporation, McWane, Inc.,	)
Navistar, Inc., Sauder Woodworking Co.,	)
McDonald Steel Corporation, Henny	) CASE NO. 14-1610-EL-CSS
Penny Corporation, Lima Refining	)
Company, Campbell Soup Supply	)
Company, LLC., Cooper Tire & Rubber	)
Company, Mantaline Corporation,	)
Republic Steel, Jay Industries, Inc., Sun	)
Chemical Corporation, and 3M Company,	)
	)
Complainants,	)
	)
v.	)
	)
FirstEnergy Solutions Corp.,	)
_	)
Respondent.	)

# FIRSTENERGY SOLUTIONS CORP.'S NOTICE OF DEPOSITION DIRECTED TO PLASKOLITE, INC.

PLEASE TAKE NOTICE that counsel for FirstEnergy Solutions Corp. ("FES"), pursuant to O.A.C. 4901-1-21(F), shall take the deposition of corporate designee(s) of Plaskolite, Inc. ("Plaskolite") on the matters listed on Exhibit A attached hereto commencing on Wednesday, August 31, 2016, at 9:00 a.m. and continuing from day to day thereafter until completed. The deposition will be taken at the offices of Calfee, Halter & Griswold LLP, 1200 Huntington Center, 41 South High Street, Columbus, OH 43215. The deposition shall take place before a certified court reporter, notary public, or duly authorized officer, authorized by law to administer oaths.

### Respectfully Submitted,

## /s/ Mark A. Hayden

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Attorneys for FirstEnergy Solutions Corp.

#### **EXHIBIT A**

You are directed to designate one or more corporate designees to testify to the following subject matters and any other matters relevant thereto:<sup>1</sup>

- 1. The factual allegations made by Plaskolite in the Complaint filed on September 12, 2014 in PUCO Case No. 14-1610-EL-CSS.
- 2. Representations made by FES to Plaskolite regarding the terms of Complainant's Contract prior to Plaskolite entering into Complainant's Contract.
  - 3. The terms of Complainant's Contract entered into between FES and Plaskolite.
  - 4. FES's administration of Complainant's Contract with Plaskolite.
  - 5. FES's disclosure of contract terms in Complainant's Contract with Plaskolite.
- 6. Plaskolite's review and approval of Complainant's Contract prior to Plaskolite entering into Complainant's Contract, including without limitation the legal counsel and/or energy supply consultants relied on to provide advice regarding Complainant's Contract.
- 7. The allegation in paragraph 68 of the Complaint that RTO Expense Surcharge includes "increased costs for ancillary charges, which are specifically included in the pricing structure of Complainants' Contracts."

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<sup>&</sup>lt;sup>1</sup> Capitalized terms have the same meaning as used in the Complaint filed by you and others on September 12, 2014 in PUCO Case No. 14-1610-EL-CSS.

### **CERTIFICATE OF SERVICE**

A copy of the foregoing Notice of Deposition was served via e-mail delivery this 16th day of August, 2016 via e-mail upon the parties below.

/s/ Mark T. Keaney
One of the Attorneys for FirstEnergy Solutions Corp.

Kimberly W. Bojko Carpenter Lipps & Leland LLP 280 North High Street, Suite 1300 Columbus, OH 43215 Bojko@CarpenterLipps.com This foregoing document was electronically filed with the Public Utilities

**Commission of Ohio Docketing Information System on** 

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in

Case No(s). 14-1610-EL-CSS

Summary: Notice of Deposition Directed To Plaskolite, Inc. electronically filed by Mr. Nathaniel Trevor Alexander on behalf of FirstEnergy Solutions Corp.