

BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO

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

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**FIRSTENERGY SOLUTIONS CORP.’S NOTICE OF DEPOSITION  
DIRECTED TO JAY INDUSTRIES, INC.**

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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 Jay Industries, Inc. (“Jay Industries”) on the matters listed on Exhibit A attached hereto commencing on Tuesday, September 6, 2016, at 10:00 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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Mark A. Hayden (0081077)  
FIRSTENERGY SERVICE COMPANY  
76 South Main Street  
Akron, OH 44308  
(330) 761-7735, 384-5038  
(330) 384-3875 (fax)  
haydenm@firstenergycorp.com

James F. Lang (0059668)  
N. Trevor Alexander (0080713)  
Mark T. Keaney (0095318)  
CALFEE, HALTER & GRISWOLD LLP  
The Calfee Building  
1405 East Sixth Street  
Cleveland, OH 44114  
(216) 622-8200  
(216) 241-0816 (fax)  
jlang@calfee.com  
talexander@calfee.com  
mkeaney@calfee.com

*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 Jay Industries in the Complaint filed on September 12, 2014 in PUCO Case No. 14-1610-EL-CSS.
2. Representations made by FES to Jay Industries regarding the terms of Complainant's Contract prior to Jay Industries entering into Complainant's Contract.
3. The terms of Complainant's Contract entered into between FES and Jay Industries.
4. FES's administration of Complainant's Contract with Jay Industries.
5. FES's disclosure of contract terms in Complainant's Contract with Jay Industries.
6. Jay Industries's review and approval of Complainant's Contract prior to Jay Industries 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>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**

**8/16/2016 2:40:49 PM**

**in**

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

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