

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Duke)
Energy Ohio, Inc., for Authority to)
Establish a Standard Service Offer)
Pursuant to Section 4928.143, Revised) Case No. 17-1263-EL-SSO
Code, in the Form of an Electric Security)
Plan, Accounting Modifications and)
Tariffs for Generation Service.)

In the Matter of the Application of Duke)
Energy Ohio, Inc., for Authority to Amend) Case No. 17-1264-EL-ATA
its Certified Supplier Tariff, P.U.C.O. No.)
20.)

In the Matter of the Application of Duke)
Energy Ohio, Inc., for Authority to Defer) Case No. 17-1265-EL-AAM
Vegetation Management Costs.)

**NOTICE OF DUKE ENERGY OHIO
TO TAKE DEPOSITION *DUCES TECUM* OF
THE KROGER CO.**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy) will take the oral deposition of all witnesses that the Kroger Co. (Kroger) intends to rely upon at hearing and any persons on whom Kroger relied upon in forming its opinion in the above captioned matter, on November 2, 2017, beginning at 1:00 PM and continuing day-to-day thereafter until complete.


The depositions will take place at Duke Energy Ohio's offices located at 139 East Fourth Street, Cincinnati, Ohio 45202. The depositions will be taken upon oral

examination (as if on cross-examination) before an officer authorized by law to take depositions.

Pursuant to Ohio Admin. Code 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

Parties are invited to attend and to cross-examine.

Respectfully submitted,


Amy B. Spiller (0047277)
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Associate General Counsel
Jeanne W. Kingery (0012172)
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Associate General Counsel

DUKE ENERGY OHIO, INC.
139 East Fourth Street ML 1303 Main
Cincinnati, Ohio 45202

EXHIBIT A

Duke Energy Ohio hereby requests that, at the time and place set forth above in the notice of deposition, *duces tecum*, each deponent produce true and accurate copies of the following documents:

1. Any and all documents that were reviewed by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in the witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said deponent in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Kroger relative to the above-captioned proceeding
5. Any and all documents prepared by said deponent for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Kroger relative to the above-captioned proceeding.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a copy of the foregoing was served on the following parties of record by electronic service, this 4th day of October, 2017.


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This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 17-1263-EL-SSO

Summary: Notice of Deposition Notice of Duke Energy Ohio to Take Deposition Duces Tecum of The Kroger Co. electronically filed by Mrs. Debbie L Gates on behalf of Duke Energy Ohio Inc. and Spiller, Amy B and Kingery, Jeanne W