**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 Ohio Revised Code Section 4928.143 in the Form of an Electric Security Plan.  In the Matter of the Application of Duke Energy Ohio, Inc., for Authority to Amend Tariffs, including its Certified Supplier Tariff, P.U.C.O. No. 20 and to Implement New Tariffs.  In the Matter of the Application of Duke Energy Ohio, Inc., for Accounting Authority, including any Necessary Deferrals. | )  )  )  )  )  )  )  )  )  )  )  )  ) | Case No. 24-278-EL-SSO  Case No. 24-279-EL-ATA  Case No. 24-280-EL-AAM |  |  |  |

**NOTICE TO TAKE DEPOSITION**

**AND REQUEST FOR PRODUCTION OF DOCUMENTS**

**BY**

**OFFICE OF THE OHIO CONSUMERS’ COUNSEL**

Pursuant to O.A.C. 4901-1-21(F), please take note that OCC will take the deposition of the City of Cincinnati’s designated witness(es) on the topics listed below:

1. Communications between the City of Cincinnati and Duke Energy between January 1, 2024 and August 6, 2024 regarding this case;
2. Communications between the City of Cincinnati and Duke Energy regarding the impact of the Western Hills Viaduct Replacement Project on the West End Substation;
3. Communications between the City of Cincinnati and Duke Energy regarding the relocation of the West End Substation;
4. Communications between the City of Cincinnati and Duke Energy regarding the expected date when the West End Substation will cease operation;
5. Communications between the City of Cincinnati and Duke Energy regarding any request by Duke Energy for reimbursement for the cost of relocating the West End Substation.

The deposition(s) will take place on October 18, 2024 or such other date and at such location to be agreed between OCC and the City of Cincinnati. Parties are invited to attend in person or participate by teleconference. The depositions will continue day-to-day until completed. OCC will, by separate communication, provide details of the deposition location and instructions for participating in the depositions via teleconference.

Per O.A.C. 4901-1-25, each deponent is requested to produce the following documents for OCC to review, one week prior to the scheduled deposition. The deponent should have these documents available for review during the deposition. The documents to be produced are as follows:

1. Copies of all communications between the City of Cincinnati and Duke Energy between January 1, 2024 and August 6, 2024 regarding this case:
2. Copies of all communications between the City of Cincinnati and Duke Energy regarding the impact of the Western Hills Viaduct Replacement Project on the West End Substation;
3. Copies of all communications between the City of Cincinnati and Duke Energy regarding the relocation of the West End Substation;
4. Communications between the City of Cincinnati and Duke Energy regarding the expected date when the West End Substation will cease operation;
5. Communications between the City of Cincinnati and Duke Energy regarding any request by Duke Energy for reimbursement for the cost of relocating the West End Substation.
6. A representative map showing the present location of the existing Western Hills Viaduct in relation to the present location of the West End Substation.
7. A representative map showing the planned location of the new Western Hills Viaduct in relation to the present location of the West End Substation
8. A representative map showing the area of the present location of the West End Substation that will be occupied by construction equipment for the Western Hills Viaduct Replacement Project while the project is in progress.

Respectfully submitted,

Maureen Willis (0020847)

Ohio Consumers’ Counsel

*/s/ John Finnigan*

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(willing to accept service by e-mail)

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of this Notice to Take Deposition and Request for Production of Documents was provided electronically to the persons listed below this 6th day of September 2024.

*/s/ John Finnigan*

Assistant Consumers’ Counsel

The PUCO’s e-filing system will electronically serve notice of the filing of this document on the following parties:

**SERVICE LIST**

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