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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

Consolidated Duke Energy Ohio, Inc., Rate)	Case Nos. 03-93-EL-ATA
Stabilization Plan Remand and Rider)	03-2079-EL-AAM
Adjustment Cases)	03-2081-EL-AAM
)	03-2080-EL-ATA
)	05-724-EL-UNC
)	05-725-EL-UNC
)	06-1068-EL-UNC
)	06-1069-EL-UNC
)	06-1085-EL-UNC
In the Matter of the Application of)	
Duke Energy Ohio To Modify Its)	Case No. 06-986-EL-UNC
Market-Based Standard Service Offer.)	

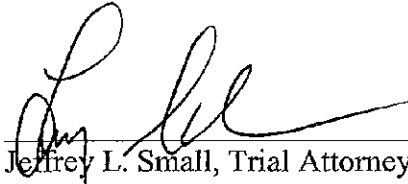
NOTICE OF FILING OF DEPOSITION
BY
THE OFFICE OF THE OHIO CONSUMERS' COUNSEL

Pursuant to Ohio Adm. Code 4901-1-21(N), the Office of the Ohio Consumers' Counsel ("OCC") gives notice of the filing of the deposition (transcript and exhibits) of Charles Whitlock of Duke Energy Retail Sales, LLC ("DERS"), which was taken on January 9, 2007. The deposition is filed under seal, with a separate motion for protection, pursuant to the averment of Duke Energy Ohio, Inc. that it contains protected information. In filing under seal, OCC does not waive its rights under the protective agreement to initiate a process for the PUCO to consider whether under Ohio law the information should be protected.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
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Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER
CONSUMERS' COUNSEL

A handwritten signature in black ink, appearing to read "Jeffrey L. Small", is written over a horizontal line.

Jeffrey L. Small, Trial Attorney
Ann M. Hotz
Larry S. Sauer
Assistant Consumers' Counsel

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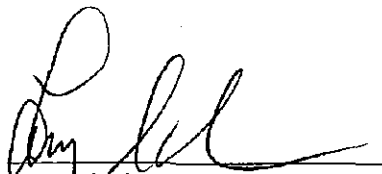
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing *Office of the Ohio Consumers' Counsel's Notice of Filing of Deposition* was served electronically (according to the Hearing Examiner's electronic service list) the 13th day of February, 2007.

A handwritten signature in black ink, appearing to read 'Larry S. Sauer', written over a horizontal line.

Larry S. Sauer
Assistant Consumers' Counsel