

FILE

RECEIVED-DOCKETING DIV

2007 MAR 26 PM 5:07

PUCO

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

Consolidated Duke Energy Ohio, Inc.,	)	Case Nos. 03-93-EL-ATA
Rate Stabilization Plan Remand and	)	03-2079-EL-AAM
Rider Adjustment Cases	)	03-2081-EL-AAM
	)	03-2080-EL-ATA
	)	05-725-EL-UNC
	)	06-1068-EL-UNC
	)	06-1069-EL-UNC
	)	05-724-EL-UNC
	)	06-1085-EL-UNC

---

**DUKE ENERGY OHIO'S  
NOTICE TO TAKE DEPOSITION OF MICHAEL P. HAUGH,  
WITNESS FOR OHIO CONSUMERS' COUNSEL,  
UPON ORAL EXAMINATION, AND  
REQUEST FOR PRODUCTION OF DOCUMENTS**

---

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio will take the oral deposition of Michael P. Haugh in the above-captioned matters. OCC has indicated that it expects to call Mr. Haugh as a witness in these proceedings.

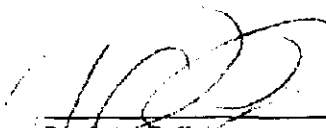
By agreement with counsel for OCC, the depositions will take place, at the Office of Ohio Consumers' Counsel, 10 West Broad Street, Suite 1800, Columbus, Ohio 43215. The deposition will begin at 10:00 a.m. on April 3, 2007. Parties are invited to attend and to cross-examine.

This is to certify that the images appearing are an accurate and complete reproduction of a document delivered in the regular course of business  
 Technician       JG       Date Processed 3-27-07

The deposition of Mr. Haugh will be taken on relevant topics within his areas of expertise, including but not limited to the subject matter of his testimony. The deposition will be taken upon oral examination (as upon cross-examination) before an officer authorized by law to take depositions and will continue from day to day, except for holidays and weekends, until completed.

Pursuant to Ohio Admin. Code 4901-1-21(E) and 4901-1-20, the deponent is requested to produce at the time of his deposition all documents relating to his testimony in these proceedings or responses to discovery, including, but not limited to, the results of studies done for these proceedings and any backup documentation, including raw data, for those studies. Deponent is also requested to produce at the time of his deposition any documents, studies or reports performed, produced or reviewed by or for OCC related to consumer preferences regarding competitive retail electric service and/or electric service reliability.

Respectfully submitted,



---

Paul A. Colbert  
Rocco O. D'Ascenzo  
John J. Finnigan, Jr.

Attorneys for  
DUKE ENERGY OHIO  
139 Fourth Street, Room 25 ATII  
Cincinnati, OH 45202  
(513) 287-3015

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing pleading was served on the following either electronically or by first class U.S. mail, postage prepaid, upon the following parties listed, this            day of March, 2007.

  
\_\_\_\_\_  
Rocco O. D'Ascenzo

Benita A. Kahn, Esq.  
Vorys, Sater, Seymour & Pease  
*Counsel for General Electric Company*  
P.O. Box 1008  
Columbus, Ohio 43216-1008  
(614) 464-6487  
bakahn@vssp.com

Samuel C. Randazzo, Esq.  
Lisa Gatchell, Esq.  
McNees, Wallace & Nurick  
*Counsel for Industrial Energy Users-*  
*Ohio*  
21 East State Street, 17<sup>th</sup> Floor  
Columbus, Ohio 43215  
(614) 469-8000  
srandazzo@mwncmh.com  
lgatchell@mwncmh.com

Richard L. Sites, Esq.  
Ohio Hospital Association  
155 East Broad Street, 15<sup>th</sup> Floor  
Columbus, Ohio 43215-3620  
(614) 221-7614  
ricks@ohanet.org

Barth E. Royer  
Judith B. Sanders  
*Counsel for Dominion Retail, Inc.*  
Bell, Royer & Sanders Co., LPA  
33 South Grant Avenue  
Columbus, Ohio 43215-3900  
(614) 228-0704  
BarthRoyer@aol.com

Sally W. Bloomfield, Esq.  
Thomas J. O'Brien  
*Counsel for Ohio Manufacturers'*  
*Association*  
Brickler & Eckler, LLP  
100 South Third Street  
Columbus, Ohio 43215  
(614) 227-2368  
sbloomfield@bricker.com

M. Howard Petricoff  
Vorys, Sater, Seymour & Pease  
*Counsel for MidAmerica Energy Co.,  
Strategic Energy, LLC, Duke Realty,  
Constellation Power Source,  
Inc., and  
WPS Energy Services, Inc.*  
52 East Gay Street  
P.O. Box 1008  
Columbus, Ohio 43216-1008  
(614) 466-5414  
mhpetricoff@vssp.com

Michael L. Kurtz  
Boehm, Kurtz & Lowry  
Attorneys for The Kroger Co.  
*and The Ohio Energy Group*  
2110 CBLD Center  
36 East Seventh Street  
Cincinnati, Ohio 45202  
(513) 421-2255  
mkurtzlaw@aol.com

Larry S. Sauer, Esq.  
Jeffrey L. Small, Esq.  
Ann M. Holtz, Esq.  
Office of Consumers' Counsel  
10 West Broad Street, Suite 1800  
Columbus, Ohio 43215  
(614) 466-8674  
sauer@occ.state.oh.us;  
holtz@occ.state.oh.us  
small@occ.state.oh.us

W. Jonathan Airey, Esq.  
*Counsel for Constellation NewEnergy,  
Inc.*  
Vorys, Sater, Seymour & Pease  
52 East Gay Street E, P.O. Box 1008  
Columbus, Ohio 43216-1008  
(614) 464-6346  
wjairey@vssp.com

David F. Boehm, Esq.  
*Counsel for AK Steel Corp.*  
Boehm, Kurtz & Lowry  
36 East Seventh Street, Suite 2110  
Cincinnati, Ohio 45202  
(513) 421-2255  
dboehmlaw@aol.com

William A. Adams, Esq.  
Dane Stinson, Esq.  
BAILEY CAVALIERI LLC  
*Counsel for Green Mountain Energy  
Co.*  
10 West Broad Street, Suite 2100  
Columbus, Ohio 43215  
(614) 221-3155  
William.Adams@BaileyCavalieri.com  
Dane.Stinson@BaileyCavalieri.com

Mary W. Christensen  
Christensen Christensen Donchatz  
Kettlewell & Owens  
100 East Campus View Boulevard  
Suite 360  
Columbus OH 43235  
(614)221-1832  
Mchristensen@Columbuslaw.org

Craig G. Goodman, Esq., President  
National Energy Marketers  
Association.  
3333 K Street, N.W., Suite 110  
Washington, DC 20007  
cgoodman@energymarketers.com  
(Represented by M. Howard Petricoff)

David C. Rinebolt  
Ohio Partners for Affordable Energy  
337 S. Main Street, 4<sup>th</sup> Floor, Suite 5  
P.O. Box 1793  
Findlay, Ohio 45839-1793  
(419) 425-8860

drinebolt@aol.com

Shawn P. Leyden  
Vice President and General Counsel  
PSEG Energy Resources & Trade LLC  
80 Park Plaza, 19<sup>th</sup> Floor  
Newark, NJ 07102

Shawn.Leyden@pseg.com

Arthur E. Korkosz  
First Energy Solutions Counsel  
76 South Main Street  
Legal Dept. 18<sup>th</sup> Floor  
Akron, Ohio 44308-1890  
(330) 384-5849  
KorkoszA@FirstEnergyCorp.com

Noel M. Morgan, Esq.  
Counsel for Communities United for  
Action  
*Legal Aid Society of Greater Cinti*  
*215 East Ninth Street*  
*Cincinnati, Ohio 45202*  
*(513) 241-9400*  
nmorgan@lascinti.org