

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaints of S. G.)
 Foods, Inc.; Miles Management Corp., et al.;)
 Allianz US Global Risk Insurance Company,)
 et al.; and Lexington Insurance Company, et)
 al.,)

Complainants,)

v.)

The Cleveland Electric Illuminating)
 Company, Ohio Edison Company, Toledo)
 Edison Company, and American)
 Transmission Systems, Inc.,)

Respondents.)

Case Nos. 04-28-EL-CSS
 05-803-EL-CSS
 05-1011-EL-CSS
 05-1012-EL-CSS

ENTRY

The attorney examiner finds:

- (1) The complainants in these consolidated proceedings filed their complaints on January 12, 2004, June 21, 2005, and August 15, 2005. In each case, the complainants allege, *inter alia*, that the Cleveland Electric Illuminating Company, Ohio Edison Company, Toledo Edison Company, and/or American Transmission Systems, Inc. (collectively, the respondents) failed to furnish necessary and adequate service and facilities to the complainants and that the service and/or facilities provided by one or more of those respondents were at least partially responsible for causing a widespread blackout on August 14, 2003, thereby causing financial harm to the complainants.
- (2) By entry issued September 19, 2007, the attorney examiners revised the procedural schedule in this case. Subsequent to the issuance of the September 19, 2007, entry, through correspondence from some of the parties, the attorney examiners discovered that certain minor modifications to the procedural schedule had been agreed to by those parties. The examiner finds that such agreements are reasonable.

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Accordingly, the procedural schedule should be revised as follows:

October 5, 2007 Complainants shall have produced all expert witnesses for deposition, with the exception of Dr. Shahidehpour, who shall be produced no later than October 10, 2007, and Mr. Kevin Eckert, who shall be produced no later than October 16, 2007.

October 24, 2007, Respondents shall file expert testimony
or two weeks after summaries and shall respond to
completion of Dr. complainants' pending written expert
Shahidehpour's discovery.
deposition,
whichever date is
earlier

October 30, 2007 Complainants shall file all non-expert written testimony and all designations of those portions of any depositions that they intend to introduce at hearing.

November 9, 2007 Complainants shall file all expert written testimony.

December 14, 2007 Any third-party depositions necessary to be taken to preserve testimony shall be completed.

December 17, 2007 Respondents shall file all written testimony (*i.e.*, all expert and non-expert written testimony).

January 4, 2008 Pursuant to Rule 4901-1-21(N), Ohio Administrative Code, any depositions to be used as evidence must be filed with the Commission.

January 8, 2008 The hearing shall commence at the offices of the Commission.

- (3) Some of the parties to these cases have requested that the examiners hold a teleconference with the parties to discuss

testimony filing requirements. The examiners find that it is appropriate to hold a teleconference with all of the parties. Accordingly, all of the parties shall participate in a teleconference to be held on Friday, October 5, 2007, at 2:00 p.m. The call-in number for the teleconference is 614-644-1099.

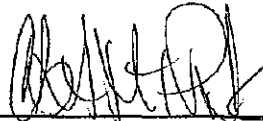
It is, therefore,

ORDERED, That the parties comply with the schedule set forth in finding (2). It is, further,

ORDERED, That a teleconference shall be scheduled as set forth in finding (3). It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

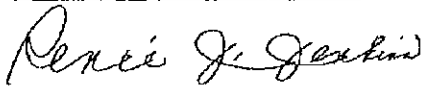


By: Christine M.T. Pirik
Attorney Examiner

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Entered in the Journal

SEP 25 2007



Renee J. Jenkins
Secretary