

FILE

RECEIVED-DOCKETING UNIT
2008 JAN 25 AM 9:56
PUCO

1 BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

2 - - -

3 In the Matter of the :
4 Regulation of the Purchased: Case No.
5 Gas Adjustment Clauses : 05-221-GA-GCR
6 Contained Within the Rate :
7 Schedules of Columbia Gas :
8 of Ohio, Inc. and Related :
9 Matters. :

7 In the Matter of the :
8 Regulation of the Purchased: Case No.
9 Gas Adjustment Clauses : 04-221-GA-GCR
10 Contained Within the Rate :
11 Schedules of Columbia Gas :
12 of Ohio, Inc. and Related :
13 Matters. :

11 In the Matter of the :
12 Application of Columbia : Case No.
13 Gas of Ohio, Inc. to : 96-1113-GA-ATA
14 Establish the Columbia :
15 Customer Choice Program. :

14 PROCEEDINGS

15 Before Gregory Price, Attorney Examiner, held at
16 the offices of the Public Utilities Commission
17 of Ohio, 180 East Broad Street, Hearing Room
18 11-C, Columbus, Ohio, on Friday, January 11,
19 2008, at 10:00 A.M.

20 - - -

21 Armstrong & Okey, Inc.
22 185 S. Fifth Street, Suite 101
23 Columbus, Ohio 43215
24 (614) 224-9481 - (800) 223-9481
Fax - (614) 224-5724

ORIGINAL

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
Technician TM Date Processed 1/25/2008

1 APPEARANCES:

2 Mr. Stephen B. Seiple
3 200 Civic Center Drive
4 Columbus, Ohio 43215

5 On behalf of Columbia Gas
6 of Ohio, Inc.

7 Bell & Royer Co., LPA
8 By Mr. Barth E. Royer
9 33 South Grant Avenue
10 Columbus, Ohio 43215

11 On behalf of Dominion Retail, Inc.

12 Kristen A. Kreuder
13 Associate General Counsel
14 595 Summer Street, Suite 300
15 Stamford, Connecticut 06901

16 On behalf of MX Energy.

17 McNess Wallace & Nurick
18 By Ms. Gretchen J. Hummel
19 21 East State Street
20 Columbus, Ohio 43215

21 On behalf of Industrial Energy
22 Users of Ohio.

23 Bricker & Eckler
24 By Mr. E. Brett Breitschwerdt
100 South Third Street
Columbus, Ohio 43215

On behalf of Ohio Schools Council,
Bay Area Council of Governments, and
Lake Erie Council of Governments.

- - -

1 Mr. Kerry Bruce
2 420 Madison Avenue
3 Suite 100
4 Madison Avenue
5 Toledo, Ohio 43604

6 On behalf of the City of Toledo.

7 Vorys, Sater, Seymour and Pease LLP
8 By Mr. W. Jonathan Airey
9 52 East Gay Street
10 Columbus, Ohio

11 On behalf of Honda of America
12 Manufacturing, Inc.

13 Mr. Larry S. Sauer
14 Assistant Consumers' Counsel
15 10 West Broad Street
16 Suite 1800
17 Columbus, Ohio 43215

18 On behalf of the Residential
19 Customers of Columbia Gas of Ohio,
20 Inc.

21 Vorys, Sater, Seymour & Pease
22 By Mr. Howard Petricoff
23 52 East Gay Street
24 Columbus, Ohio 43216

On behalf of Commerce Energy, Direct
Energy, IGS, Hess Corporation,
Vectern Retail, and Ohio Gas
Marketers Group.

Mr. Bobby Singh
300 West Wilson Bridge Road, Suite 350
Worthington, Ohio 43085

On behalf of Integrys Energy
Services, Inc.

- - -

1 Ms. Anne Hammerstein
2 and
3 Mr. Stephen A. Reilly
4 and
5 Mr. John H. Jones
6 Assistant Attorneys General
7 180 East Broad Street
8 9th Floor
9 Columbus, Ohio 43215

10 On behalf of the Staff of the
11 Public Utilities Commission of
12 Ohio.

13 - - -

INDEX TO EXHIBITS

- - -

MARKED ADMT

1 Joint Stipulation and
Recommendation

12

17

- - -

INDEX TO WITNESSES

	DIRECT
STAFF WITNESS	
Steve Puican	12

Friday Morning Session,

January 11, 2008.

- - -

ATTORNEY EXAMINER: Good morning,

The Public Utilities Commission of Ohio has set for hearing at this time and this place Case No. 04-221-GA-GCR, Case No. 05-221-GA-GCR In the Matter of the Regulation of the Purchased Gas Adjustment Clauses Contained Within the Rate Schedules of Columbia Gas of Ohio, Inc. and Related Matters, as well as Case No. 96-1113-GA-ATA In the Matter of the Application of Columbia Gas of Ohio to Establish Customer Choice Program.

My name is Gregory Price, I am the Attorney Examiner assigned to preside over today's hearing. Let's begin by taking appearances starting for the Company.

MR. SEIPLE: On behalf of Columbia Gas of Ohio, Inc. I would like to enter the appearance of Stephen B. Seiple, 200 Civic Center Drive, Columbus, Ohio 43215.

ATTORNEY EXAMINER: Mr. Royer.

1 MR. ROYER: Thank you, Your Honor.
2 On behalf of Dominion Retail, Inc. Barth Royer,
3 Bell & Royer Co., LPA, 33 South Grant Avenue,
4 Columbus, Ohio 43215.

5 I have also been asked by MX Energy,
6 Inc. to enter the appearance of Kristen A.
7 Kreuder, Associate General Counsel for MX
8 Energy, 595 Summer Street, Suite 300, Stamford,
9 Connecticut 06901.

10 As you will recall MX Energy
11 originally participated in this case as an
12 intervenor as a member of the Ohio Gas Marketers
13 Group. Subsequently it elected to sign the
14 stipulation in its own right. And Ms. Kreuder
15 has executed the stipulation on behalf of MX
16 which is why I am entering her appearance. And
17 I am advised that she is a member in good
18 standing of the Bar of the State of New York and
19 is licensed to practice law in that state and I
20 would move for admission pro hac vice for
21 purposes of this case.

22 ATTORNEY EXAMINER: That motion will
23 be granted. Thank you. Ms. Hummel.

24 MS. HUMMEL: Thank you, Your Honor.

1 On behalf of the Industrial Energy Users of
2 Ohio, McNess Wallace & Nurick by Gretchen J.
3 Hummel, 21 East State Street, Columbus, Ohio
4 43215.

5 MR. BREITSCHWERDT: Thank you, Your
6 Honor. My name is Brett Breitschwerdt, I am
7 here on behalf of Ohio Schools Council, the Bay
8 Area Council of Governments and the Lake Erie
9 Regional Council of Governments on behalf of
10 Bricker & Eckler, 100 South Third Street,
11 Columbus, Ohio 43215.

12 MR. BRUCE: On behalf of the City of
13 Toledo and the Lucas County Board of
14 Commissioners, Kerry Bruce with the City of
15 Toledo, 420 Madison Avenue, Toledo 43604.

16 MR. AIREY: On behalf of Honda of
17 America Manufacturing, Inc. W. Jonathan Airey of
18 Vorys, Sater, Seymour and Pease, 52 East Gay
19 Street, Columbus.

20 MR. SAUER: On behalf of the
21 residential customers of Columbia Gas of Ohio,
22 the Office of the Ohio Consumers' Counsel,
23 Janine L. Migden-Ostrander, Consumers' Counsel,
24 Larry S. Sauer, Assistant Consumers' Counsel, 10

1 West Broad Street, Suite 1800, Columbus, Ohio
2 43215.

3 MR. PETRICOFF: On behalf of
4 Commerce Energy, Direct Energy, IGS, Hess
5 Corporation and Vectern Retail, and the Ohio Gas
6 Marketers Group, Howard Petricoff with the law
7 firm of Vorys, Sater, Seymour & Pease, 52 East
8 Gay Street, Columbus, Ohio.

9 MR. SINGH: On behalf of Integrys
10 Energy Services, Inc. Bobby Singh also with
11 Integrys Energy Services, 300 West Wilson Bridge
12 Road, Suite 350, Worthington, Ohio 43085.

13 MS. HAMMERSTEIN: Thank your, Your
14 Honor. On behalf of the Staff of the Public
15 Utilities Commission, Marc Dann, Attorney
16 General by Anne L. Hammerstein, Stephen A.
17 Reilly, John H. Jones, 180 East Broad Street,
18 9th Floor, Columbus, Ohio 43215.

19 ATTORNEY EXAMINER: Thank you. Have
20 I missed anybody? Excellent. Do we have any
21 preliminary matters to come before the Bench
22 before we proceed?

23 MR. SINGH: Your Honor, because of
24 the history with this case and because Integrys

1 Energy Services, Inc. as it is now known has had
2 some name changes along the way, originally Fuel
3 Services Group and then WPS Energy Services,
4 Inc., as we indicated in a letter that we filed
5 early this week joining the stipulation, we have
6 filed, just to clarify the record in the
7 abundance of caution, an intervention on behalf
8 of Integrys Energy Services, Inc. in that name
9 and hope that you will grant that intervention.

10 ATTORNEY EXAMINER: Although the
11 deadline for intervention has passed I will note
12 the extraordinary circumstances of this and the
13 stipulation goes well beyond the matters
14 originally discussed at the hearing in this
15 proceeding, and also the case is at least being
16 not formally consolidated, being considered
17 along with 96-1113-GA-ATA where Integrys has
18 been participating as a member of the Columbus
19 Collaborative, therefore in light of the
20 extraordinary circumstances we will grant the
21 motion to intervene.

22 MR. SINGH: Thank you, Your Honor.

23 ATTORNEY EXAMINER: Ms. Hammerstein.

24 MS. HAMMERSTEIN: Thank you, Your

1 Honor. I would like to have marked as Joint
2 Exhibit 1 a joint Stipulation and Recommendation
3 in the cases involved in this proceeding,
4 04-221-GA-GCR, 05-221-GA-GCR, and 96-1113-GA-ATA
5 that was docketed with this Commission's
6 Docketing Division on December 28th of 2007.

7 ATTORNEY EXAMINER: It will be so
8 marked.

9 (EXHIBIT HEREBY MARKED FOR
10 IDENTIFICATION PURPOSES)

11 (WITNESS SWORN)

12 - - -

13 STEVE PUICAN
14 called as a witness on behalf of the Staff,
15 being first duly sworn, testified as follows:

16 ATTORNEY EXAMINER: Would you state
17 your name and business address for the record?

18 THE WITNESS: Steven Puican, 180
19 East Broad Street, Columbus, Ohio.

20 ATTORNEY EXAMINER: Ms. Hammerstein:

21 MS. HAMMERSTEIN: Thank you, Your
22 Honor.

23 DIRECT EXAMINATION

24 By Ms. Hammerstein:

1 Q. Mr. Puican, good morning.

2 A. Good morning.

3 Q. By whom are you employed and in what
4 capacity?

5 A. I work for the Public Utilities
6 Commission of Ohio. I am co-chief of the Rates
7 and Tariffs, Energy and Water Division.

8 Q. And how long have you been with the
9 Commission in that capacity?

10 A. In that capacity for just a few
11 years. But I was a division chief for
12 approximately 12 years.

13 Q. Could you give us a summary of your
14 job duties and experience?

15 A. I am responsible for all issues
16 related to natural gas other than pipeline
17 safety and customer service issues. I oversee
18 the GCR process. I have a staff of three people
19 that conducts GCR audits for large and small
20 companies. I also am responsible for certain
21 gas issues in any of the pending gas rate cases.

22 Q. And are you familiar with what has
23 been marked as Joint Exhibit 1?

24 A. Yes, I am.

1 Q. And could you describe for us how
2 you acquired that knowledge and familiarity?

3 A. Initially I testified in the
4 original hearing in the 04 and 05-221 cases, the
5 GCR management audit cases. Subsequent to that
6 testimony negotiations were started to reach a
7 global entitlement of those issues and some
8 broader issues.

9 I participated in all of those
10 discussions. I made recommendations for items
11 to be included into the stipulation as well as
12 reviewed all the various versions of the
13 stipulation where certain concerns were met.
14 And ultimately recommended approval to our
15 attorneys, signed the stipulation on behalf of
16 the Staff.

17 Q. Okay. And are you familiar with the
18 criteria that the Commission uses to examine
19 stipulations submitted to it?

20 A. Yes, I am.

21 Q. Okay. And do you believe that the
22 stipulation, Joint Exhibit 1, is the product of
23 serious bargaining among capable and
24 knowledgeable parties?

1 A. Yes, I do. I think from my
2 experience this is by far the most diverse group
3 of participants in a stipulation that have
4 gotten together and actually was able to reach
5 agreement on a single document. I understand
6 not everybody is agreeing to sign it, but at
7 least no one is opposing it. And I think that
8 is quite an accomplishment.

9 We also went through the exercise in
10 one of the last meetings and estimated that the
11 folks participating in developing this
12 stipulation had a combined level of experience
13 of well over 300 years in utility matters. So,
14 I think both from the standpoint of depth of
15 experience as well as the breadth of the
16 representation, I think that criterion was
17 clearly met.

18 Q. And in your estimation does the
19 stipulation as a package benefit ratepayers and
20 the public interest?

21 A. Yes, it does. It provides for an
22 immediate credit of \$35,000,000 to be credited
23 to the customers over a 12-month period. It
24 commits Columbia filing an application to

1 conduct an auction for standard service offer
2 that would replace the GCR at the expiration of
3 the transition period as defined in this
4 stipulation in March of 2010. And we see the
5 SSO for Dominion has been extremely successful
6 in providing very good rates for customers.

7 The stipulation also provides for
8 energy efficient -- funding for energy
9 efficiency programs. And it also resolves all
10 of the issues related to the 2004-2005 GCR case
11 as well has any issues arising from
12 interpretation and implementation of the 2002
13 stipulation.

14 So, in sum I think it is clearly in
15 the public interest and benefits ratepayers.

16 Q. Do you believe that the stipulation
17 violates any important regulatory principles or
18 practices?

19 A. No, I don't. In addition to
20 settling the GCR issues it provides regulatory
21 framework for a transition period between
22 November of 2008 and April of 2010. And
23 provides for a transition into a standard
24 service auction offering, or at least is a

1 commitment to conduct an auction for a standard
2 service offer at the end of that transition
3 period.

4 I think once again given the
5 diversity of interests here, the fact that all
6 the parties were able to reach agreement on a
7 document establishes that it does not violate
8 any important regulatory principle and it does
9 away with any and all other litigation of a wide
10 variety of issues that were pending in the
11 previous GCR cases as well as what would happen
12 at the expiration of the existing 2002
13 stipulation.

14 MS. HAMMERSTEIN: Thank you, Mr.
15 Puican. Your Honor, the witness is available
16 for cross-examination.

17 ATTORNEY EXAMINER: Any cross?

18 MR. SEIPLE: None.

19 ATTORNEY EXAMINER: I don't have
20 anything. Thank you, Mr. Puican.

21 MS. HAMMERSTEIN: Your Honor, I
22 would move admission of Joint Exhibit 1.

23 ATTORNEY EXAMINER: Any objections?
24 Without objection Exhibit 1 will be admitted.

1 (EXHIBIT 1 ADMITTED INTO EVIDENCE)

2 ATTORNEY EXAMINER: Ms. Hummel.

3 MS. HUMMEL: Thank you, Your Honor.

4 I want to state for the record that although not
5 a signatory to the stipulation Industrial Energy
6 Users of Ohio will not oppose the stipulation.

7 MR. BREITSCHWERDT: Your Honor, I
8 would also like to state for the record that the
9 Ohio School Council, the Bay Area Council of
10 Governments and the Lake Erie Regional Council
11 of Governments, although we did not sign the
12 stipulation we do not oppose the stipulation.

13 HEARING EXAMINER: Thank you.

14 MR. SEIPLE: Your Honor, I will
15 just state for the record that counsel for the
16 City of Columbus, John Klein, in a telephone
17 conversation has authorized us to state on the
18 record today that the City of Columbus does not
19 oppose the stipulation.

20 ATTORNEY EXAMINER: Thank you very
21 much.

22 MR. BRUCE: The City of Toledo and
23 Lucas County Commissioners did not have a chance
24 to approve the settlement and sign the

1 stipulation, but would like to be considered
2 signatory parties to the stipulation.

3 ATTORNEY EXAMINER: Thank you.

4 MR. PETRICOFF: Your Honor, by
5 previous filed letter the Ohio Gas Marketers
6 Group have signed the stipulation and would like
7 to be considered fully in support of it.

8 ATTORNEY EXAMINER: Thank you.

9 MR. SINGH: Your Honor, as I stated
10 previously Integrys Energy Services has filed a
11 letter joining as a signatory party to the
12 stipulation.

13 ATTORNEY EXAMINER: Thank you. Any
14 other matters? With that we will dispense with
15 further briefs in the case and consider this
16 case being submitted on the record. Thank you
17 all.

18 (At 10:15 A.M. the hearing was
19 concluded)

20 - - -

21

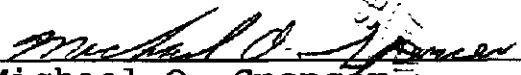
22

23

24

CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on January 11, 2008 and carefully compared with my original stenographic notes.


Michael O. Spencer
Registered Professional
Reporter.

<p>A</p> <p>able 15:4 17:6 abundance 11:7 accomplishment 15:8 acquired 14:2 actually 15:4 addition 16:19 address 12:17 Adjustment 1:4, 8 7:9 admission 8:20 17:22 admitted 17:24 18:1 ADMT 5:3 advised 8:17 again 17:4 agreeing 15:6 agreement 15:5 17:6 Airey 3:6 9:16 9:17 along 11:2, 17 although 11:10 18:4, 11 America 3:8 9:17 among 14:23 Anne 4:1 10:16 anybody 10:20 anything 17:20 appearance 7:21 8:6, 16 appearances 2:1 7:18 application 1:11 7:12 15:24 approval 14:14 approve 18:24 approximately 13:12 April 16:22 Area 2:21 9:8 18:9 arising 16:11 Armstrong 1:21 asked 8:5 assigned 7:16 Assistant 3:10 4:3 9:24 Associate 2:10 8:7 Attorney 1:15 7:4, 16, 23 8:22 10:15, 19 11:10 11:23 12:7, 16 12:20 17:17, 19 17:23 18:2, 20 19:3, 8, 13</p>	<p>attorneys 4:3 14:15 auction 16:1, 24 17:1 audit 14:5 audits 13:19 authorized 18:17 available 17:15 Avenue 2:7 3:1, 2 8:3 9:15 away 17:9 A.M 1:19 19:18</p> <p>B</p> <p>B 2:2 7:21 Bar 8:18 bargaining 14:23 Barth 2:6 8:2 Bay 2:21 9:7 18:9 before 1:1, 15 10:21, 22 begin 7:17 behalf 2:4, 8, 12 2:16, 21 3:4, 8 3:13, 18, 23 4:6 7:19 8:2, 15 9:1, 7, 9, 12, 16 9:20 10:3, 9, 14 11:7 12:14 14:15 being 11:15, 16 12:15 19:16 believe 14:21 16:16 Bell 2:6 8:3 Bench 10:21 benefit 15:19 benefits 16:15 between 16:21 beyond 11:13 Board 9:13 Bobby 3:21 10:10 both 15:14 breadth 15:15 Breitschwerdt 2:19 9:5, 6 18:7 Brett 2:19 9:6 Bricker 2:18 9:10 Bridge 3:21 10:11 briefs 19:15 Broad 1:17 3:11 4:4 10:1, 17 12:19 broader 14:8 Bruce 3:1 9:12</p>	<p>9:14 18:22 business 12:17</p> <p>C</p> <p>called 12:14 capable 14:23 capacity 13:4, 9 13:10 carefully 20:3 case 1:3, 7, 11 7:6, 7, 11 8:11 8:21 10:24 11:15 16:10 19:15, 16 cases 12:3 13:21 14:4, 5 17:11 caution 11:7 Center 2:2 7:22 certain 13:20 14:13 CERTIFICATE 20:1 certify 20:2 chance 18:23 changes 11:2 chief 13:11 Choice 1:13 7:14 circumstances 11:12, 20 City 3:4 9:12, 14 18:16, 18, 22 Civic 2:2 7:21 clarify 11:6 Clauses 1:4, 8 7:9 clearly 15:17 16:14 Co 2:6 8:3 Collaborative 11:19 Columbia 1:5, 9 1:11, 12 2:4 3:13 7:10, 13 7:19 9:21 15:24 Columbus 1:18, 22 2:3, 7, 15, 20 3:7, 12, 17 4:5 7:22 8:4 9:3 9:11, 19 10:1, 8 10:18 11:18 12:19 18:16, 18 combined 15:12 come 10:21 Commerce 3:18 10:4 Commission 1:1 1:16 4:6 7:5 10:15 13:6, 9 14:18</p>	<p>Commissioners 9:14 18:23 Commission's 12:5 commitment 17:1 commits 15:24 companies 13:20 Company 7:18 compared 20:3 concerns 14:13 concluded 19:19 conduct 16:1 17:1 conducts 13:19 Connecticut 2:11 8:9 consider 19:15 considered 11:16 19:1, 7 consolidated 11:16 Consumers 3:10 9:22, 23, 24 Contained 1:4, 8 7:9 conversation 18:17 Corporation 3:18 10:5 correct 20:2 Council 2:21, 21 2:22 9:7, 8, 9 18:9, 9, 10 counsel 2:10 3:10 8:7 9:22 9:23, 24 18:15 County 9:13 18:23 co-chief 13:6 credit 15:22 credited 15:22 criteria 14:18 criterion 15:16 cross 17:17 cross-examina... 17:16 customer 1:13 7:13 13:17 customers 3:13 9:21 15:23 16:6</p> <p>D</p> <p>Dann 10:15 deadline 11:11 December 12:6 defined 16:3 depth 15:14 describe 14:1</p>	<p>developing 15:11 Direct 3:18 6:2 10:4 12:23 discussed 11:14 discussions 14:10 dispense 19:14 diverse 15:2 diversity 17:5 division 12:6 13:7, 11 docketed 12:5 Docketing 12:6 document 15:5 17:7 Dominion 2:8 8:2 16:5 Drive 2:2 7:22 duly 12:15 duties 13:14</p> <p>E</p> <p>E 2:6, 19 early 11:5 East 1:17 2:15 3:6, 16 4:4 9:3 9:18 10:7, 17 12:19 Eckler 2:18 9:10 efficiency 16:9 efficient 16:8 elected 8:13 employed 13:3 end 17:2 energy 2:12, 16 3:18, 18, 23 8:5 8:8, 10 9:1 10:4, 4, 10, 11 11:1, 3, 8 13:7 16:8, 8 18:5 19:10 enter 7:20 8:6 entering 8:16 entitlement 14:7 Erie 2:22 9:8 18:10 Establish 1:12 7:13 establishes 17:7 estimated 15:10 estimation 15:18 everybody 15:6 EVIDENCE 18:1 EXAMINATION 12:23 examine 14:18 Examiner 1:15 7:4, 16, 23 8:22 10:19 11:10, 23</p>
--	--	--	---	--

12:7,16,20 17:17,19,23 18:2,13,20 19:3,8,13 Excellent 10:20 executed 8:15 exercise 15:9 Exhibit 12:2,9 13:23 14:22 17:22,24 18:1 EXHIBITS 5:1 existing 17:12 experience 13:14 15:2,12,15 expiration 16:2 17:12 extraordinary 11:12,20 extremely 16:5	16:20 17:11 General 2:10 4:3 8:7 10:16 give 13:13 given 17:4 global 14:7 goes 11:13 good 7:4 8:17 13:1,2 16:6 gotten 15:4 Governments 2:21 2:22 9:8,9 18:10,11 grant 2:7 8:3 11:9,20 granted 8:23 Gregory 1:15 7:15 Gretchen 2:14 9:2 group 3:19 8:13 10:6 11:3 15:2 19:6	important 16:17 17:8 Inc 1:5,9,12,21 2:4,8 3:8,14 3:23 7:10,20 8:2,6 9:17 10:10 11:1,4,8 included 14:11 INDEX 5:1 6:1 indicated 11:4 Industrial 2:16 9:1 18:5 Initially 14:3 Integrays 3:23 10:9,11,24 11:8,17 19:10 interest 15:20 16:15 interests 17:5 interpretation 16:12 intervene 11:21 intervenor 8:12 intervention 11:7,9,11 involved 12:3 issues 13:15,17 13:21 14:7,8 16:10,11,20 17:10 items 14:10	8:14 Kristen 2:10 8:6 L L 9:23 10:16 Lake 2:22 9:8 18:10 large 13:19 Larry 3:10 9:24 last 15:10 law 8:19 10:6 least 11:15 15:7 16:24 letter 11:4 19:5 19:11 Let's 7:17 level 15:12 licensed 8:19 light 11:19 like 7:20 12:1 18:8 19:1,6 litigation 17:9 LLP 3:5 long 13:8 LPA 2:6 8:3 Lucas 9:13 18:23 M made 14:10 Madison 3:1,2 9:15 management 14:5 Manufacturing 3:8 9:17 Marc 10:15 March 16:4 marked 5:3 12:1 12:8,9 13:23 Marketers 3:19 8:12 10:6 19:5 matter 1:3,7,11 7:8,12 20:3 matters 1:6,10 7:11 10:21 11:13 15:13 19:14 McNess 2:14 9:2 meetings 15:10 member 8:12,17 11:18 met 14:13 15:17 Michael 20:6 Migden-Ostrander 9:23 missed 10:20 morning 7:1,4 13:1,2 most 15:2 motion 8:22	11:21 move 8:20 17:22 much 18:21 MX 2:12 8:5,7,10 8:15 N name 7:15 9:6 11:2,8 12:17 natural 13:16 negotiations 14:6 New 8:18 None 17:18 note 11:11 notes 20:4 November 16:22 Nurick 2:14 9:2 O O 20:6 objection 17:24 objections 17:23 offer 16:1 17:2 offering 16:24 Office 9:22 offices 1:16 Ohio 1:1,5,9,12 1:17,18,22 2:3 2:4,7,15,17,20 2:21 3:3,7,12 3:13,17,19,22 4:5,7 7:5,10 7:13,20,22 8:4 8:12 9:2,3,7 9:11,21,22 10:1,5,8,12,18 12:19 13:6 18:6,9 19:5 Okay 14:17,21 Okay 1:21 once 17:4 one 15:7,10 oppose 18:6,12 18:19 opposing 15:7 original 14:4 20:4 originally 8:11 11:2,14 other 13:16 17:9 19:14 over 7:16 15:13 15:23 oversee 13:17 own 8:14 P package 15:19
--	--	--	--	---

<p>participants 15:3 participated 8:11 14:9 participating 11:18 15:11 parties 14:24 17:6 19:2 party 19:11 passed 11:11 Pease 3:5,15 9:18 10:7 pending 13:21 17:10 people 13:18 period 15:23 16:3,21 17:3 Petricoff 3:16 10:3,6 19:4 pipeline 13:16 place 7:6 practice 8:19 practices 16:18 preliminary 10:21 preside 7:16 previous 17:11 19:5 previously 19:10 Price 1:15 7:15 principle 17:8 principles 16:17 pro 8:20 proceed 10:22 proceeding 11:15 12:3 proceedings 1:14 20:3 process 13:18 product 14:22 Professional 20:6 Program 1:13 7:14 programs 16:9 provides 15:21 16:7,20,23 providing 16:6 public 1:1,16 4:6 7:5 10:14 13:5 15:20 16:15 Puican 6:3 12:13 12:18 13:1 17:15,20 Purchased 1:3,7 7:8 purposes 8:21 12:10</p>	<p>Q quite 15:8</p> <p>R rate 1:4,8 7:9 13:21 ratepayers 15:19 16:15 rates 13:6 16:6 reach 14:6 15:4 17:6 recall 8:10 Recommendation 5:4 12:2 recommendations 14:10 recommended 14:14 record 11:6 12:17 18:4,8 18:15,18 19:16 Regional 9:9 18:10 Registered 20:6 Regulation 1:3,7 7:8 regulatory 16:17 16:20 17:8 Reilly 4:2 10:17 related 1:5,9 7:11 13:16 16:10 replace 16:2 Reporter 20:7 representation 15:16 residential 3:13 9:21 resolves 16:9 responsible 13:15,20 Retail 2:8 3:19 8:2 10:5 reviewed 14:12 right 8:14 Road 3:21 10:12 Room 1:17 Royer 2:6,6 7:24 8:1,2,3</p> <p>S S 1:21 3:10 9:24 safety 13:17 Sater 3:5,15 9:18 10:7 Sauer 3:10 9:20 9:24 Schedules 1:5,9 7:10</p>	<p>School 18:9 Schools 2:21 9:7 see 16:4 Seiple 2:2 7:19 7:21 17:18 18:14 serious 14:23 service 13:17 16:1,24 17:2 Services 3:23 10:10,11 11:1 11:3,3,8 19:10 Session 7:1 set 7:5 settlement 18:24 settling 16:20 Seymour 3:5,15 9:18 10:7 sign 8:13 15:6 18:11,24 signatory 18:5 19:2,11 signed 14:15 19:6 Singh 3:21 10:9 10:10,23 11:22 19:9 single 15:5 small 13:19 some 11:2 14:7 South 2:7,19 8:3 9:10 Spencer 20:6 SSO 16:5 staff 4:6 6:2 10:14 12:14 13:18 14:16 Stamford 2:11 8:8 standard 16:1,23 17:1 standing 8:18 standpoint 15:14 started 14:6 starting 7:18 state 2:15 8:18 8:19 9:3 12:16 18:4,8,15,17 stated 19:9 stenographic 20:4 Stephen 2:2 4:2 7:21 10:16 Steve 6:3 12:13 Steven 12:18 stipulation 5:4 8:14,15 11:5 11:13 12:2 14:11,13,15,22 15:3,12,19</p>	<p>16:4,7,13,16 17:13 18:5,6 18:12,12,19 19:1,2,6,12 stipulations 14:19 Street 1:17,21 2:11,15,19 3:6 3:11,16 4:4 8:8 9:3,10,19 10:1,8,17 12:19 submitted 14:19 19:16 Subsequent 14:5 Subsequently 8:13 successful 16:5 Suite 1:21 2:11 3:2,11,21 8:8 10:1,12 sum 16:14 summary 13:13 Summer 2:11 8:8 support 19:7 sworn 12:11,15</p> <p>T taken 20:3 taking 7:17 Tariffs 13:7 telephone 18:16 testified 12:15 14:3 testimony 14:6 Thank 8:1,23,24 9:5 10:13,19 11:22,24 12:21 17:14,20 18:3 18:13,20 19:3 19:8,13,16 think 15:1,7,14 15:16 16:14 17:4 Third 2:19 9:10 three 13:18 through 15:9 time 7:6 today 18:18 today's 7:17 together 15:4 Toledo 3:3,4 9:13,15,15 18:22 transcript 20:2 transition 16:3 16:21,23 17:2 true 20:2</p>	<p>U ultimately 14:14 understand 15:5 Users 2:17 9:1 18:6 uses 14:18 Utilities 1:1,16 4:6 7:5 10:15 13:5 utility 15:13</p> <p>V variety 17:10 various 14:12 Vectern 3:19 10:5 versions 14:12 very 16:6 18:20 vice 8:20 violate 17:7 violates 16:17 Vorys 3:5,15 9:18 10:7</p> <p>W W 3:6 9:17 Wallace 2:14 9:2 want 18:4 Water 13:7 way 11:2 week 11:5 well 7:11 11:13 14:11 15:13,15 16:11 17:11 went 15:9 were 14:6,13 17:6,10 West 3:11,21 10:1,11 wide 17:9 Wilson 3:21 10:11 witness 6:2 12:11,14,18 17:15 WITNESSES 6:1 work 13:5 Worthington 3:22 10:12 WPS 11:3</p> <p>Y years 13:11,12 15:13 York 8:18</p> <p>\$ \$35,000,000 15:22</p>
--	---	--	--	---

0	5		
04 14:4	52 3:6,16 9:18		
04-221-GA-GCR	10:7		
1:8 7:7 12:4	595 2:11 8:8		
05-221 14:4			
05-221-GA-GCR	6		
1:4 7:7 12:4	614 1:22,23		
06901 2:11 8:9			
	8		
1	800 1:22		
15:4 12:2 13:23			
14:22 17:22,24	9		
18:1	9th 4:4 10:18		
103:11 9:24	96-1113-GA-ATA		
10:00 1:19	1:12 7:12		
10:15 19:18	11:17 12:4		
1002:19 3:2			
9:10			
101 1:21			
11 1:18 7:2 20:3			
11-C 1:18			
125:4 6:3 13:12			
12-month 15:23			
175:4			
180 1:17 4:4			
10:17 12:18			
1800 3:11 10:1			
185 1:21			
2			
200 2:2 7:21			
2002 16:12 17:12			
2004-2005 16:10			
2007 12:6			
2008 1:19 7:2			
16:22 20:3			
2010 16:4,22			
21 2:15 9:3			
223-9481 1:22			
224-5724 1:23			
224-9481 1:22			
28th 12:6			
3			
300 2:11 3:21			
8:8 10:11			
15:13			
33 2:7 8:3			
350 3:21 10:12			
4			
420 3:1 9:15			
43085 3:22 10:12			
43215 1:22 2:3,7			
2:15,20 3:12			
4:5 7:22 8:4			
9:4,11 10:2,18			
43216 3:17			
43604 3:3 9:15			

EXHIBIT

96-1113-GA-ATA

Case Number_

12/28/2007