

FILE

BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of )  
Vectren Energy Delivery of Ohio, Inc., for )  
Authority to Amend its Filed Tariffs to ) Case No. 07-1080-GA-AIR  
Increase the Rates and Charges for Gas )  
Services and Related Matters. )

In the Matter of the Application of )  
Vectren Energy Delivery of Ohio, Inc., for )  
Approval of An Alternative Rate Plan for )  
a Distribution Replacement Rider to )  
Recover the Costs of a Program for the ) Case No. 07-1081-GA-ALT  
Accelerated Replacement of Cast Iron )  
Mains and Bare Steel Mains and Service )  
Lines, a Sales Reconciliation Rider to )  
Collect Difference Between Actual and )  
Approved Revenues, and Inclusion in )  
Operating Expense of the Costs of Certain )  
Reliability Programs. )

PUCO

2008 AUG 14 PM 4:12

RECEIVED-DOCKETING DIV

MOTION FOR  
SUBPOENA DUCES TECUM

Now comes the Office of the Ohio Consumers' Counsel ("OCC") and, pursuant to Ohio Adm. Code 4901-1-25, hereby respectfully moves the Public Utilities Commission of Ohio ("Commission" or "PUCO"), any commissioner, the legal director, the deputy legal director, or an attorney examiner to issue a subpoena *duces tecum* compelling Vectren Energy Delivery of Ohio, Inc. ("VEDO"), to produce a witness possessing knowledge and expertise about the VEDO's Revenue Requirements, proposed Pro forma Demand Side Management Investment, and Accelerated Main Replacement Program. The witness is to appear and provide oral testimony as on cross-examination on Tuesday,

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  
Reproduction of Case File  
Date Recreated 8/16/08

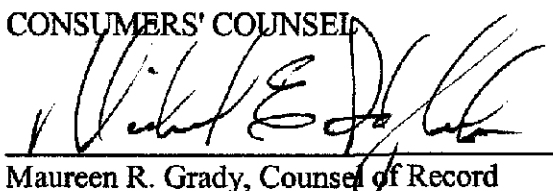
August 19, 2008, at 9:00a.m., and attend the hearing from day to day until called to testify by the OCC at the Commission offices (180 East Broad Street, 11th Floor, Columbus, Ohio 43215) concerning the witness' understanding of certain provisions. The witness should be knowledgeable in the aforementioned matters.

- Information including the accumulated deferred income taxes, property tax expense, and accumulated depreciation associated with the ERT devices that were purchased but not installed in Account 681 calculated by reference to the depreciation rate and the tax life or book life of account 681. Deposition of M. Susan Hardwick at 18-19.
- Concerning OCC Informal Discovery Item 1, Exhibit 1A-D, Revenue Model Support. Formulas intact.XLS, a written explanation of how the numbers were developed on gas revenues, including a description of how the revenue management people arrive at the numbers and the process associated therewith. Deposition of M. Susan Hardwick at 63-64.
- An analysis explaining the derivation of the difference between the actual volumes recorded on Company response to OCC Interrogatory 539, and the volumes presented by the Company on WPC 2.1A as the 3 and 9 unadjusted. Deposition of M. Susan Hardwick at 84-85.
- All documents detailing the inclusion of Nexus costs that were incurred prior to the test period, that are a component of the \$2.9 million pro forma demand side management adjustment. Deposition of L. Douglas Pettit at 20-21.
- All documents and information requested at the August 12, 2008 deposition of James M. Francis.

Grounds for this Motion are set forth in the accompanying Memorandum in Support.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER  
CONSUMERS' COUNSEL



---

Maureen R. Grady, Counsel of Record  
Joseph P. Serio  
Michael E. Idzkowski  
Assistant Consumers' Counsel

**Office of the Ohio Consumers' Counsel**

10 West Broad Street, Suite 1800

Columbus, Ohio 43215-3485

(614) 466-8574 (telephone)

[grady@occ.state.oh.us](mailto:grady@occ.state.oh.us)

[serio@occ.state.oh.us](mailto:serio@occ.state.oh.us)

[idzkowskli@occ.state.oh.us](mailto:idzkowskli@occ.state.oh.us)

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of	)	
Vectren Energy Delivery of Ohio, Inc., for	)	
Authority to Amend its Filed Tariffs to	)	Case No. 07-1080-GA-AIR
Increase the Rates and Charges for Gas	)	
Services and Related Matters.	)	

In the Matter of the Application of	)	
Vectren Energy Delivery of Ohio, Inc., for	)	
Approval of An Alternative Rate Plan for	)	
a Distribution Replacement Rider to	)	
Recover the Costs of a Program for the	)	Case No. 07-1081-GA-ALT
Accelerated Replacement of Cast Iron	)	
Mains and Bare Steel Mains and Service	)	
Lines, a Sales Reconciliation Rider to	)	
Collect Difference Between Actual and	)	
Approved Revenues, and Inclusion in	)	
Operating Expense of the Costs of Certain	)	
Reliability Programs.	)	

---

**MEMORANDUM IN SUPPORT**

---

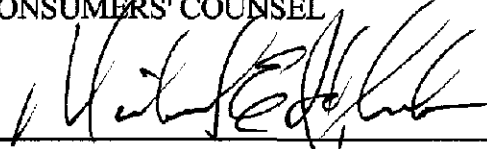
The OCC requests a subpoena *duces tecum*, pursuant to Ohio Adm. Code 4901-1-25, to command Vectren Energy Delivery of Ohio, Inc. ("VEDO") to appear and provide testimony as on cross-examination on August 19, 2008 and attend the hearing from day to day until called by OCC to testify at the offices of the Commission (180 East Broad Street, 11th Floor, Columbus, Ohio 43215) in the above-captioned proceedings.

The above-captioned cases involve VEDO's request for a \$27 million rate increase. Each of the subpoenaed witnesses present testimony on various aspects of VEDO's Application. Therefore, the witness's full participation in the examination will facilitate a

full and complete development of these cases before the PUCO, including the ultimate record upon which the Commission will base its decision.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER  
CONSUMERS' COUNSEL



---

Maureen R. Grady, Counsel of Record

Joseph P. Serio

Michael E. Idzkowski

Assistant Consumers' Counsel

**Office of the Ohio Consumers' Counsel**

10 West Broad Street, Suite 1800

Columbus, Ohio 43215-3485

(614) 466-8574 (telephone)

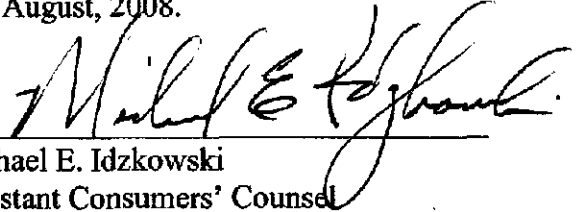
[grady@occ.state.oh.us](mailto:grady@occ.state.oh.us)

[serio@occ.state.oh.us](mailto:serio@occ.state.oh.us)

[idzkowskli@occ.state.oh.us](mailto:idzkowskli@occ.state.oh.us)

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing *Motion for Subpoena Duces Tecum and Memorandum in Support* was provided to the persons listed below via first class U.S. Mail, postage prepaid, this 14th day of August, 2008.

  
\_\_\_\_\_  
Michael E. Idzkowski  
Assistant Consumers' Counsel

**PARTIES**

Werner Margard  
Assistant Attorney General  
Public Utilities Commission of Ohio  
180 East Broad Street, 9<sup>th</sup> Floor  
Columbus, OH 43215

John Dosker  
General Counsel  
Stand Energy Corporation  
1077 Celestial Street Suite 110  
Cincinnati, OH 45202-1629

Ronald E. Christian  
Executive Vice President, General Counsel  
Vectren Corporation  
P.O. Box 209  
Evansville IN 47702-0209

Trent A. Dougherty  
Director of Legal Affairs  
Ohio Environmental Council  
1207 Grandview Avenue, Suite 201  
Columbus, OH 43212

John W. Bentine  
Counsel for Interstate Gas Supply  
Chester, Wilcox & Saxbe, LLP  
65 East State Street, Suite 1000  
Columbus, OH 43215-4259

Samuel C. Randazzo  
Gretchen J. Hummel  
Lisa G. McAlister  
McNees Wallace & Nurick, LLC  
21 East State Street, 17<sup>th</sup> Floor  
Columbus, OH 43215

David C. Rinebolt  
Ohio Partners for Affordable Energy  
231 West Lime Street  
P.O. Box 1793  
Findlay, OH 45839-1793

W. Jonathan Airey  
Gregory D. Russell  
Vorys, Sater, Seymour & Pease LLP  
52 East Gay Street, P.O. Box 1008  
Columbus, OH 43216-1008

STATE OF OHIO  
PUBLIC UTILITIES COMMISSION  
180 EAST BROAD STREET  
COLUMBUS, OHIO 43215-3793

Ted Strickland  
GOVERNOR



THE PUBLIC UTILITIES COMMISSION OF OHIO  
SUBPOENA

TO: Vectren Energy Delivery of Ohio, Inc.  
One Vectren Square  
Evansville, Indiana  
47708

Ct Corporation System  
1300 East Ninth Street  
Cleveland, OH 4411  
(Statutory Agent)

Upon application of the Office of the Ohio Consumers' Counsel ("OCC"), you are hereby required to appear before the Public Utilities Commission of Ohio as a witness for Vectren Energy Delivery of Ohio, Inc., to send a witness to appear on August 19, 2008, at 9:00a.m., in the following proceeding:

**Case No. 07-1080-GA-AIR; Case Title:** *In the Matter of the Application of Vectren Energy Delivery of Ohio, Inc., for Authority to Amend its Filed Tariffs to Increase the Rates and Charges for Gas Services and Related Matters.*

**Case No. 07-1081-GA-ALT; Case Title:** *In the Matter of the Application of Vectren Energy Delivery of Ohio, Inc., for Approval of An Alternative Rate Plan for a Distribution Replacement Rider to Recover the Costs of a Program for the Accelerated Replacement of Cast Iron Mains and Bare Steel Mains and Service Lines, a Sales Reconciliation Rider to Collect Difference Between Actual and Approved Revenues, and Inclusion in Operating Expense of the Costs of Certain Reliability Programs.*

The witness is to appear at the offices of the Commission, 180 E. Broad Street, 11th Floor, Columbus, Ohio, 43215, on the 19<sup>th</sup> day of August, 2008, at nine o'clock a.m. and attend the hearing from day to day until called by OCC to testify. The witness shall submit to

oral testimony by cross examination by the OCC and provide documents concerning certain provisions. You shall bring with you the following:

- Information including the accumulated deferred income taxes, property tax expense, and accumulated depreciation associated with the ERT devices that were purchased but not installed in Account 681 calculated by reference to the depreciation rate and the tax life or book life of account 681. Deposition of Hardwick at 18-19.
- Concerning OCC Informal Discovery Item 1, Exhibit 1A-D, Revenue Model Support. Formulas intact.XLS, a written explanation of how the numbers were developed on gas revenues, including a description of how the revenue management people arrive at the numbers and the process associated therewith. Deposition of Hardwick at 63-64.
- An analysis explaining the derivation of the difference between the actual volumes recorded on Company response to OCC Interrogatory 539, and the volumes presented by the Company on WPC 2.1A as the 3 and 9 unadjusted. Deposition of Hardwick at 84-85.
- All documents detailing the inclusion of Nexus costs that were incurred prior to the test period, that are a component of the \$2.9 million pro forma demand side management adjustment.
- All documents and information requested at the August 12, 2008 deposition of James M. Francis.

The witness should be knowledgeable in the aforementioned matters.

Dated at Columbus, Ohio, this 14 day of August, 2008.

BY: Jeffrey R. Jean  
TITLE: Attorney General

Notice: If you are not a party or an officer, agent, or employee of a party to this proceeding, then witness fees for attending under this subpoena are to be paid by the party at whose request the witness is summoned. Every copy of this subpoena for the witness must contain this notice.