



Bricker & Eckler
ATTORNEYS AT LAW
COLUMBUS | CLEVELAND
CINCINNATI-DAYTON

BRICKER & ECKLER LLP
100 South Third Street
Columbus, Ohio 43215-4291
MAIN: 614.227.2300
FAX: 614.227.2390

www.bricker.com
info@bricker.com

Sally W. Bloomfield
614.227.2368
sbloomfield@bricker.com

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VIA HAND DELIVERY

PUCO

Ms. Reneé Jenkins
Public Utilities Commission of Ohio
Administration/Docketing
180 East Broad Street, 13th Floor
Columbus, OH 43215-3793

Re: Case Nos. 08-1233-WS-UNC and 07-1112-WS-AIR
Ohio American Water Company
Stipulation Page No. 5, ¶11

Dear Ms. Jenkins:

Pursuant to the Commission's November 12, 2008 Opinion and Order in Case No. 07-1112-WS-AIR, and to the Stipulation and Recommendation, page 5, paragraph 11 pertaining to the preparation of a Five Year Capital Plan ("Plan"), Ohio American Water Company ("Ohio American") agreed to prepare a Plan. The purpose of this letter is to inform the Commission that the Plan has been prepared.

Since the Plan contains critical infrastructure information, it has been deemed confidential. Congress passed the Homeland Security Act of 2002, which included provisions pertaining to confidential infrastructure information (*see*, 6 USCS Sections 131 and 133). Pursuant to the provisions of the Homeland Security Act and its subpart, the Critical Infrastructure Information Act of 2002, information, such as construction plans, plant specifications and blueprints, can be classified as "protected critical infrastructure information" ("PCII"). In the case of the American Water Works companies, designation of this type of information as PCII was obtained pursuant to the Act and to the regulations affecting the Act. This information is now considered PCII and in accordance with the Act and regulations promulgated pursuant to it, PCII "shall not be used by an agency of the state and, if provided by a state agency, may not be used for any purpose other than protecting the critical infrastructure of protected systems of a utility supplying the information."

The parties of record may review the Plan in accordance with the executed protective agreement in Case No. 07-1112-WS-AIR.

Sincerely,

Sally W. Bloomfield
FLo.

Sally W. Bloomfield

cc: Parties of Record

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