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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company For Approval of a Market Rate Offer to Conduct A Competitive Bidding Process For Standard Service Offer Electric Generation Supply, Accounting Modifications Associated with Reconciliation Mechanism, and Tariffs for Generation Service

Case No. 09-906-EL-SSO

NOTICE OF DEPOSITION TO GEXA ENERGY – OHIO, LLC

PLEASE TAKE NOTICE that pursuant to Rule 4901-1-21 of the Ohio Administrative Code, Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (collectively, "Companies") will take the deposition of each and every expert witness identified by Gexa Energy – Ohio, LLC ("Gexa Energy") in response to Interrogatory No. 1 of the Companies' First Set of Interrogatories, propounded on Gexa Energy on November 30, 2009. Such depositions will take place at a date, time, and place to be agreed upon by counsel, and will continue from day to day thereafter until completed. The depositions will be taken by a person authorized to administer oaths in the place where the depositions are taken.

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DATED: November 30, 2009

Respectfully submitted,

Handwritten signature of David A. Kutik in black ink, written over the printed name and firm name.

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Deposition to Gexa Energy – Ohio, LLC was delivered to the following persons by e-mail this 30th day of November, 2009:


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