

FILE



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December 14, 2009

Public Utilities Commission of Ohio
Docketing Division
180 East Broad Street
Columbus, Ohio 43215-3793

09-800-EL-CSS

RECEIVED-DOCKETING DIV
2009 DEC 15 PM 3:16
PUCO

RE: Forest Hill Supermarket, Inc., dba Konnis Family Foods v. The Cleveland Electric Illuminating Company
Our File Number: 9322-17-65758-09

To Whom It May Concern:

Enclosed herein please find the following to be filed with the Public Utilities Commission of Ohio regarding the above-captioned matter:

1. Motion for Leave to File First Amended Complainant Instanter;
2. Complainant's Request for Admissions to Respondent Cleveland Electric Illuminating Company;
3. Complainant's Request for Production of Documents to Respondent Cleveland Electric Illuminating Company;
- ✓ 4. Complainant's First Set of Interrogatories to Respondent Cleveland Electric Illuminating Company;

I have enclosed 11 copies of the Motion for Leave to File First Amended Complaint for your reference. Kindly return the additional copy, time-stamped, in the self-addressed stamped envelope enclosed for your convenience.

Regards.

Very truly yours,

REMINGER CO., L.P.A.

Fred S. Papalardo

Fred S. Papalardo

FSP/db

Enclosure

cc: Paul A. Colbert
Grant W. Garber
David A. Kutik
Mark A. Hayden

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REMINGER CO., LPA

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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

FOREST HILLS SUPERMARKET, INC., dba)
Konnis Family Foods)
)
Complainant)
)
-vs-)
)
CLEVELAND ELECTRIC ILLUMINATING CO.)
)
Respondent.)

CASE NO. 09-800-EL-CSS

**COMPLAINANT'S FIRST SET OF INTERROGATORIES
TO RESPONDENT CLEVELAND ELECTRIC
ILLUMINATING COMPANY**

Now comes Complainant, Forest Hills Supermarket dba Konnis Family Foods (hereinafter "Forest Hills"), by and through its undersigned counsel, and hereby propounds its First Set of Interrogatories to Respondent, Cleveland Electric Illuminating Company (hereinafter "CEI.") to be answered in writing and under oath within twenty (20) days after service in accordance with, and in the form prescribed by Ohio Administrative Code 4901-1-19. These Interrogatories shall be deemed continuing so as to require supplemental answers if further information is obtained between the time the answers are served and the time of trial. The word "you" or "your" as used herein shall refer to CEI.

INSTRUCTIONS FOR ANSWERING

1. All information is to be divulged which is in your possession or control or within the possession and control of your attorney or insurance company.
2. Where the word "incident" is used, it refers to the September 14, 2008 through September 20, 2008 power outage.
3. Where an Interrogatory calls for an answer in more than one part, each part should be separated in the answer so that the answer is clearly understandable.
4. You are reminded that all answers must be made separately and fully and that an incomplete or evasive answer is a failure to answer.

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5. You are under a continuing duty seasonably to supplement your responses with respect to any question directly addressed to the identity and locations of persons having knowledge of discoverable matters.

INTERROGATORIES

INTERROGATORY NUMBER 1:

Identify each and every person who furnished information used to prepare answers to these Interrogatories.

ANSWER:

INTERROGATORY NUMBER 2:

Identify each and every person with knowledge as to shutting off power to Forest Hills as result of the incident.

ANSWER:

INTERROGATORY NUMBER 3:

Identify each and every person with knowledge as to attempts made to notify Forest Hills that CEI was shutting off power as a result of the incident.

ANSWER:

INTERROGATORY NUMBER 4:

Identify each and every person with knowledge as to claims paid by CEI to its customers as a result of the incident.

ANSWER:

INTERROGATORY NUMBER 5:

Identify each and every person with knowledge as to CEI's policies and procedures for handling power outages.

ANSWER:

INTERROGATORY NUMBER 6:

Identify each and every person with knowledge as to CEI's policies and procedures for handling emergency power outages.

ANSWER:

INTERROGATORY NUMBER 7:

Identify each and every person with knowledge as to CEI's policies and procedures for handling routine maintenance.

ANSWER:

INTERROGATORY NUMBER 8:

Identify each and every person with knowledge as to repairs made to restore power to CEI's customers as a result of the incident.

ANSWER:

INTERROGATORY NUMBER 9:

Identify each and every person with knowledge as to repairs made to restore power to Forest Hills during the incident.

ANSWER:

INTERROGATORY NUMBER 10:

Identify each and every person with knowledge as to the decision to shut power off to Forest Hills during the incident.

ANSWER:

INTERROGATORY NUMBER 11:

Identify each and every person with knowledge as to when CEI decided to shut power off to Forest Hills during the incident.

ANSWER:

INTERROGATORY NUMBER 12:

Identify each and every person who attempted to contact Forest Hills when CEI decided to shut off power to Forest Hills during the incident.

ANSWER:

INTERROGATORY NUMBER 13:

Identify the date and time when CEI first learned it needed to shut off Forest Hills' power as a result of the incident.

ANSWER:

INTERROGATORY NUMBER 14:

Identify the date and time when CEI first shut off power to Forest Hills during the incident.

ANSWER:

INTERROGATORY NUMBER 15:

Identify each and every person who attempted to contact Forest Hills to notify Forest Hills that its power was being shut off during the incident.

ANSWER:

INTERROGATORY NUMBER 16:

Identify the number of claims CEI paid as a result of the incident.

ANSWER:

INTERROGATORY NUMBER 17:

Identify the dollar amount paid by CEI for claims as a result of the incident.

ANSWER:

INTERROGATORY NUMBER 18:

Identify the number of work crews CEI had working in the greater Cleveland area on September 14, 2008.

ANSWER:

INTERROGATORY NUMBER 19:

Identify the number of work crews CEI had working in the greater Cleveland area on September 15, 2008.

ANSWER:

INTERROGATORY NUMBER 20:

Identify the number of work crews CEI had working in the greater Cleveland area on September 16, 2008.

ANSWER:

INTERROGATORY NUMBER 21:

Identify the number of work crews CEI had working in the greater Cleveland area on September 17, 2008.

ANSWER:

INTERROGATORY NUMBER 22:

Identify the number of work crews CEI had working in the greater Cleveland area on September 18, 2008.

ANSWER:

INTERROGATORY NUMBER 23:

Identify the number of work crews CEI had working in the greater Cleveland area on September 19, 2008.

ANSWER:

INTERROGATORY NUMBER 24:

Identify the number of work crews CEI had working in the greater Cleveland area on September 20, 2008.

ANSWER:

INTERROGATORY NUMBER 25:

Identify whether CEI work crews were sent to other states or areas of Ohio on September 14, 2008.

ANSWER:

INTERROGATORY NUMBER 26:

Identify the specific cause for shutting off Forest Hills' power.

ANSWER:

INTERROGATORY NUMBER 27:

State the names and addresses of any and all proposed fact witnesses you intend to call to testify.

ANSWER:

INTERROGATORY NUMBER 28:

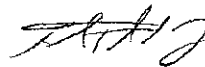
State the names and addresses of any and all proposed expert witnesses expected to testify on CEI's behalf and the subject matter upon which each expert is expected to testify.

ANSWER:

INTERROGATORY NUMBER 29:

Identify each and every person with knowledge as to CEI's policies and procedures for handling natural disasters.

Respectfully Submitted,



FRED S. PAPALARDO (0083189)

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Attorney for Forest Hills Supermarket, Inc.

dba Konnis Family Foods

CERTIFICATE OF SERVICE

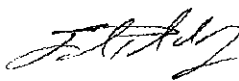
A copy of the foregoing Complainant's First Set of Interrogatories to Respondent Cleveland Electric Illuminating Company has been sent by regular U.S. Mail this 14th day of December, 2009 to the following:

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