

other cases, including (but not limited to) Case Nos. 09-1095-EL-RDR, 09-1906-EL-ATA, 09-119-EL-AEC, 08-1338-EL-AAM, and 08-1339-EL-UNC. The witness(es) should be knowledgeable in the aforementioned matters and the documents that are more fully described below. The witness(es) should have first-hand knowledge of (i.e. shall have participated in) including the method of calculating and recording deferrals as well as the means by which customers are charged based upon the deferrals.

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

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER
CONSUMERS' COUNSEL



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**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Fuel Adjustment)	Case No. 09-872-EL-FAC
Clauses for Columbus Southern Power)	
Company and Ohio Power Company.)	Case No. 09-873-EL-FAC

MEMORANDUM IN SUPPORT

The OCC requests a subpoena, pursuant to Ohio Adm. Code 4901-1-25, to command the Columbus Southern Power Company and the Ohio Power Company (“AEP Ohio”) to provide a witness or witnesses to appear at the hearing scheduled on August 23, 2010 at the offices of the Public Utilities Commission of Ohio (“PUCO” or “Commission”) located at 180 E. Broad Street, 18th Floor, Columbus, Ohio 43215 at 10:00 a.m. The OCC asks that the witness(es) be required to attend from day to day, until his/her/their testimony is completed, in order to provide testimony regarding the treatment of deferrals in connection with a “special arrangement” contract and amendments between AEP Ohio and Ormet Primary Aluminum Corporation (“Ormet”).

The above-captioned cases all involve AEP Ohio’s fuel adjustment clause (“FAC”) as part of standard service charges. Charges connected with Ormet deferrals are part of FAC mechanism for charging customers. As an example of this connection between Ormet deferrals and the instant cases, the docketed *Report of the Management/Performance and Financial Audits of the FAC of the Columbus Southern Power Company and the Ohio Power Company* (“Audit Report”) addresses the Ormet deferrals that would lead to charges

to customers, including residential customers, by means of the FAC for AEP Ohio.¹ A witness or witnesses knowledgeable about the Ormet deferrals will be able to provide in-depth information regarding these matters in a manner not addressed by the Audit Report. The full participation of the AEP Ohio witness(es) 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

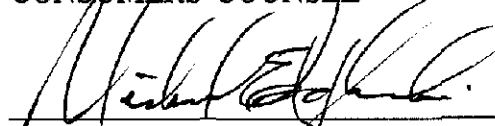
Additionally, the OCC requests the PUCO to command the witness(es) designated by AEP Ohio to bring with him/her/them on said day and at said place all documents in the possession or control of AEP Ohio (all forms of documents, including hard copies of information stored on electronic media) that provide the analysis relied upon by AEP Ohio to determine the amount and accounting treatment of the Ormet deferrals as well as the manner in which the deferrals have been or will be charged to the customers of AEP Ohio.

The indicated information is important to understanding and addressing the issues related to AEP Ohio's proposed FAC charges, part of AEP Ohio's standard service charges, and will more fully illuminate the statements contained in the Audit Report on this same topic.

¹ See, e.g., Audit Report at 7-18.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER
CONSUMERS' COUNSEL

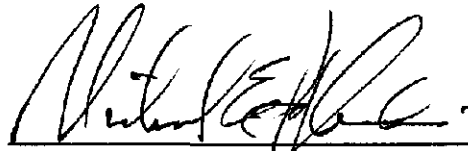


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CERTIFICATE OF SERVICE

I hereby certify that the foregoing Motion for Subpoena *Duces Tecum*, was served by regular U.S. Mail (also electronically upon AEP Ohio) the 17th day of August 2010.



Michael E. Idzkowski
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SERVICE

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**Ted Strickland
GOVERNOR**



**THE PUBLIC UTILITIES COMMISSION OF OHIO
SUBPOENA DUCES TECUM**

**TO: Steve Nourse
AEP Ohio.
1 Riverside Plaza
Columbus, Ohio 43215**

Upon application of Counsel for the Office of the Ohio Consumers' Counsel ("OCC"), Columbus Southern Power and Ohio Power Company ("AEP Ohio") are hereby required to provide a witness or witnesses to appear at the hearing scheduled for August 23, 2010 at the offices of the Public Utilities Commission of Ohio ("PUCO" or "Commission") located at 180 E. Broad Street, 18th Floor, Columbus, Ohio 43215 at 10:00 a.m. The witness or witnesses are required to attend the hearing until his/her/their testimony is completed, upon cross-examination, regarding the treatment of deferrals in connection with a "special arrangement" contract and amendments between AEP Ohio and Ormet Primary Aluminum Corporation ("Ormet") as addressed in cases before the PUCO (e.g. Case No. 09-1095-EL-RDR, 09-1906-EL-ATA, 09-119-EL-AEC, 08-1338-EL-AAM, and 08-1339-EL-UNC).

The witness(es) shall attend from day to day until the hearing is completed to provide testimony and information concerning the Ormet deferrals. The witness(es) shall be knowledgeable in the aforementioned matters and the documents that are more fully

described below. The witness(es) shall have first-hand knowledge of (i.e. shall have participated in) the method of calculating and recording the Ormet deferrals as well as the means by which customers are charged based upon the deferrals.

In addition, the witness or witnesses are required to bring with him/her/them all documents in the possession or control of AEP Ohio (all forms of documents, including hard copies of information stored on electronic media) that provide the analysis relied upon by AEP Ohio to determine the amount and accounting treatment of the Ormet deferrals as well as the manner in which the deferrals have been or will be charged to the customers of AEP Ohio.

The witness or witnesses shall be knowledgeable regarding the aforementioned matters.

Dated at Columbus, Ohio, this 16th day of August 2010.

BY:

Areta See

TITLE:

Attorney Examiner