

FILE

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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2010 DEC 14 PM 4:08
PUCO

In the Matter of the Application of Duke)
Energy Ohio to Adjust and Set Its Gas and)
Electric Recovery Rate for 2009) Case No. 10-867-GE-RDR
SmartGrid Costs Under Rider AU and)
Rider DR-IM.)

**NOTICE OF THE WITHDRAWAL OF COUNSEL
BY
THE OFFICE OF THE OHIO CONSUMERS' COUNSEL**

The Office of the Ohio Consumers' Counsel hereby notifies the Public Utilities Commission of Ohio and all parties of record of the withdrawal of Gregory J. Poulos from this case. Service of pleadings or other papers shall continue to be made upon Ann M. Hotz.

Respectfully submitted,

JANINE L MIGDEN-OSTRANDER
OHIO CONSUMERS' COUNSEL

Ann Hotz by m.j.

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing Notice of Withdrawal of Counsel by the Ohio Consumers' Counsel has been served via First Class Mail, postage prepaid, to the following persons this 14th day of December 2010.

by my.
Ann M. Hotz

Ann M. Hotz
Assistant Consumers' Counsel

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