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**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Complaint of)
)
The Office of the Ohio Consumers')
Counsel, et al.,)
)
Complainants,)
)
v.)
)
Interstate Gas Supply d/b/a Columbia)
Retail Energy,)
)
Respondent.)

Case No. 10-2395-GA-CSS

PUCO

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**NOTICE OF DEPOSITION, DUCES TECUM,
UPON ORAL EXAMINATION OF MX ENERGY, INC.'S WITNESSES**

PLEASE TAKE NOTICE that pursuant to Rule 4901-1-21 of the Ohio Administrative Code ("OAC"), Interstate Gas Supply, Inc. ("IGS") will take the deposition of one or more of MX Energy, Inc.'s ("MX Energy") officers, agents, employees, or other persons duly authorized to testify on its behalf in the above captioned proceeding. In accordance with OAC 4901-1-21(E), IGS requests that the witness(es) subject to this deposition bring all documents and correspondence related to the matters that will be examined during the deposition.

The deposition is requested to examine MX Energy on matters pertaining to: (1) the operations and standard practices at MX Energy's customer service or call center, (2) MX Energy's investigation of IGS' use of the trade name Columbia Retail Energy and the allegations in MX Energy's motion to intervene, (3) MX Energy's communications with other parties and non-party business organizations related to the

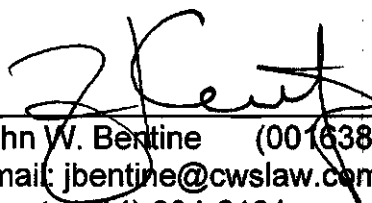
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filing of the Complaint in the above referenced proceedings, (4) communications with residential gas consumers related to IGS' use of the trade name Columbia Retail Energy, and (5) MX Energy's analysis, studies, and/or reports related to natural gas rates in Ohio.

Pursuant to OAC 4901-1-21(F), MX Energy shall choose one or more of its officers, agents, employees, or other persons duly authorized to testify on its behalf, and shall set forth, for each person designated, the matters on which he or she will testify. The persons so designated shall testify as to matters known or reasonably available to MX Energy.

Such depositions will take place at 9:00 A.M. on June 2, 2011, at the offices of Chester Willcox & Saxbe LLP, 65 East State Street, Suite 1000, Columbus, Ohio 43215 or at an alternative 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.

Respectfully submitted,



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**Attorneys for
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing *Notice of Deposition* was served, via regular U.S. mail, postage prepaid, this 5th day of April, 2011, upon the following:

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