

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Rexam     )  
Beverage Can Co. and The Toledo Edison     )  
Company for Approval of a Special             ) Case No. 09-1320-EL-EEC  
Arrangement Agreement with a                 )  
Mercantile Customer.                             )

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

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The Office of the Ohio Consumers' Counsel (OCC) hereby provides notice, to the Public Utilities Commission of Ohio and parties, of OCC's withdrawal from the above-captioned case. This filing reflects OCC's consideration of its reduced resources and does not reflect a change in OCC's own position on any issue.

Respectfully submitted,

JANINE L MIGDEN-OSTRANDER  
OHIO CONSUMERS' COUNSEL

/s/ Kyle L. Verrett

Kyle L. Verrett, Counsel of Record  
Assistant Consumers' Counsel

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Notice of Withdrawal was served via electronic mail upon the parties this 4<sup>th</sup> day of August 2011.

/s/ Kyle L. Verrett

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Kyle L. Verrett  
Assistant Consumers' Counsel

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**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**8/4/2011 9:23:00 AM**

**in**

**Case No(s). 09-1320-EL-EEC**

Summary: Notice of withdrawal Notice of Withdrawal by the Office of the Ohio Consumers' Counsel electronically filed by Patti Mallarnee on behalf of Verrett, Kyle Ms.