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## **TRANSCRIPT TO THE TESTIMONY OF:**

THE PUBLIC UTILITIES COMMISSION OF OHIO

PUBLIC HEARING  
CINCINNATI, OHIO  
6:00 PM  
~ ~ ~ ~

IN RE: CASE NUMBERS: 11-3549-EL-SSO,  
11-3550-EL-ATA and 11-3551-EL-UNC

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Page 1

THE PUBLIC UTILITIES COMMISSION OF OHIO

PUBLIC HEARING

~ ~ ~ ~ ~

IN RE: CASE NUMBERS: 11-3549-EL-SSO,  
11-3550-EL-ATA and 11-3551-EL-UNC

Tuesday, August 30, 2011

6:00 P.M.

- - - - -

Public Utilities Commission of Ohio

Local Public Hearing, in the Matter of the  
Application of Duke Energy Ohio, Inc. for  
authority to establish a standard service  
offer pursuant to section 4928.143 of the  
revised code in the form of an electric  
security plan.

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Page 2

1 MS. STENMAN: The Public Utilities  
2 Commission of Ohio is assigned for public  
3 hearing at this time and this place, Case  
4 Numbers 11-3549-EL-SSO, 11-3550-EL-ATA and  
5 11-3551-EL-UNC being in the Matter of the  
6 Application of Duke Energy Ohio for  
7 authority to establish a standard service  
8 offer pursuant to section 4928.143 of the  
9 Revised Code in the form of an electric  
10 security plan, accounting modifications and  
11 tariffs regeneration service for authority  
12 to amend its certified supplier tariff, PUCO  
13 No. 20, and for authority to amend its  
14 corporate separation plan.

15 My name is Katie Stenman and I'm an  
16 attorney examiner assigned by the Commission  
17 to hear this case. Also presiding tonight  
18 is Chairman Snitchler. Commission staff  
19 representing the service monitoring  
20 enforcement department are here tonight as  
21 well. Mr. Harrington is available outside  
22 this auditorium, if you have any questions  
23 concerning a utility matter other than the  
24 proceeding that is the focus of tonight's  
25 hearing.

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Page 3

1           At this time I will ask counsel for  
2 the company to make an appearance. I don't  
3 believe we have my interveners present.

4           MS. SPILLER: Good morning, Your  
5 Honor. Amy Spiller, Counsel for Duke  
6 Energy, Ohio -- good evening. Sorry.

7           MS. STENMAN: Thank you.

8           On June 20th, 2011 Duke Energy Ohio  
9 filed an application with the Commission to  
10 establish a standard service offer in the  
11 form of an electric security plan, commonly  
12 known as a ESP. The local public hearing is  
13 only one aspect of the case process. Public  
14 hearings are also scheduled to occur in  
15 Middletown and, again, in Cincinnati. An  
16 evidentiary hearing is currently scheduled  
17 to begin on October 20th at 10:00 a.m. at  
18 the offices of the Commission in Columbus.  
19 The purpose of the evidentiary hearing is to  
20 hear from the company, Commission staff and  
21 interveners in the case, to present expert  
22 witnesses and evidence in support of their  
23 positions. The purpose of tonight's public  
24 hearing is to receive comments from the  
25 public regarding Duke's proposal. This is

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Page 4

1 your opportunity to let the Commission know  
2 what you think about Duke's proposal. We  
3 want to hear from you tonight.

4 When you arrived, you were offered  
5 the opportunity to sign up to testify. If  
6 you missed that opportunity, it is still  
7 available. You may approach the PUCO staff  
8 at any time tonight to sign up to testify.  
9 When I reach the end of the witness list, I  
10 will also ask whether there is anyone else  
11 that has decided they want to offer  
12 testimony. I will take witnesses in the  
13 order in which they signed up.

14 Before presenting your testimony,  
15 you will be required to take an oath or  
16 affirmation stating what you're about to  
17 stay is the truth. I will also ask for your  
18 name and address for the record. Your  
19 testimony will be considered part of the  
20 official record of the case to be reviewed  
21 by the Commissioners before they make their  
22 final decision.

23 Attorneys for the company and  
24 other -- will be allowed to ask you  
25 questions about your statement while you're

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Page 5

1 under oath. Should you decide you do not  
2 want to testify when I call your name, you  
3 can merely pass to the next witness. If you  
4 decide at a later time that you want to  
5 testify, just raise your hand when I call  
6 for any additional testimony. Once you have  
7 finished testifying, or if you are just in  
8 attendance to observe the hearing, you may  
9 leave at any time.

10 Tonight's hearing is being  
11 transcribed by a court reporter, which means  
12 that the court reporter will be recording,  
13 in typewritten fashion, the statements made  
14 here today. If you plan to testify, please  
15 speak clearly and plainly so that she can  
16 accurately reflect your comments on the  
17 record. If you have a prepared written  
18 statement, it would be helpful for you to  
19 provide a copy to the court reporter.

20 We appreciate your participation in  
21 tonight's hearing and we want everyone who  
22 wishes to make a public statement to be able  
23 to do so.

24 If you choose to make a public  
25 statement, please be considerate of others

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Page 6

1       waiting to give their testimony and keep  
2       your statements to a reasonable period of  
3       time. I would also ask that anyone who has  
4       a cell phone on them, silence their cell  
5       phone.

6               Are there any questions as to the  
7       process before we begin this evening?

8               At this time we will begin calling  
9       witnesses forward.

10              MR. SNITCHER: Our first witness  
11       tonight -- and I apologize in advance if I  
12       don't pronounce your name right. Please  
13       bear with me -- it's Robert Hafertegen.

14              MR. HAFERTEGEN: Want me to stand  
15       up?

16              My name is Robert Hafertegen.

17              MS. STENMAN: Before you get  
18       started, please raise your right hand.

19                       - - - - -

20              ROBERT HAFERTEGEN

21              After having been first duly sworn, as  
22       hereinafter certified, was examined and testified  
23       as follows:

24              MS. STENMAN: Thank you. Please  
25       give your name and address for the court

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Page 7

1 reporter.

2 MR. HAFERTEGEN: My name is Robert  
3 Hafertegen. I'm a to stockholder with Duke  
4 Energy Company. I've been so for 45 years.  
5 I'll probably sell my stock in the next two  
6 weeks. I just wanted to say some things  
7 about Duke Energy, which I think the  
8 company -- you're their lawyer. Are you  
9 from Charlotte?

10 MS. SPILLER: No, sir. I'm from  
11 Cincinnati.

12 MR. HAFERTEGEN: You are from  
13 Cincinnati. Oh, good. They have someone  
14 from Cincinnati.

15 First thing I want to say is last  
16 year Duke Energy spent ten million dollars  
17 on lobbying for cap and trade. And Congress  
18 did not pass cap and trade, which they lost  
19 ten million dollars. Okay.

20 Next thing I would like to say is,  
21 Mr. Rogers, Jimmy Rogers spent a -- the  
22 chairman of the board down there for the  
23 last five or six years. I think he took  
24 over in 2006, and the company, Duke Energy,  
25 was a real good company. I owned stock in



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Page 8

1 Duke Energy before I -- as long as -- you  
2 know, not as long as I owned stock in, you  
3 know, Cincinnati Gas/Electric, then Duke  
4 Energy. But it was a well-run company.

5 Unfortunately, since Mr. Rogers has  
6 taken over the company, the running of the  
7 company is not the best. He's a big  
8 supporter of cap and trade. He is going to  
9 close down our Beckjord Power Plant here in  
10 Clermont County, which we will lose 125  
11 jobs. This will cause the local schools and  
12 New Richmond to lose one million dollars. I  
13 know it's the EPA, but when President Perry  
14 takes over in '12, I'm sure that will be  
15 rescinded.

16 Okay. First thing I would like to  
17 do is submit into evidence this thing on the  
18 ten million dollars. Not my word, but the  
19 Charlotte Observer dated 10-9-09 of the Duke  
20 Energy -- can I submit this to you?

21 MS. STENMAN: You can give it to  
22 the court reporter and it will be --

23 MR. HAFERTEGEN: Court reporter.  
24 Okay.

25 Also in this is his salary, which

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Page 9

1           is basically seven million dollars.

2                   MS. STENMAN: Let's just call that  
3 Exhibit 1 for purposes of the record.

4                   MR. HAFERTEGEN: Basically his  
5 salary is seven million dollars. He does  
6 receive stock of almost eight million  
7 dollars. He had a deferred income last year  
8 of 47 million dollars. It doesn't really  
9 seem like Mr. Rogers needs that much money.  
10 And I would like to submit my utility bill  
11 in evidence. I use no gas. Zero gas. My  
12 riders amounted to \$32. I use no gas at my  
13 house on 1148 Markley Road, which I own but  
14 I'm not currently living there. My electric  
15 bill, I use \$14 worth of electricity and the  
16 riders was another 40-some dollars. You'll  
17 have to look at this paper. But my total  
18 bill was \$80.92 for \$14 worth of  
19 electricity. There are just too many darn  
20 riders on this bill. And you can keep the  
21 bill, too, because it's paid. But that can  
22 all be submitted.

23                   MS. STENMAN: Is there any  
24 sensitive information on that bill?

25                   MR. HAFERTEGEN: Well, it's the

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**Page 10**

1           riders -- is there any what?

2                       MS. STENMAN: Any sensitive  
3           personal information on that bill?

4                       MR. HAFERTEGEN: I'm not a personal  
5           person. I'm public.

6                       MS. STENMAN: Okay.

7                       MR. HAFERTEGEN: Okay. I really  
8           don't care. I'm about as public as you can  
9           get.

10                      Like I say, I will be selling my  
11           Duke Energy stock unless they get rid of  
12           Mr. Rogers in the next two weeks. He's done  
13           Duke Energy a very bad disservice.  
14           Cincinnati Gas/Electric was a very good  
15           company. When he took over -- he came from  
16           Enron. He was in the public service in  
17           Indiana. Of course he came from Enron. We  
18           all know about Enron, don't we? He came to  
19           public service in Indiana. He got  
20           Cincinnati Gas/Electric to buy them. He  
21           called the new company Cinergy. He was the  
22           president of Cinergy for eight or nine  
23           years. He got Duke to buy him and then he  
24           became chairman of the board of Duke  
25           Energy. I don't know how he got that job.

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Page 11

1 I mean, I'm a business person, but I really  
2 don't know how you can rise that quickly in  
3 a company. But I really think the rate is  
4 already too high. And I think they need to  
5 get rid of the riders.

6 I don't mind paying the \$14 for the  
7 electricity or if I'm paying the zero for  
8 the gas I use. But I sure didn't want the  
9 pay \$32 for the gas and I did not want to  
10 pay the \$81 total bill. And that's all I  
11 have to say. Thank you very much everybody.

12 MR. SNITCHER: Thank you.

13 MS. STENMAN: Thank you.

14 MR. SNITCHER: Our next witness  
15 tonight is Jim Walters.

16 MR. WALTERS: How do you do?

17 MS. STENMAN: Please raise your  
18 right hand.

19 - - - - -

20 JIM WALTERS

21 After having been first duly sworn, as  
22 hereinafter certified, was examined and testified  
23 as follows:

24 MS. STENMAN: Thank you. Please  
25 give your name and address for the court

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**Page 12**

1 reporter.

2 MR. WALTERS: Name is Jim Walters.  
3 I'm on Seneca Drive, Batavia, Ohio.

4 MS. STENMAN: Go ahead.

5 MR. WALTERS: The biggest thing --  
6 there's a whole lot of people out here and  
7 other places like myself. I went on  
8 disability this last year. I cannot work.  
9 I am on a very, very tight, limited income  
10 with just paying my regular bills. No  
11 frills. Nothing. I have \$35 at the end of  
12 the month to take care of my toilet paper  
13 and my other sundries and stuff that I need  
14 just to be able to stay clean and put a  
15 little gas in the car to go to the doctor.  
16 I had to borrow a couple bucks for gas to  
17 come down here tonight.

18 They raise this bill any higher  
19 than what I'm already paying and I'm not  
20 going to be able to. Then I got problems.  
21 And it's not right. There's a lot of people  
22 that aren't working that are on  
23 unemployment. And they don't have more  
24 money than I've got. This is not a time to  
25 be wanting to jack up their profits and make

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Page 13

1           more money. They're making enough now.  
2           They don't really need -- they don't need to  
3           raise the prices.

4                       I worked at the nuclear power plant  
5           up there at Moscow for a long time through  
6           another company, and I saw waste left and  
7           right. And it wasn't right. But nobody  
8           cared. And I know same thing is happening  
9           every place else, because I talked to people  
10          that I know that work there, you know. And  
11          it just -- for people like myself, we're  
12          getting shoved off in a corner. We're not  
13          going to have anywhere to go. We're not  
14          going to be able to pay these bills. Then  
15          what do we do? My electricity last year,  
16          I've got all the specialty bulbs. I've got  
17          everything. I walk out of the room, a light  
18          goes out. The lights don't go on until you  
19          can't hardly see. I asked whether my --  
20          because the electric and the gas -- and I  
21          have gas heat. I had my thermostat set at  
22          64 degrees all last year, even as cold as it  
23          got, because I couldn't go any higher  
24          because couldn't afford the bill. That was  
25          the most I could afford. And that was

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**Page 14**

1 tough. They raise it, I'm going to have to  
2 drop my thermostat that much lower then what  
3 am I supposed to do. I'm on medication, and  
4 in the summertime I'm supposed to stay out  
5 of the heat. I have to have my air  
6 conditioner on. It gets 87 degrees, I have  
7 to turn my air conditioner on. I do not  
8 have a chance. I don't have a choice. If I  
9 don't, I fall out. If I'm lucky enough,  
10 somebody finds me, maybe send me to the  
11 hospital before I croak. And it's just  
12 getting to the point to where it's just  
13 getting ridiculous with these bills. I pay  
14 more riders than I do -- I pay more riders  
15 than I do in electric and gas and I'm going  
16 with another retail company. And this is  
17 supposed to override even those where you're  
18 going to be paying this extra above and  
19 beyond what them people are charging. So  
20 what's the sense of trying to get your  
21 electricity down to where you can afford it  
22 and your gas from another retail company  
23 where you can afford it and can Duke just  
24 keeps jacking up the prices so they can make  
25 the money that they're losing because you

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Page 15

1           have to go with them because their prices  
2           are already too high. That doesn't make any  
3           sense. I'm sorry. I'm not college educated  
4           or nothing like that. I'm just trying to do  
5           the best I can. And there's a whole lot of  
6           people out there just like me. And we're  
7           getting put under and it ain't right. You  
8           know, that's all I got to say.

9                     MS. STENMAN: Thank you.

10                    MR. SNITCHER: Our next witness  
11           tonight is Patrick -- is it Moe?

12                    MR. MAUE: Maue.

13                    MR. SNITCHER: Maue. Good.

14                             - - - - -

15                             PATRICK MAUE

16                    After having been first duly sworn, as  
17           hereinafter certified, was examined and testified  
18           as follows:

19                    MS. STENMAN: Thank you. Please  
20           state your name and address for the court  
21           reporter.

22                    MR. MAUE: My name is Patrick Maue  
23           and my address 5091 Eagles View, Cincinnati,  
24           Ohio 45244. And my company is Midwest  
25           Utility Consultants and I've had the company



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**Page 16**

1       for 17 years this October. And our sole  
2       purpose is to help people with their rates.  
3       We're not at all involved in energy  
4       management. So for the past 17 years we  
5       have closely followed the rates. For  
6       example, every morning I do read from the  
7       e-mail that comes up from the Public Utility  
8       Commission, I do read every e-mail regarding  
9       Duke. So I've read 6 to 700 pages of the  
10      tariff -- proposed tariff. So I am  
11      familiar.

12               One of the biggest -- there's two  
13      major problems with this proposed tariff  
14      that I don't think the great majority of the  
15      people have any understanding what would  
16      happen. And that is, first of all has to do  
17      with the power plants, how -- and of course  
18      you're well familiar with this. I'm not  
19      telling you anything you don't know. But it  
20      is so absolutely wrong, it's audacious, the  
21      fact that Duke Energy would ask that the  
22      people who use their services, that whether  
23      if they're on Customer of Choice and they  
24      get their electric from another supplier or  
25      they remain with Duke and they're part of a

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Page 17

1 reverse auction, either way they have to pay  
2 for the power plants that are -- help me  
3 with the word -- non by passable. That's  
4 wrong. That's just absolutely wrong. And I  
5 just really hope a lot of the people are  
6 pounding their fist about it because how  
7 unfair. I understand that Duke Energy is  
8 making the case that they'll give 80 percent  
9 of the profit back for the money that they  
10 lose. Don't quote me at this, but from what  
11 I understand, what is it -- is it -- I  
12 forget what the number is. 27 or 47. \$27  
13 per megawatt that they -- it costs them.  
14 And they are making \$7 per megawatt. So  
15 we're going to be on the hook for, like, \$20  
16 per megawatt. Whatever it takes. That  
17 that's to be an un by passable charge is  
18 just wrong.

19 The second item is, for those  
20 people who do decide to go on Customer  
21 Choice and the fact that they're trying to  
22 take those riders that are properly being  
23 paid by the electric supplier, the crest,  
24 that's correct. And for Duke also to make  
25 those items non by passable, that's just

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Page 18

1 absolutely wrong. And what does that do?  
2 It just gives an incredible benefit to Duke  
3 Energy Retail Sales. It's just horribly  
4 wrong. And so I think, as I've read through  
5 and I see any involved party that ever steps  
6 into the case talking to PUCO regarding the  
7 different interested parties, it seems like  
8 everyone is coming out of the woodwork, that  
9 this is just really a bad deal for  
10 everybody.

11 So those are my two big concerns,  
12 is that I just would -- by the way, the  
13 Utility Commission did a great thing by  
14 following the law and not allowing Duke to  
15 go to a five-year implementation phase, as  
16 you required. I really hope you do the  
17 right thing here. And as I think of  
18 Governor Kasich, where he is trying to make  
19 Ohio pro business and make this a place  
20 people want to go, where right now people  
21 want to go to Texas. This would be the  
22 part, having an attractive electric rates  
23 are a very huge part about businesses  
24 wanting to come to Ohio. And just for the  
25 record, it's not that -- I help people

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Page 19

1       staying with Duke with the options within  
2       the tariffs or on Customer Choice. And I  
3       really don't -- it doesn't really matter.  
4       It's not like I am a crest. That is not the  
5       case at all. But what they're doing there  
6       is just -- it's not proper. So thank you  
7       for allowing me to give my testimony. Thank  
8       you.

9                   MR. SNITCHER: Thank you.

10                  MS. STENMAN: Thank you.

11                  MR. SNITCHER: Our next witness  
12       tonight is Richard -- starts with an "L."  
13       Laribee or -- we can come back to him.

14                  Next would be Chris Smith.

15                               - - - - -

16                               CHRIS SMITH

17                  After having been first duly sworn, as  
18       hereinafter certified, was examined and testified  
19       as follows:

20                  MS. STENMAN: Please state your  
21       name and address for the court reporter.

22                  MR. SMITH: My name is Chris  
23       Smith. I live at 103 Zachary Drive in  
24       Williamsburg, Ohio. I'm kind of new to the  
25       area. It's my sixth year in Clermont

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**Page 20**

1 County. I like the county, by the way.

2 I'm here to personally thank Warren  
3 Walker, an employee of Duke Energy, and to  
4 thank Duke Energy for the following. I'm  
5 assistant principal at the middle school at  
6 C and E Clermont Northeast. And for the  
7 last several years, Duke Energy has  
8 developed a partnership with us to help us  
9 become a better school. As a result of  
10 that, we have a better business partnership  
11 that our superintendent, Neil Lice, has put  
12 together.

13 As a result of that, Mr. Lice  
14 determines what local business has best  
15 helped us to become a better school  
16 district. In 2010 Duke Energy was the  
17 recipient of that award, for the following  
18 two reasons that I want to give, for sure.  
19 One, the financial support that they gave us  
20 through the Global Service Event Grant, in  
21 which landscaping resources, such as mulch,  
22 flowers, shrubs and a tree were purchased by  
23 us through the grant to improve the outward  
24 appearances of all our school entrances,  
25 grades K through 12. That would be the

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Page 21

1 elementary, that would be the middle school  
2 and that would be the high school.  
3 Eyesores, to say the least; grass growing up  
4 to the edge, et cetera, et cetera. We  
5 applied for the grant. We followed  
6 protocol. We got the grant, and as a  
7 result, we could purchase the resources I've  
8 already named. Then the volunteers from  
9 Duke would come out, employees of Duke gave  
10 up their time, gave up their resources.  
11 Came out. Engaged staff. Engaged students  
12 and engaged myself as part of the  
13 administrative team. Pulled weeds, spread  
14 mulch. Planted shrubs. Planted flowers, et  
15 cetera, to make our entrances pleasing to  
16 the eye instead of an eyesore. Thank you  
17 Duke and thank you Warren Walker.

18 MS. STENMAN: Thank you.

19 MR. SNITCHER: Our next witness  
20 tonight is Mackenzie -- is it "Gri-ser"?

21 MS. GRIESSER: "Gre-ser."

22 MR. SNITCHER: Griesser.

23 - - - - -

24 MACKENZIE GRIESSER

25 After having been first duly sworn, as

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Page 22

1 hereinafter certified, was examined and testified  
2 as follows:

3 MS. STENMAN: Please state your  
4 name and address for the court reporter.

5 MS. GRIESSER: Mackenzie Griesser,  
6 707 Pike Street, Milford, Ohio, Apartment 5,  
7 45150

8 MS. STENMAN: Thank you.

9 MS. GRIESSER: Good evening. My  
10 name is Mackenzie and for the past three  
11 months I have been working toward our city  
12 of the future air that not only causes  
13 hundreds of smog alerts but also thousands  
14 of asthma attacks every year. With these  
15 inherent risks, one would think energy  
16 companies such as Duke would want to switch  
17 to renewable resources as soon as possible,  
18 to prevent the death of human beings.  
19 However, they have decided to continue  
20 burning coal out of these dirty coal plants  
21 for the next ten years, as well as to raise  
22 the rates.

23 I'm not personally not able to  
24 understand how all this human life could  
25 possibly be worth the money. Renewable

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Page 23

1 resources are much more efficient than coal  
2 and would save hundreds of millions of  
3 dollars in the long run.

4 As the rest of the country begins  
5 to convert to clean energy outside of us  
6 stays on top of the game and begins to use  
7 renewable energy as well. It is time for  
8 Duke to invest their millions of dollars of  
9 profit into our community instead of using  
10 tax payers' dollars to pay the cleaning and  
11 maintaining of these outdated coal fired  
12 power plants. Maybe it is time to invest in  
13 greener options. This would save money and  
14 -- this would not only save money but also  
15 save people's lives.

16 I'm asking on behalf of the City of  
17 Cincinnati for the Public Utilities  
18 Commission to encourage greater expenditures  
19 on cleaner energy. Duke is placing their  
20 unselfish interests above the interests of  
21 the community. They are more concerned with  
22 making money than saving people's lives and  
23 cleaning up Cincinnati's air. I'm asking  
24 Duke to clean up and invest in renewable  
25 resources. It's time for us to stand up



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**Page 24**

1           together.

2                       MS. STENMAN: Thank you.

3                       MR. SNITCHER: Our next witness  
4           tonight is Jenna Taylor.

5                       - - - - -

6                       JENNA TAYLOR

7                       After having been first duly sworn, as  
8           hereinafter certified, was examined and testified  
9           as follows:

10                      MS. STENMAN: Please state your  
11           name and address.

12                      MS. TAYLOR: Jenna Taylor, 1439  
13           Verdale Drive, Cincinnati, Ohio 45230. I'm  
14           here because I would love to see cleaner  
15           air. I would love to not have to worry  
16           about going outside and wondering if my RAD  
17           is going to act up from the smog or any  
18           pollution at all. I mean, coal is becoming  
19           more expensive as the supply dwindles, and  
20           you can protect people's health by making  
21           sure companies like Duke reduce its coal  
22           plant pollution. Clean, renewable energy is  
23           the only secure way. Where is Duke's energy  
24           investment in Ohio, so it will not be left  
25           behind with the rest of the nation's

Dearborn Reporting Services  
A Full Litigation Support Company

Page 25

1 transition to clean energy?

2 I would love to be able to walk out  
3 and look over the City of Cincinnati and see  
4 just the clean air, not see the smog. And  
5 not to have smog alerts every other day in  
6 the summer, which causes the heat to go up.  
7 And it would just be fantastic not to have  
8 to worry about whether I'm going to need my  
9 inhaler and whether I will be able to go  
10 outside and play softball for my softball  
11 team or if I won't be able to do that  
12 because I can't breathe from the smog that  
13 the coal produces. So I mean, there are so  
14 many more renewable resources that we can  
15 use. I mean, there is water, there is  
16 solar. Anything.

17 So let's clean up Cincinnati and  
18 just make it so people like me don't have to  
19 worry whether they can breathe or not, just  
20 by being outside where we should be able to  
21 breathe in the fresh air.

22 MR. SNITCHER: Our next witness  
23 tonight is Jason Brown.

24 - - - - -

25 JASON BROWN

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**Page 26**

1                   After having been first duly sworn, as  
2   hereinafter certified, was examined and testified  
3   as follows:

4                   MS. STENMAN: Please state your  
5   name and address.

6                   MR. BROWN: Jason Brown, 5064 Sanro  
7   Drive, Cincinnati, Ohio. I'll be as brief  
8   as I can. This meeting is about Duke and  
9   their plan to continue power operations as  
10   they are now, unencumbered by the demand for  
11   sustainability. And to be clear, Duke wants  
12   to lock in the rate for ten years and to  
13   continue generating power from dirty coal.  
14   And the point I would like to make is that  
15   there is no such thing as clean coal, nor  
16   will such a thing ever exist, at least while  
17   I'm alive. And coal is a killer. And it  
18   will continue to kill until we stop it. And  
19   what this meeting should be about is to  
20   forcibly demand that our power comes from  
21   clean, renewable resources. And in all this  
22   plan that Duke has put forward today, I  
23   don't see any of that. And I read through  
24   quite a bit of it. It was pretty long and  
25   arduous. And didn't quite get through all

Dearborn Reporting Services  
A Full Litigation Support Company

Page 27

1 of it. But I didn't see anything about  
2 wanting to build new plants. And I think  
3 that's a little ridiculous. Because  
4 creating green alternative energy is  
5 effective. It will save many lives. It  
6 will create thousands of jobs and save  
7 millions of dollars for everyone involved.  
8 And I know that in the state of our economy,  
9 as it is currently, it's kind of counter  
10 productive for me to ask anyone to spend  
11 money or to exert such an amount of force on  
12 this entire idea. But we're here because  
13 Duke wants to charge us more money. And  
14 what they're willing to do with that money  
15 isn't fair.

16 And I just wish for all of you to  
17 know that I believe in a city where a smog  
18 alert doesn't exist, where I can go outside  
19 and breathe. Because I think that I should  
20 be able to go outside. Sometimes it's  
21 pretty hard to do. And I think we need to  
22 leave coal where it is, in the ground. And  
23 that's where it should stay for centuries to  
24 come.

25 And I would just like to end with a

Dearborn Reporting Services  
A Full Litigation Support Company

**Page 28**

1 quote by Chief Seattle. He was a man who  
2 fought bravely for this nation in a past  
3 just as trying as today. And he says that  
4 human kind has not woven the web of life.  
5 We are but one tread within it. And  
6 whatever we do to the web, we do to  
7 ourselves. All things are bound together  
8 and all things connect. Thank you. Good  
9 night.

10 MS. STENMAN: Thank you.

11 MR. SNITCHER: Our next witness  
12 tonight is Valerie Corwin.

13 - - - - -  
14 VALERIE CORWIN

15 After having been first duly sworn, as  
16 hereinafter certified, was examined and testified  
17 as follows:

18 MS. STENMAN: Please state your  
19 name and address.

20 MS. CORWIN: Valerie Corwin, 484  
21 Cincinnati Batavia Pike and that's  
22 Cincinnati, Ohio 45244. And I'm here today  
23 because I don't believe that coal power is  
24 very current to what it is that we could do  
25 to provide electricity. We've got so many

Dearborn Reporting Services  
A Full Litigation Support Company

Page 29

1 alternatives these days. And I'm very in  
2 favor of seeing these alternatives become  
3 useful alternatives, like the air and the  
4 geothermal and just everything that was  
5 mentioned earlier by others.

6 My history here is that he grew up  
7 in Richmond, Ohio, which is basically in the  
8 shadow of the fallout of the Beckjord Plant,  
9 when the air comes from the southwest. And  
10 we used to have to clean our cars off if  
11 the, you know, debris would be filtering  
12 down on our home. And we suffered our share  
13 of breathing difficulties in our family, as  
14 far as health concerns. And had my father  
15 -- my grand father who lived right directly  
16 in that shadow died of emphysema. So, you  
17 know, I think that it's very important that  
18 we pay attention to these health concerns  
19 and we just don't brush them, you know,  
20 underneath the rug and say that these people  
21 that are dying, they're not important. They  
22 don't count.

23 These are my family. They are  
24 important and they count. Thank you.

25 MS. STENMAN: Thank you.

Dearborn Reporting Services  
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**Page 30**

1                   MR. SNITCHER: Our next witness  
2 tonight is Bob Vargo.

3                   Bob's not here. We'll come back to  
4 him.

5                   Peter Lynch.

6                   - - - - -

7                   PETER LYNCH

8                   After having been first duly sworn, as  
9 hereinafter certified, was examined and testified  
10 as follows:

11                  MS. STENMAN: Thank you. Please  
12 state your name and address.

13                  MR. VARGO: My name is Peter Jay  
14 Lynch, 1440 Castleberry Court, Cincinnati,  
15 Ohio 45255. I hear from the anti coal  
16 people be nice to go to renewable, over in  
17 Clermont County with the solar and the  
18 wind. But at night you're still going to  
19 need protection. But I don't know we can do  
20 without the coal. A lot of jobs.

21 Pollution, well, EPA is going to fix it up  
22 so we can't run them anyway. I'm in favor  
23 of Duke Energy doing what they do as long as  
24 you do your job and make sure they're making  
25 a fair profit and not excessive profit.

Dearborn Reporting Services  
A Full Litigation Support Company

Page 31

1           Thank you.

2                   MS. STENMAN:   Thank you.

3                   MR. SNITCHER:   Our next witness is  
4           Sandra Bishop?

5                   MS. BISHOP:    Pass please.

6                   MR. SNITCHER:   Dave Bishop.

7                               -   -   -   -   -

8                               DAVE BISHOP

9                   After having been first duly sworn, as  
10           hereinafter certified, was examined and testified  
11           as follows:

12                   MS. STENMAN:   Please state your  
13           name and address.

14                   MR. BISHOP:    Name is David Bishop.  
15           My address is 876 Surrey Trail, Cincinnati,  
16           Ohio 45245.   I just have a couple things I  
17           want to say to regress on something that's  
18           already been approved.   And that is the pass  
19           wind storm that we had, the PUCO gave  
20           approval, I believe, to Duke for three or  
21           four years of recovery of that money.   And  
22           they admit they have a million customers and  
23           the cost was 30 million dollars.   That's \$30  
24           a customer, not three or four years of  
25           collections.   He want to go on record on



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A Full Litigation Support Company

Page 32

1           that one. I can do the math.

2                       The other thing with my bill -- and  
3 I'm sure it's the same as everybody else's.

4 You've already heard it -- I have a

5 different supplier for my gas. My gas bill  
6 was \$8 and my other charges were \$38. My  
7 electric bill, because of the air

8 conditioning and so forth, was a total of  
9 \$138. And the sad part is that \$45.90 of

10 that is delivery riders, delivery charges  
11 and distribution charges and distribution

12 customer charges, supplier FBP, supplier  
13 AAC, which has to do with homeland security

14 and a bunch of other stuff that we really  
15 don't care about, but we get charged for

16 that. Supplier TCR and that's it. And, you  
17 know, when the -- when the bill is three

18 times what your gas bill is, for delivery  
19 charges and other charges, and your electric

20 bill, at least a third of it, is related to  
21 charges, other charges, there is something

22 wrong with the way they're running their  
23 business. And I believe that we really

24 should be using our natural gas since  
25 there's a lot of it.

Dearborn Reporting Services  
A Full Litigation Support Company

Page 33

1                   Now, how much it would cost to  
2                   convert coal powered plants to natural gas,  
3                   I don't know. I'm a mechanical engineer. I  
4                   did a complete analysis of the Beckjord  
5                   Power Plant, so I'm not exactly ignorant of  
6                   the process.

7                   MR. SNITCHER: Our next witness  
8                   tonight is Kenneth Shively.

9                   - - - - -

10                  KENNETH SHIVELY

11                  After having been first duly sworn, as  
12                  hereinafter certified, was examined and testified  
13                  as follows:

14                  MS. STENMAN: Thank you.

15                  MR. SHIVELY: Kenneth Shively, 2912  
16                  Pond Run Lane, Richmond, Ohio 45157. I'm a  
17                  certified energy manager and I purchase  
18                  large sums of power every day. Now, for my  
19                  residential application I do not use Duke  
20                  because they are extremely high compared to  
21                  what's on the market. And to go and go out  
22                  and want to raise the rates more for  
23                  something that we're not even go to use as  
24                  far as the generation side of it, I think is  
25                  just really wrong. It should be based on if

Dearborn Reporting Services  
A Full Litigation Support Company

Page 34

1       there's wires and all the transformers and  
2       all that stuff that we do use for  
3       transmission stuff, that's all fine if you  
4       have to raise that. But there has to be  
5       some accountability there that you're not  
6       paying for something. It's like putting a  
7       tax on it. And I don't think that is  
8       right.

9               We have a coal fire plants here  
10       with an unlimited water supply for cooling  
11       towers and all that stuff, and we should  
12       have very economical electric. Since Duke  
13       has taken over, it's gone, you know, up.  
14       And I just think that's -- you know, there  
15       has to be some control of it. So hopefully  
16       you do that. I know everybody else is  
17       voicing their opinion on that as well.  
18       Thank you.

19               MR. SNITCHER: Our next witness  
20       tonight is Dan Rolfes.

21               - - - - -

22               DAN ROLFES

23               After having been first duly sworn, as  
24       hereinafter certified, was examined and testified  
25       as follows:

Dearborn Reporting Services  
A Full Litigation Support Company

Page 35

1                   MS. STENMAN: Thank you. Please  
2 state your name and address.

3                   MR. ROLFES: Dan Rolfes, 1252  
4 Goshen Pike, Milford, Ohio. I am a home  
5 builder and a resident in Clermont County.  
6 It's been apparent for several years that  
7 utility rates were going to increase, so we  
8 embarked on an endeavor to lower the  
9 utilities that our houses use, hence the  
10 reason I'm here. We've driven our average  
11 kilowatt usage for an electric house from  
12 1500 kilowatts down to 500 kilowatts per  
13 month. But here's what happens. As a  
14 couple of people have said, they told you  
15 about their gas bill that has a \$30 or \$32  
16 per month minimum charge. Well, as you try  
17 to save utilities -- electricity is what I'm  
18 concerned about now -- and you increase in  
19 order to cover your distribution charge, you  
20 increase your minimum charge, meaning, if  
21 you got a \$30 electric bill regardless of  
22 whether you used any electricity or not.  
23 Today it's only \$5.17. Here's what  
24 happens. Our 1500 kilowatt usage home added  
25 at an approximate rate of \$.10 a kilowatt

Dearborn Reporting Services  
A Full Litigation Support Company

Page 36

1 would be \$150 plus the \$30 base charge if  
2 they went to electric the same as gas. It  
3 would be \$180 dollars a month. Divided by  
4 1500 kilowatts, it would be \$.12 per  
5 kilowatt on average. So we go and reduced  
6 our electric usage by two-thirds. Now we  
7 only use 500 kilowatts. Here's what  
8 happens. At 500 kilowatts at \$.10 a  
9 kilowatt, the bill is \$50. If you had a \$30  
10 minimum charge, the bill would be \$80. You  
11 add those together, it comes to \$.16 per  
12 kilowatt. That's a full 33 percent more  
13 than the person who uses 1500 kilowatts  
14 would pay on an average. So what I'm saying  
15 is that I -- I agree with Duke's process  
16 here. They talk about saving energy. But  
17 what I would agree further on, if you could  
18 figure out how to save energy, don't  
19 penalize those homeowners. I'm not  
20 complaining about the distribution charge.  
21 I'm not smart enough to figure it out. What  
22 I'm saying is blend it in with a usage  
23 charge. Don't do a minimum charge -- a high  
24 minimum charge which disincentivizes  
25 somebody who wants to save on their electric

Dearborn Reporting Services  
A Full Litigation Support Company

Page 37

1 bills.

2 I embrace Duke's -- and, again,  
3 this 125 pages or whatever it is, I can't  
4 really read it, so I embrace their net  
5 metering that they use when we put solar on  
6 a house and you can sell it back. And the  
7 S-rec program where you can sell S-recs on  
8 the open market, that makes such technology  
9 affordable. And I hope that that is  
10 continued in this 125 pages, or it is  
11 considered. Thank you very much.

12 MS. STENMAN: Thank you.

13 MR. SNITCHER: Our next witness is  
14 John Deeds.

15 - - - - -

16 JOHN DEEDS

17 After having been first duly sworn, as  
18 hereinafter certified, was examined and testified  
19 as follows:

20 MS. STENMAN: Please state your  
21 name and address.

22 MR. DEEDS: Hi. My name is John  
23 Deeds. I live at 1784 Eight Mile Road,  
24 Cincinnati, Ohio 45255. I just wanted to  
25 make a couple points tonight. First, the

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A Full Litigation Support Company

**Page 38**

1 horizon, the time horizon of this new plan  
2 is way out of line. It's way too long. Too  
3 many things can happen in our vast changing  
4 world to set anything in stone for ten  
5 years, quite frankly, especially something  
6 as important as this.

7 Secondly, I would like to commend  
8 the PUCO on giving this handout to folks to  
9 try to help us understand exactly why we're  
10 here and by passable, non by passable.  
11 However, I'm a bit of a -- I know a little  
12 bit about electricity. I worked at Duke for  
13 several years, actually. And I'm having a  
14 hard time following exactly what retail  
15 capacity and energy -- alternative energy  
16 resources, uncollectible generational  
17 expense, in laymen's terms, if you or if  
18 some of the Duke representatives can just  
19 enlighten us all as to give us an example of  
20 that or a scenario where that would come  
21 into play, I think we would all welcome it  
22 greatly. And in the future, perhaps we can  
23 get a little bit more detailed on our  
24 handouts so we can be more intelligent, make  
25 more intelligent decisions on this.

Dearborn Reporting Services  
A Full Litigation Support Company

Page 39

1                   Can anybody give us scenarios or  
2                   examples of those three potentially non by  
3                   passable riders?

4                   MS. STENMAN: After the public  
5                   hearing concludes tonight, I believe that  
6                   Duke will be sticking around and I know that  
7                   a representative from or servicing monitor  
8                   and enforcement department will be available  
9                   also to speak with you.

10                  MR. DEEDS: Yeah. that would be  
11                  helpful to have up front. But lastly, you  
12                  know, Duke has had decades to work, to  
13                  diversify their generation fleet from being  
14                  so coal intensive. And for the most part  
15                  they haven't done that. They've literally  
16                  run these generators into the ground and  
17                  they've squeezed every drop of profit out of  
18                  their coal fleet. Now their coal fleet is  
19                  old. It's inefficient. And quite frankly,  
20                  it's risky due to impending environmental  
21                  regulations. This is risky for Duke's  
22                  shareholders. And note I say shareholders.  
23                  The cost of this risk should absolutely not  
24                  be socialized to Duke's captive customers  
25                  through non by passable riders. In fact,



Dearborn Reporting Services  
A Full Litigation Support Company

Page 40

1           Cinergy and Duke's top executives have  
2           enjoyed bonuses based on the profits that  
3           they made running that coal fleet into the  
4           ground and not diversifying their sources of  
5           electricity.

6                       We're not here to bail out Duke now  
7           that their past decisions proving unwise.  
8           In fact, in my view it would be a travesty  
9           for the PUCO to allow this bailout and at  
10          the same time, basically quash electric  
11          competition in Duke's service territory.  
12          Thank you.

13                       MS. STENMAN: Thank you.

14                       MR. SNITCHER: Our next witness  
15          tonight is Helen Marshall.

16                       - - - - -  
17                       HELEN MARSHALL

18                       After having been first duly sworn, as  
19          hereinafter certified, was examined and testified  
20          as follows:

21                       MS. STENMAN: Please state your  
22          name and address.

23                       MS. MARSHALL: My name is Helen  
24          Marshall. My address is 3436 Gleneagles  
25          Circle, Cincinnati, 45245.

Dearborn Reporting Services  
A Full Litigation Support Company

Page 41

1                   Thank you for making the trip from  
2 Columbus to be here for the hearing today.  
3 I am one of the many Duke customers that  
4 gets my electricity from an alternative  
5 supplier. And several of the things in  
6 their proposal are obviously disturbing to  
7 me. Wanting to charge all customers,  
8 including those that shop, and install a  
9 capacity charge for capacity that they  
10 aren't going to use is fundamentally unfair,  
11 as is the intent to charge shopping  
12 customers for the renewable energy  
13 requirements. SB-221 requires that all  
14 suppliers of electricity receive 25 -- or  
15 purchase 25 percent of their supply from  
16 renewable resources by 2021 -- 2025.

17                   If I'm buying from an alternate  
18 supplier, they're paying for that. I'm not  
19 getting my power from Duke. Duke shouldn't  
20 be allowed to collect that from me. You  
21 just don't charge people for something they  
22 don't use. I certainly understand Duke's  
23 feeling of possibly being the provider of  
24 last resort for shopping customers saying,  
25 hey, we need to have base load capacity for

Dearborn Reporting Services  
A Full Litigation Support Company

Page 42

1       us to supply customers that may come back.  
2       But that to me is something that Duke, as a  
3       member of a regional transmission  
4       organization, should be taken at the  
5       transmission level along with all the other  
6       utilities in that organization. That's not  
7       something that should be filtered down to  
8       distribution costs.

9               I also believe their intent to  
10       develop a charge for the loud collection of  
11       distribution assets without reviewing -- or  
12       distribution investments without reviewing  
13       all components of the distribution charge is  
14       unsound rate making. That should not be  
15       allowed.

16              If it does turn out that Duke is  
17       allowed to charge shopping customers and  
18       install a capacity charge, I would like to  
19       know -- and, again, I have to apologize for  
20       not going through anything. I only saw  
21       information about this hearing tonight -- I  
22       would like to make sure that I, as a  
23       shopping customer, paying for it, that  
24       portion that they're returning to customers  
25       is also being returned to the shopping

Dearborn Reporting Services  
A Full Litigation Support Company

Page 43

1 customers. That that's not something that's  
2 being captured only in the generation  
3 portion of the bill. It needs to be  
4 captured in distribution as well.

5 I don't see Duke as a bad guy. But  
6 they're not the 800-pound gorilla, either.  
7 They shouldn't be getting everything coming  
8 in here. Thank you.

9 MS. STENMAN: Thank you.

10 MR. SNITCHER: Our next witness  
11 tonight is Judy Squire. Is Judy still here?  
12 If not, is it Bev Frank? Frink?

13 - - - - -

14 MS. STENMAN: Do you swear the  
15 information you're about to give is true?

16 MS. FUNK: I have no information.  
17 I have a question, and it's true.

18 MS. STENMAN: Please state your  
19 name and address for the record.

20 MS. FUNK: Bev Funk. 2225 State  
21 Route 222, New Richmond, Ohio. The  
22 question, will you promise that you will  
23 give us better service for that raise than  
24 you have been giving now? Thank you.

25 MS. STENMAN: Thank you.

Dearborn Reporting Services  
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Page 44

1                   MR. SNITCHER: I'll go back to the  
2 names that either I butchered your  
3 pronunciation and you didn't recognize that  
4 I was trying to use your name or that we  
5 passed over. Is Bob Vargo here? Or Richard  
6 -- I'm sorry. I can't make it out. 4762  
7 Klatte Road, Cincinnati. And Judy Squire?

8                   MS. SQUIRE: I pass.

9                   MS. STENMAN: You pass.

10                  Is there anyone else who has not  
11 testified who would like an opportunity to  
12 do so.

13                  MR. ROBERTS: I would.

14                  MS. STENMAN: Go ahead.

15                  - - - - -

16                  LOU ROBERTS

17                  After having been first duly sworn, as  
18 hereinafter certified, was examined and testified  
19 as follows:

20                  MS. STENMAN: Thank you. Please  
21 give your name and address for the court  
22 reporter.

23                  MR. ROBERTS: My name is Lou  
24 Roberts. Address is 2115 Pointwood Road,  
25 Fort Wayne, Indiana 46818. This Ohio

Dearborn Reporting Services  
A Full Litigation Support Company

Page 45

1 Customer Choice Program is actually  
2 something I've been able to participate in  
3 as a marketer alternative electric and gas  
4 in the past. I think it is one of the best  
5 programs that you guys have come up with.  
6 Now, I understand that there's got to be  
7 some fair competition, and I know that Duke  
8 has to run business. I also understand the  
9 needs of the individual person because I had  
10 no idea how much people were paying until I  
11 came down here and reviewed over 1,200 Duke  
12 bills. I have seen all the riders. And,  
13 you know, not being a professional in this  
14 industry as far as from the utility side of  
15 it, I do see what the individual person does  
16 go through and I was glad to be able to  
17 provide some relief by giving people a  
18 choice.

19 If this generation charge is  
20 imposed, if PUCO allows this to happen, yes,  
21 it will negate competition because why would  
22 suppliers want to be here in the first  
23 place. And if this fee is being imposed and  
24 there's no immediate benefit and if in the  
25 end it's just going to cost customers more,

Dearborn Reporting Services  
A Full Litigation Support Company

Page 46

1           again, what's the point?

2                       Now we're back to regulation.

3           What's the point of deregulation.   What's  
4           the point of choice.   Choice was -- is here  
5           for the customer because for so many years  
6           people have forgotten who pays the bills;  
7           who keeps people in business; who keeps the  
8           lights on.   It is the individual person.  
9           And that's who I came for all the way from  
10          Indiana to Ohio.   And now that we're back,  
11          I'm back with a different company, and we'll  
12          probably be employing about 150 people in  
13          Ohio to give back to the company, to this  
14          state that actually gave me an opportunity  
15          to make money and a living by helping others  
16          at least control their costs, both electric  
17          and gas.   And I know we're speaking  
18          specifically about electric.   But I really  
19          think this needs reviewed.   People need to  
20          remember at night it's the individual person  
21          that is paying these bills.   And this fair  
22          competition is actually helping the prices  
23          come down.   It's a benefit.   You guys play a  
24          big part in that.   And Duke, you guys do the  
25          same.   It is a win/win.   Without your lines,

Dearborn Reporting Services  
A Full Litigation Support Company

Page 47

1       without your system, alternative suppliers  
2       couldn't do this. So it is a cooperative  
3       effort. And I don't want Duke to be painted  
4       as the enemy here, because you guys are a  
5       participant with PUCO. And it's the  
6       customer in the end that makes the choice.  
7       In the end, no matter who does it -- I know  
8       Duke is making their money from distribution  
9       and delivery, wherever the costs are I know  
10      Duke can benefit. Just don't forget about  
11      the customer who pays the bills to keep the  
12      lights on, in general. Don't drive away  
13      competition in the wake of this economy by  
14      allowing unnecessary charges to continue.  
15      There is already enough riders. There's  
16      already enough minimum charges just to have  
17      gas if you don't use it. You guys have  
18      brought that up. For six months people may  
19      not use gas but they're going to be charged  
20      those minimum fees. Don't do it to their  
21      electric too.

22               I submit to you guys, please  
23      consider this carefully and think about the  
24      individual person who's trying to make it  
25      every day, because in the end, that's what



Dearborn Reporting Services  
A Full Litigation Support Company

Page 48

1           it's all about. Thank you.

2                   MS. STENMAN: Is there anyone else  
3 who would like to give testimony? This is  
4 your last chance.

5                   All right. I just want to remind  
6 you that you're still under oath.

7                   MR. HAFERTEGEN: Okay. This is  
8 Robert Hafertegen again, 1169 Forest Ray  
9 Drive, Batavia Ohio 45103. We had a bunch  
10 of people that hate coal, I guess, in the  
11 back room. I don't know if they're still  
12 here. But this year, to the best of my  
13 knowledge, there has been no EPA  
14 environmental hazards of, you know,  
15 pollution days in the greater Cincinnati  
16 area. And most of the pollution that is in  
17 the greater Cincinnati -- when we do have it  
18 is from automobiles, not from utility  
19 companies. Thank you very much.

20                   MS. STENMAN: Anyone else who has  
21 yet to testify who would like to give  
22 testimony?

23                   MR. SNITCHER: I want to thank you  
24 for taking time to come out. As Katie said,  
25 there is going to be two more hearings in

Dearborn Reporting Services  
A Full Litigation Support Company

Page 49

1       the greater Cincinnati area. They're going  
2       to be in September. And then there will be  
3       a hearing before the Commission in October.  
4       You're certainly welcome to attend that.  
5       All Commission hearings are open to the  
6       public and you're welcome to attend that if  
7       you so desire. We certainly want to thank  
8       you for doing that.

9               Katie, if you have any housekeeping  
10       items, other than that, I believe we are  
11       about finished.

12              MS. STENMAN: We are. At this time  
13       we'll conclude the local public hearing and  
14       I want to thank you again for coming out.  
15       Good night.

16                               - - - - -  
17               (Hearing concluded at 7:30 p.m.)  
18                               - - - - -

19  
20  
21  
22  
23  
24       The State of Ohio,       )  
                                      )   SS:               CERTIFICATE  
25       County of Cuyahoga.    )

Dearborn Reporting Services  
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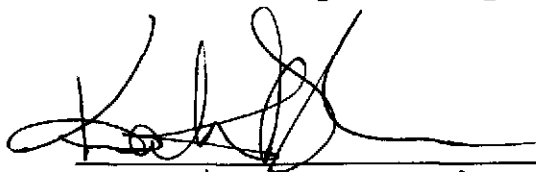
Page 50

1 I, Katrina L. Dearborn, Notary Public within  
2 and for the State of Ohio, duly commissioned and  
3 qualified, do hereby certify that the within-  
4 named witnesses were first duly sworn to testify  
5 the truth, the whole truth, and nothing but the  
6 truth in the cause aforesaid; that the testimony  
7 then given by him/her was by me reduced to  
8 stenotypy in the presence of said witness,  
9 afterwards transcribed on a computer, and that  
10 the foregoing is a true and correct transcript of  
11 the testimony so given by him/her as aforesaid.

12 I do further certify that this hearing was  
13 taken at the time and place in the foregoing  
14 caption specified and was completed without  
15 adjournment.

16 I do further certify that I am not a  
17 relative, employee of, or attorney for any of the  
18 parties in the above-captioned action; I am not a  
19 relative or employee of an attorney for any of  
20 the parties in the above-captioned action; I am  
21 not financially interested in the action; I am  
22 not, nor is the court reporting firm with which I  
23 am affiliated, under a contract as defined in  
24 Civil Rule 28(D); nor am I otherwise interested  
25 in the event of this action.

IN WITNESS WHEREOF I have hereunto set my  
hand and affixed my seal of office at Cleveland,  
Ohio on this 19th day of September, 2011.



Katrina L. Dearborn, Notary Public  
In and for the State of Ohio.  
My commission expires 11-02-15.

Dearborn Reporting Services  
A Full Litigation Support Company

Page 1

<b>A</b>	50:8	47:15,16	arrived 4:4	29:7 40:10
AAC 32:13	administrative	alternate 41:17	asked 13:19	Batavia 12:3
able 5:22 12:14	21:13	alternative 27:4	asking 23:16,23	28:21 48:9
12:20 13:14	admit 31:22	38:15 41:4 45:3	aspect 3:13	bear 6:13
22:23 25:2,9,11	advance 6:11	47:1	assets 42:11	became 10:24
25:20 27:20	affiliated 50:13	alternatives 29:1	assigned 2:2,16	Beckjord 8:9 29:8
45:2,16	affirmation 4:16	29:2,3	assistant 20:5	33:4
about 4:2,16,25	affixed 50:15	amend 2:12,13	asthma 22:14	become 20:9,15
7:7 10:8,18 17:6	afford 13:24,25	amount 27:11	attacks 22:14	29:2
18:23 24:16	14:21,23	amounted 9:12	attend 49:4,6	becoming 24:18
25:8 26:8,19	affordable 37:9	Amy 3:5	attendance 5:8	before 4:14,21 6:7
27:1 32:15	aforsaid 50:3,6	analysis 33:4	attention 29:18	6:17 8:1 14:11
35:15,18 36:16	After 6:21 11:21	another 9:16 13:6	attorney 2:16	49:3
36:20 38:12	15:16 19:17	14:16,22 16:24	50:10,11	begin 3:17 6:7,8
42:21 43:15	21:25 24:7 26:1	anti 30:15	Attorneys 4:23	begins 23:4,6
46:12,18 47:10	28:15 30:8 31:9	anybody 39:1	attractive 18:22	behalf 23:16
47:23 48:1	33:11 34:23	anyone 4:10 6:3	auction 17:1	behind 24:25
49:11	37:17 39:4	27:10 44:10	audacious 16:20	being 2:5 5:10
above 14:18 23:20	40:18 44:17	48:2,20	auditorium 2:22	17:22 25:20
above-captioned	afterwards 50:5	anything 16:19	August 1:6	39:13 41:23
50:10,11	again 3:15 37:2	25:16 27:1 38:4	authority 1:12 2:7	42:25 43:2
absolutely 16:20	42:19 46:1 48:8	42:20	2:11,13	45:13,23
17:4 18:1 39:23	49:14	anyway 30:22	automobiles	beings 22:18
accountability	agree 36:15,17	anywhere 13:13	48:18	believe 3:3 27:17
34:5	ahead 12:4 44:14	Apartment 22:6	available 2:21 4:7	28:23 31:20
accounting 2:10	ain't 15:7	apologize 6:11	39:8	32:23 39:5 42:9
accurately 5:16	air 14:5,7 22:12	42:19	average 35:10	49:10
act 24:17	23:23 24:15	apparent 35:6	36:5,14	benefit 18:2 45:24
action 50:10,11	25:4,21 29:3,9	appearance 3:2	award 20:17	46:23 47:10
50:12,14	32:7	appearances	away 47:12	best 8:7 15:5
actually 38:13	alert 27:18	20:24	a.m 3:17	20:14 45:4
45:1 46:14,22	alerts 22:13 25:5	application 1:11		48:12
add 36:11	alive 26:17	2:6 3:9 33:19	<b>B</b>	better 20:9,10,15
added 35:24	allow 40:9	applied 21:5	back 17:9 19:13	43:23
additional 5:6	allowed 4:24	appreciate 5:20	30:3 37:6 42:1	Bev 43:12,20
address 4:18 6:25	41:20 42:15,17	approach 4:7	44:1 46:2,10,11	beyond 14:19
11:25 15:20,23	allowing 18:14	approval 31:20	46:13 48:11	big 8:7 18:11
19:21 22:4	19:7 47:14	approved 31:18	bad 10:13 18:9	46:24
24:11 26:5	allows 45:20	approximate	43:5	biggest 12:5 16:12
28:19 30:12	almost 9:6	35:25	bail 40:6	bill 9:10,15,18,20
31:13,15 35:2	along 42:5	arduous 26:25	bailout 40:9	9:21,24 10:3
37:21 40:22,24	already 11:4	area 19:25 48:16	base 36:1 41:25	11:10 12:18
43:19 44:21,24	12:19 15:2 21:8	49:1	based 33:25 40:2	13:24 32:2,5,7
adjournment	31:18 32:4	around 39:6	basically 9:1,4	32:17,18,20

Dearborn Reporting Services  
A Full Litigation Support Company

Page 2

35:15,21 36:9 36:10 43:3 <b>bills</b> 12:10 13:14 14:13 37:1 45:12 46:6,21 47:11 <b>Bishop</b> 31:4,5,6,8 31:14,14 <b>bit</b> 26:24 38:11,12 38:23 <b>blend</b> 36:22 <b>board</b> 7:22 10:24 <b>Bob</b> 30:2 44:5 <b>Bob's</b> 30:3 <b>bonuses</b> 40:2 <b>borrow</b> 12:16 <b>both</b> 46:16 <b>bound</b> 28:7 <b>bravely</b> 28:2 <b>breathe</b> 25:12,19 25:21 27:19 <b>breathing</b> 29:13 <b>brief</b> 26:7 <b>brought</b> 47:18 <b>Brown</b> 25:23,25 26:6,6 <b>brush</b> 29:19 <b>bucks</b> 12:16 <b>build</b> 27:2 <b>builder</b> 35:5 <b>bulbs</b> 13:16 <b>bunch</b> 32:14 48:9 <b>burning</b> 22:20 <b>business</b> 11:1 18:19 20:10,14 32:23 45:8 46:7 <b>businesses</b> 18:23 <b>butchered</b> 44:2 <b>buy</b> 10:20,23 <b>buying</b> 41:17	<b>called</b> 10:21 <b>calling</b> 6:8 <b>came</b> 10:15,17,18 21:11 45:11 46:9 <b>cap</b> 7:17,18 8:8 <b>capacity</b> 38:15 41:9,9,25 42:18 <b>caption</b> 50:8 <b>captive</b> 39:24 <b>captured</b> 43:2,4 <b>car</b> 12:15 <b>care</b> 10:8 12:12 32:15 <b>cared</b> 13:8 <b>carefully</b> 47:23 <b>cars</b> 29:10 <b>case</b> 1:4 2:3,17 3:13,21 4:20 17:8 18:6 19:5 <b>Castleberry</b> 30:14 <b>cause</b> 8:11 50:3 <b>causes</b> 22:12 25:6 <b>cell</b> 6:4,4 <b>centuries</b> 27:23 <b>certainly</b> 41:22 49:4,7 <b>CERTIFICATE</b> 49:24 <b>certified</b> 2:12 6:22 11:22 15:17 19:18 22:1 24:8 26:2 28:16 30:9 31:10 33:12,17 34:24 37:18 40:19 44:18 <b>certify</b> 50:2,7,9 <b>cetera</b> 21:4,4,15 <b>chairman</b> 2:18 7:22 10:24 <b>chance</b> 14:8 48:4 <b>changing</b> 38:3 <b>charge</b> 17:17	27:13 35:16,19 35:20 36:1,10 36:20,23,23,24 41:7,9,11,21 42:10,13,17,18 45:19 <b>charged</b> 32:15 47:19 <b>charges</b> 32:6,10 32:11,12,19,19 32:21,21 47:14 47:16 <b>charging</b> 14:19 <b>Charlotte</b> 7:9 8:19 <b>Chief</b> 28:1 <b>choice</b> 14:8 16:23 17:21 19:2 45:1 45:18 46:4,4 47:6 <b>choose</b> 5:24 <b>Chris</b> 19:14,16,22 <b>Cincinnati</b> 3:15 7:11,13,14 8:3 10:14,20 15:23 23:17 24:13 25:3,17 26:7 28:21,22 30:14 31:15 37:24 40:25 44:7 48:15,17 49:1 <b>Cincinnati's</b> 23:23 <b>Cinergy</b> 10:21,22 40:1 <b>Circle</b> 40:25 <b>city</b> 22:11 23:16 25:3 27:17 <b>Civil</b> 50:13 <b>clean</b> 12:14 23:5 23:24 24:22 25:1,4,17 26:15 26:21 29:10 <b>cleaner</b> 23:19	24:14 <b>cleaning</b> 23:10,23 <b>clear</b> 26:11 <b>clearly</b> 5:15 <b>Clermont</b> 8:10 19:25 20:6 30:17 35:5 <b>Cleveland</b> 50:15 <b>close</b> 8:9 <b>closely</b> 16:5 <b>coal</b> 22:20,20 23:1 23:11 24:18,21 25:13 26:13,15 26:17 27:22 28:23 30:15,20 33:2 34:9 39:14 39:18,18 40:3 48:10 <b>code</b> 1:14 2:9 <b>cold</b> 13:22 <b>collect</b> 41:20 <b>collection</b> 42:10 <b>collections</b> 31:25 <b>college</b> 15:3 <b>Columbus</b> 3:18 41:2 <b>come</b> 12:17 18:24 19:13 21:9 27:24 30:3 38:20 42:1 45:5 46:23 48:24 <b>comes</b> 16:7 26:20 29:9 36:11 <b>coming</b> 18:8 43:7 49:14 <b>commend</b> 38:7 <b>comments</b> 3:24 5:16 <b>commission</b> 1:1,9 2:2,16,18 3:9,18 3:20 4:1 16:8 18:13 23:18 49:3,5 50:21 <b>commissioned</b>	50:1 <b>Commissioners</b> 4:21 <b>commonly</b> 3:11 <b>community</b> 23:9 23:21 <b>companies</b> 22:16 24:21 48:19 <b>company</b> 3:2,20 4:23 7:4,8,24,25 8:4,6,7 10:15,21 11:3 13:6 14:16 14:22 15:24,25 46:11,13 <b>compared</b> 33:20 <b>competition</b> 40:11 45:7,21 46:22 47:13 <b>complaining</b> 36:20 <b>complete</b> 33:4 <b>completed</b> 50:8 <b>components</b> 42:13 <b>computer</b> 50:5 <b>concerned</b> 23:21 35:18 <b>concerning</b> 2:23 <b>concerns</b> 18:11 29:14,18 <b>conclude</b> 49:13 <b>concluded</b> 49:17 <b>concludes</b> 39:5 <b>conditioner</b> 14:6 14:7 <b>conditioning</b> 32:8 <b>Congress</b> 7:17 <b>connect</b> 28:8 <b>consider</b> 47:23 <b>considerate</b> 5:25 <b>considered</b> 4:19 37:11 <b>Consultants</b> 15:25
--	---	---	--	--

Dearborn Reporting Services  
A Full Litigation Support Company

Page 3

<p><b>continue</b> 22:19 26:9,13,18 47:14</p> <p><b>continued</b> 37:10</p> <p><b>contract</b> 50:13</p> <p><b>control</b> 34:15 46:16</p> <p><b>convert</b> 23:5 33:2</p> <p><b>cooling</b> 34:10</p> <p><b>cooperative</b> 47:2</p> <p><b>copy</b> 5:19</p> <p><b>corner</b> 13:12</p> <p><b>corporate</b> 2:14</p> <p><b>correct</b> 17:24 50:5</p> <p><b>Corwin</b> 28:12,14 28:20,20</p> <p><b>cost</b> 31:23 33:1 39:23 45:25</p> <p><b>costs</b> 17:13 42:8 46:16 47:9</p> <p><b>counsel</b> 3:1,5</p> <p><b>count</b> 29:22,24</p> <p><b>counter</b> 27:9</p> <p><b>country</b> 23:4</p> <p><b>county</b> 8:10 20:1 20:1 30:17 35:5 49:25</p> <p><b>couple</b> 12:16 31:16 35:14 37:25</p> <p><b>course</b> 10:17 16:17</p> <p><b>court</b> 5:11,12,19 6:25 8:22,23 11:25 15:20 19:21 22:4 30:14 44:21 50:12</p> <p><b>cover</b> 35:19</p> <p><b>create</b> 27:6</p> <p><b>creating</b> 27:4</p> <p><b>crest</b> 17:23 19:4</p> <p><b>croak</b> 14:11</p>	<p><b>current</b> 28:24</p> <p><b>currently</b> 3:16 9:14 27:9</p> <p><b>customer</b> 16:23 17:20 19:2 31:24 32:12 42:23 45:1 46:5 47:6,11</p> <p><b>customers</b> 31:22 39:24 41:3,7,12 41:24 42:1,17 42:24 43:1 45:25</p> <p><b>Cuyahoga</b> 49:25</p> <p style="text-align: center;"><b>D</b></p> <p><b>Dan</b> 34:20,22 35:3</p> <p><b>darn</b> 9:19</p> <p><b>dated</b> 8:19</p> <p><b>Dave</b> 31:6,8</p> <p><b>David</b> 31:14</p> <p><b>day</b> 25:5 33:18 47:25 50:16</p> <p><b>days</b> 29:1 48:15</p> <p><b>deal</b> 18:9</p> <p><b>Dearborn</b> 50:1,20</p> <p><b>death</b> 22:18</p> <p><b>debris</b> 29:11</p> <p><b>decades</b> 39:12</p> <p><b>decide</b> 5:1,4 17:20</p> <p><b>decided</b> 4:11 22:19</p> <p><b>decision</b> 4:22</p> <p><b>decisions</b> 38:25 40:7</p> <p><b>Deeds</b> 37:14,16,22 37:23 39:10</p> <p><b>deferred</b> 9:7</p> <p><b>defined</b> 50:13</p> <p><b>degrees</b> 13:22 14:6</p> <p><b>delivery</b> 32:10,10 32:18 47:9</p>	<p><b>demand</b> 26:10,20</p> <p><b>department</b> 2:20 39:8</p> <p><b>deregulation</b> 46:3</p> <p><b>desire</b> 49:7</p> <p><b>detailed</b> 38:23</p> <p><b>determines</b> 20:14</p> <p><b>develop</b> 42:10</p> <p><b>developed</b> 20:8</p> <p><b>died</b> 29:16</p> <p><b>different</b> 18:7 32:5 46:11</p> <p><b>difficulties</b> 29:13</p> <p><b>directly</b> 29:15</p> <p><b>dirty</b> 22:20 26:13</p> <p><b>disability</b> 12:8</p> <p><b>disincentivizes</b> 36:24</p> <p><b>disservice</b> 10:13</p> <p><b>distribution</b> 32:11,11 35:19 36:20 42:8,11 42:12,13 43:4 47:8</p> <p><b>district</b> 20:16</p> <p><b>disturbing</b> 41:6</p> <p><b>diversify</b> 39:13</p> <p><b>diversifying</b> 40:4</p> <p><b>Divided</b> 36:3</p> <p><b>doctor</b> 12:15</p> <p><b>doing</b> 19:5 30:23 49:8</p> <p><b>dollars</b> 7:16,19 8:12,18 9:1,5,7 9:8,16 23:3,8,10 27:7 31:23 36:3</p> <p><b>done</b> 10:12 39:15</p> <p><b>down</b> 7:22 8:9 12:17 14:21 29:12 35:12 42:7 45:11 46:23</p> <p><b>drive</b> 12:3 19:23 24:13 26:7</p>	<p>47:12 48:9</p> <p><b>driven</b> 35:10</p> <p><b>drop</b> 14:2 39:17</p> <p><b>due</b> 39:20</p> <p><b>Duke</b> 1:11 2:6 3:5 3:8 7:3,7,16,24 8:1,3,19 10:11 10:13,23,24 14:23 16:9,21 16:25 17:7,24 18:2,14 19:1 20:3,4,7,16 21:9 21:9,17 22:16 23:8,19,24 24:21 26:8,11 26:22 27:13 30:23 31:20 33:19 34:12 38:12,18 39:6 39:12 40:6 41:3 41:19,19 42:2 42:16 43:5 45:7 45:11 46:24 47:3,8,10</p> <p><b>Duke's</b> 3:25 4:2 24:23 36:15 37:2 39:21,24 40:1,11 41:22</p> <p><b>duly</b> 6:21 11:21 15:16 19:17 21:25 24:7 26:1 28:15 30:8 31:9 33:11 34:23 37:17 40:18 44:17 50:1,2</p> <p><b>dwindles</b> 24:19</p> <p><b>dying</b> 29:21</p> <p style="text-align: center;"><b>E</b></p> <p><b>E</b> 20:6</p> <p><b>Eagles</b> 15:23</p> <p><b>earlier</b> 29:5</p> <p><b>economical</b> 34:12</p> <p><b>economy</b> 27:8</p>	<p>47:13</p> <p><b>edge</b> 21:4</p> <p><b>educated</b> 15:3</p> <p><b>effective</b> 27:5</p> <p><b>efficient</b> 23:1</p> <p><b>effort</b> 47:3</p> <p><b>eight</b> 9:6 10:22 37:23</p> <p><b>either</b> 17:1 43:6 44:2</p> <p><b>electric</b> 1:14 2:9 3:11 9:14 13:20 14:15 16:24 17:23 18:22 32:7,19 34:12 35:11,21 36:2,6 36:25 40:10 45:3 46:16,18 47:21</p> <p><b>electricity</b> 9:15,19 11:7 13:15 14:21 28:25 35:17,22 38:12 40:5 41:4,14</p> <p><b>elementary</b> 21:1</p> <p><b>else's</b> 32:3</p> <p><b>embarked</b> 35:8</p> <p><b>embrace</b> 37:2,4</p> <p><b>emphysema</b> 29:16</p> <p><b>employee</b> 20:3 50:10,11</p> <p><b>employees</b> 21:9</p> <p><b>employing</b> 46:12</p> <p><b>encourage</b> 23:18</p> <p><b>end</b> 4:9 12:11 27:25 45:25 47:6,7,25</p> <p><b>endeavor</b> 35:8</p> <p><b>enemy</b> 47:4</p> <p><b>energy</b> 1:11 2:6 3:6,8 7:4,7,16 7:24 8:1,4,20 10:11,13,25 16:3,21 17:7</p>
---	--	--	---	---

Dearborn Reporting Services  
A Full Litigation Support Company

Page 4

18:3 20:3,4,7,16 22:15 23:5,7,19 24:22,23 25:1 27:4 30:23 33:17 36:16,18 38:15,15 41:12 <b>enforcement</b> 2:20 39:8 <b>engaged</b> 21:11,11 21:12 <b>engineer</b> 33:3 <b>enjoyed</b> 40:2 <b>enlighten</b> 38:19 <b>enough</b> 13:1 14:9 36:21 47:15,16 <b>Enron</b> 10:16,17 10:18 <b>entire</b> 27:12 <b>entrances</b> 20:24 21:15 <b>environmental</b> 39:20 48:14 <b>EPA</b> 8:13 30:21 48:13 <b>ESP</b> 3:12 <b>especially</b> 38:5 <b>establish</b> 1:12 2:7 3:10 <b>et</b> 21:4,4,14 <b>even</b> 13:22 14:17 33:23 <b>evening</b> 3:6 6:7 22:9 <b>event</b> 20:20 50:14 <b>ever</b> 18:5 26:16 <b>every</b> 13:9 16:6,8 22:14 25:5 33:18 39:17 47:25 <b>everybody</b> 11:11 18:10 32:3 34:16 <b>everyone</b> 5:21 18:8 27:7	<b>everything</b> 13:17 29:4 43:7 <b>evidence</b> 3:22 8:17 9:11 <b>evidentiary</b> 3:16 3:19 <b>exactly</b> 33:5 38:9 38:14 <b>examined</b> 6:22 11:22 15:17 19:18 22:1 24:8 26:2 28:16 30:9 31:10 33:12 34:24 37:18 40:19 44:18 <b>examiner</b> 2:16 <b>example</b> 16:6 38:19 <b>examples</b> 39:2 <b>excessive</b> 30:25 <b>executives</b> 40:1 <b>exert</b> 27:11 <b>Exhibit</b> 9:3 <b>exist</b> 26:16 27:18 <b>expenditures</b> 23:18 <b>expense</b> 38:17 <b>expensive</b> 24:19 <b>expert</b> 3:21 <b>expires</b> 50:21 <b>extra</b> 14:18 <b>extremely</b> 33:20 <b>eye</b> 21:16 <b>eyesore</b> 21:16 <b>Eyesores</b> 21:3 <b>e-mail</b> 16:7,8  <hr/> <p style="text-align: center;"><b>F</b></p> <hr/> <b>fact</b> 16:21 17:21 39:25 40:8 <b>fair</b> 27:15 30:25 45:7 46:21 <b>fall</b> 14:9 <b>fallout</b> 29:8	<b>familiar</b> 16:11,18 <b>family</b> 29:13,23 <b>fantastic</b> 25:7 <b>far</b> 29:14 33:24 45:14 <b>fashion</b> 5:13 <b>father</b> 29:14,15 <b>favor</b> 29:2 30:22 <b>FBP</b> 32:12 <b>fee</b> 45:23 <b>feeling</b> 41:23 <b>fees</b> 47:20 <b>figure</b> 36:18,21 <b>filed</b> 3:9 <b>filtered</b> 42:7 <b>filtering</b> 29:11 <b>final</b> 4:22 <b>financial</b> 20:19 <b>financially</b> 50:12 <b>finds</b> 14:10 <b>fine</b> 34:3 <b>finished</b> 5:7 49:11 <b>fire</b> 34:9 <b>fired</b> 23:11 <b>firm</b> 50:12 <b>first</b> 6:10,21 7:15 8:16 11:21 15:16 16:16 19:17 21:25 24:7 26:1 28:15 30:8 31:9 33:11 34:23 37:17,25 40:18 44:17 45:22 50:2 <b>fist</b> 17:6 <b>five</b> 7:23 <b>five-year</b> 18:15 <b>fix</b> 30:21 <b>fleet</b> 39:13,18,18 40:3 <b>flowers</b> 20:22 21:14 <b>focus</b> 2:24 <b>folks</b> 38:8	<b>followed</b> 16:5 21:5 <b>following</b> 18:14 20:4,17 38:14 <b>follows</b> 6:23 11:23 15:18 19:19 22:2 24:9 26:3 28:17 30:10 31:11 33:13 34:25 37:19 40:20 44:19 <b>force</b> 27:11 <b>forcibly</b> 26:20 <b>foregoing</b> 50:5,7 <b>Forest</b> 48:8 <b>forget</b> 17:12 47:10 <b>forgotten</b> 46:6 <b>form</b> 1:14 2:9 3:11 <b>Fort</b> 44:25 <b>forth</b> 32:8 <b>forward</b> 6:9 26:22 <b>fought</b> 28:2 <b>four</b> 31:21,24 <b>Frank</b> 43:12 <b>frankly</b> 38:5 39:19 <b>fresh</b> 25:21 <b>frills</b> 12:11 <b>Frink</b> 43:12 <b>from</b> 3:20,24 4:3 7:9,10,12,14 10:15,17 14:22 16:6,7,24 17:10 21:8 24:17 25:12 26:13,20 29:9 30:15 35:11 39:7,13 41:1,4,15,17,19 41:20 45:14 46:9 47:8 48:18 48:18 <b>front</b> 39:11	<b>full</b> 36:12 <b>fundamentally</b> 41:10 <b>Funk</b> 43:16,20,20 <b>further</b> 36:17 50:7,9 <b>future</b> 22:12 38:22  <hr/> <p style="text-align: center;"><b>G</b></p> <hr/> <b>game</b> 23:6 <b>gas</b> 9:11,11,12 11:8,9 12:15,16 13:20,21 14:15 14:22 32:5,5,18 32:24 33:2 35:15 36:2 45:3 46:17 47:17,19 <b>Gas/Electric</b> 8:3 10:14,20 <b>gave</b> 20:19 21:9 21:10 31:19 46:14 <b>general</b> 47:12 <b>generating</b> 26:13 <b>generation</b> 33:24 39:13 43:2 45:19 <b>generational</b> 38:16 <b>generators</b> 39:16 <b>geothermal</b> 29:4 <b>gets</b> 14:6 41:4 <b>getting</b> 13:12 14:12,13 15:7 41:19 43:7 <b>give</b> 6:1,25 8:21 11:25 17:8 19:7 20:18 38:19 39:1 43:15,23 44:21 46:13 48:3,21 <b>given</b> 50:4,6 <b>gives</b> 18:2
---	--	---	--	--

Dearborn Reporting Services  
A Full Litigation Support Company

Page 5

<p><b>giving</b> 38:8 43:24 45:17 <b>glad</b> 45:16 <b>Gleneagles</b> 40:24 <b>Global</b> 20:20 <b>go</b> 12:4,15 13:13 13:18,23 15:1 17:20 18:15,20 18:21 25:6,9 27:18,20 30:16 31:25 33:21,21 33:23 36:5 44:1 44:14 45:16 <b>goes</b> 13:18 <b>going</b> 8:8 12:20 13:13,14 14:1 14:15,18 17:15 24:16,17 25:8 30:18,21 35:7 41:10 42:20 45:25 47:19 48:25 49:1 <b>gone</b> 34:13 <b>good</b> 3:4,6 7:13 7:25 10:14 15:13 22:9 28:8 49:15 <b>gorilla</b> 43:6 <b>Goshen</b> 35:4 <b>Governor</b> 18:18 <b>grades</b> 20:25 <b>grand</b> 29:15 <b>grant</b> 20:20,23 21:5,6 <b>grass</b> 21:3 <b>great</b> 16:14 18:13 <b>greater</b> 23:18 48:15,17 49:1 <b>greatly</b> 38:22 <b>green</b> 27:4 <b>greener</b> 23:13 <b>grew</b> 29:6 <b>Gre-ser</b> 21:21 <b>Griesser</b> 21:21,22</p>	<p>21:24 22:5,5,9 <b>Gri-ser</b> 21:20 <b>ground</b> 27:22 39:16 40:4 <b>growing</b> 21:3 <b>guess</b> 48:10 <b>guy</b> 43:5 <b>guys</b> 45:5 46:23 46:24 47:4,17 47:22 <hr/><p style="text-align: center;"><b>H</b><hr/><b>Hafertegen</b> 6:13 6:14,16,20 7:2,3 7:12 8:23 9:4,25 10:4,7 48:7,8 <b>hand</b> 5:5 6:18 11:18 50:15 <b>handout</b> 38:8 <b>handouts</b> 38:24 <b>happen</b> 16:16 38:3 45:20 <b>happening</b> 13:8 <b>happens</b> 35:13,24 36:8 <b>hard</b> 27:21 38:14 <b>hardly</b> 13:19 <b>Harrington</b> 2:21 <b>hate</b> 48:10 <b>having</b> 6:21 11:21 15:16 18:22 19:17 21:25 24:7 26:1 28:15 30:8 31:9 33:11 34:23 37:17 38:13 40:18 44:17 <b>hazards</b> 48:14 <b>health</b> 24:20 29:14,18 <b>hear</b> 2:17 3:20 4:3 30:15 <b>heard</b> 32:4 <b>hearing</b> 1:2,10</p> </p>	<p>2:3,25 3:12,16 3:19,24 5:8,10 5:21 39:5 41:2 42:21 49:3,13 49:17 50:7 <b>hearings</b> 3:14 48:25 49:5 <b>heat</b> 13:21 14:5 25:6 <b>Helen</b> 40:15,17,23 <b>help</b> 16:2 17:2 18:25 20:8 38:9 <b>helped</b> 20:15 <b>helpful</b> 5:18 39:11 <b>helping</b> 46:15,22 <b>hence</b> 35:9 <b>hereinafter</b> 6:22 11:22 15:17 19:18 22:1 24:8 26:2 28:16 30:9 31:10 33:12 34:24 37:18 40:19 44:18 <b>hereunto</b> 50:15 <b>hey</b> 41:25 <b>Hi</b> 37:22 <b>high</b> 11:4 15:2 21:2 33:20 36:23 <b>higher</b> 12:18 13:23 <b>him</b> 10:23 19:13 30:4 <b>him/her</b> 50:4,6 <b>history</b> 29:6 <b>home</b> 29:12 35:4 35:24 <b>homeland</b> 32:13 <b>homeowners</b> 36:19 <b>Honor</b> 3:5 <b>hook</b> 17:15 <b>hope</b> 17:5 18:16 37:9</p>	<p><b>hopefully</b> 34:15 <b>horizon</b> 38:1,1 <b>horribly</b> 18:3 <b>hospital</b> 14:11 <b>house</b> 9:13 35:11 37:6 <b>housekeeping</b> 49:9 <b>houses</b> 35:9 <b>huge</b> 18:23 <b>human</b> 22:18,24 28:4 <b>hundreds</b> 22:13 23:2 <hr/><p style="text-align: center;"><b>I</b><hr/><b>idea</b> 27:12 45:10 <b>ignorant</b> 33:5 <b>immediate</b> 45:24 <b>impending</b> 39:20 <b>implementation</b> 18:15 <b>important</b> 29:17 29:21,24 38:6 <b>imposed</b> 45:20,23 <b>improve</b> 20:23 <b>Inc</b> 1:11 <b>including</b> 41:8 <b>income</b> 9:7 12:9 <b>increase</b> 35:7,18 35:20 <b>incredible</b> 18:2 <b>Indiana</b> 10:17,19 44:25 46:10 <b>individual</b> 45:9 45:15 46:8,20 47:24 <b>industry</b> 45:14 <b>inefficient</b> 39:19 <b>information</b> 9:24 10:3 42:21 43:15,16 <b>inhaler</b> 25:9 <b>inherent</b> 22:15</p> </p>	<p><b>install</b> 41:8 42:18 <b>instead</b> 21:16 23:9 <b>intelligent</b> 38:24 38:25 <b>intensive</b> 39:14 <b>intent</b> 41:11 42:9 <b>interested</b> 18:7 50:12,13 <b>interests</b> 23:20,20 <b>interveners</b> 3:3 3:21 <b>invest</b> 23:8,12,24 <b>investment</b> 24:24 <b>investments</b> 42:12 <b>involved</b> 16:3 18:5 27:7 <b>item</b> 17:19 <b>items</b> 17:25 49:10 <hr/><p style="text-align: center;"><b>J</b><hr/><b>jack</b> 12:25 <b>jacking</b> 14:24 <b>Jason</b> 25:23,25 26:6 <b>Jay</b> 30:13 <b>Jenna</b> 24:4,6,12 <b>Jim</b> 11:15,20 12:2 <b>Jimmy</b> 7:21 <b>job</b> 10:25 30:24 <b>jobs</b> 8:11 27:6 30:20 <b>John</b> 37:14,16,22 <b>Judy</b> 43:11,11 44:7 <b>June</b> 3:8 <b>just</b> 5:5,7 7:6 9:2 9:19 12:10,14 13:11 14:11,12 14:23 15:4,6 17:4,5,18,25 18:2,3,9,12,24 19:6 25:4,7,18 25:19 27:16,25</p> </p>
--	---	---	--	---



Dearborn Reporting Services  
A Full Litigation Support Company

Page 6

28:3 29:4,19 31:16 33:25 34:14 37:24 38:18 41:21 45:25 47:10,16 48:5	L 19:12 50:1,20 <b>landscaping</b> 20:21 Lane 33:16 large 33:18 Laribee 19:13 last 7:15,23 9:7 12:8 13:15,22 20:7 41:24 48:4 lastly 39:11 later 5:4 law 18:14 lawyer 7:8 laymen's 38:17 least 21:3 26:16 32:20 46:16 leave 5:9 27:22 left 13:6 24:24 let 4:1 let's 9:2 25:17 level 42:5 Lice 20:11,13 life 22:24 28:4 light 13:17 lights 13:18 46:8 47:12 like 7:20 8:16 9:9 9:10 10:10 12:7 13:11 15:4,6 17:15 18:7 19:4 20:1 24:21 25:18 26:14 27:25 29:3 34:6 38:7 42:18,22 44:11 48:3,21 limited 12:9 line 38:2 lines 46:25 list 4:9 literally 39:15 little 12:15 27:3 38:11,23 live 19:23 37:23 lived 29:15	lives 23:15,22 27:5 living 9:14 46:15 load 41:25 lobbying 7:17 local 1:10 3:12 8:11 20:14 49:13 lock 26:12 long 8:1,2 13:5 23:3 26:24 30:23 38:2 look 9:17 25:3 lose 8:10,12 17:10 losing 14:25 lost 7:18 lot 12:6,21 15:5 17:5 30:20 32:25 Lou 44:16,23 loud 42:10 love 24:14,15 25:2 lower 14:2 35:8 lucky 14:9 Lynch 30:5,7,14	makes 37:8 47:6 making 13:1 17:8 17:14 23:22 24:20 30:24 41:1 42:14 47:8 man 28:1 management 16:4 manager 33:17 many 9:19 27:5 28:25 38:3 41:3 46:5 market 33:21 37:8 marketer 45:3 Markley 9:13 Marshall 40:15 40:17,23,24 math 32:1 matter 1:10 2:5 2:23 19:3 47:7 Maue 15:12,12,13 15:15,22,22 may 4:7 5:8 42:1 47:18 maybe 14:10 23:12 mean 11:1 24:18 25:13,15 meaning 35:20 means 5:11 mechanical 33:3 medication 14:3 meeting 26:8,19 megawatt 17:13 17:14,16 member 42:3 mentioned 29:5 merely 5:3 metering 37:5 middle 20:5 21:1 Middletown 3:15 Midwest 15:24 Mile 37:23 Milford 22:6 35:4	million 7:16,19 8:12,18 9:1,5,6 9:8 31:22,23 millions 23:2,8 27:7 mind 11:6 minimum 35:16 35:20 36:10,23 36:24 47:16,20 missed 4:6 modifications 2:10 Moe 15:11 money 9:9 12:24 13:1 14:25 17:9 22:25 23:13,14 23:22 27:11,13 27:14 31:21 46:15 47:8 monitor 39:7 monitoring 2:19 month 12:12 35:13,16 36:3 months 22:11 47:18 more 12:23 13:1 14:14,14 23:1 23:21 24:19 25:14 27:13 33:22 36:12 38:23,24,25 45:25 48:25 morning 3:4 16:6 Moscow 13:5 most 13:25 39:14 48:16 much 9:9 11:11 14:2 23:1 33:1 37:11 45:10 48:19 mulch 20:21 21:14 myself 12:7 13:11 21:12
K 20:25 Kasich 18:18 Katie 2:15 48:24 49:9 Katrina 50:1,20 keep 6:1 9:20 47:11 keeps 14:24 46:7 46:7 Kenneth 33:8,10 33:15 kill 26:18 killer 26:17 kilowatt 35:11,24 35:25 36:5,9,12 kilowatts 35:12 35:12 36:4,7,8 36:13 kind 19:24 27:9 28:4 Klatte 44:7 know 4:1 8:2,3,13 10:18,25 11:2 13:8,10,10 15:8 16:19 27:8,17 29:11,17,19 30:19 32:17 33:3 34:13,14 34:16 38:11 39:6,12 42:19 45:7,13 46:17 47:7,9 48:11,14 knowledge 48:13 known 3:12				
L		M Mackenzie 21:20 21:24 22:5,10 made 5:13 40:3 main 25:14 maintaining 23:11 major 16:13 majority 16:14 make 3:2 4:21 5:22,24 12:25 14:24 15:2 17:24 18:18,19 21:15 25:18 26:14 30:24 37:25 38:24 42:22 44:6 46:15 47:24		

Dearborn Reporting Services  
A Full Litigation Support Company

Page 7

<p style="text-align: center;"><b>N</b></p> <p><b>name</b> 2:15 4:18 5:2 6:12,16,25 7:2 11:25 12:2 15:20,22 19:21 19:22 22:4,10 24:11 26:5 28:19 30:12,13 31:13,14 35:2 37:21,22 40:22 40:23 43:19 44:4,21,23 <b>named</b> 21:8 50:2 <b>names</b> 44:2 <b>nation</b> 28:2 <b>nation's</b> 24:25 <b>natural</b> 32:24 33:2 <b>need</b> 11:4 12:13 13:2,2 25:8 27:21 30:19 41:25 46:19 <b>needs</b> 9:9 43:3 45:9 46:19 <b>negate</b> 45:21 <b>Neil</b> 20:11 <b>net</b> 37:4 <b>new</b> 8:12 10:21 19:24 27:2 38:1 43:21 <b>next</b> 5:3 7:5,20 10:12 11:14 15:10 19:11,14 21:19 22:21 24:3 25:22 28:11 30:1 31:3 33:7 34:19 37:13 40:14 43:10 <b>nice</b> 30:16 <b>night</b> 28:9 30:18 46:20 49:15 <b>nine</b> 10:22 <b>nobody</b> 13:7</p>	<p><b>non</b> 17:3,25 38:10 39:2,25 <b>Northeast</b> 20:6 <b>Notary</b> 50:1,20 <b>note</b> 39:22 <b>nothing</b> 12:11 15:4 50:3 <b>nuclear</b> 13:4 <b>number</b> 17:12 <b>Numbers</b> 1:4 2:4</p> <p style="text-align: center;"><b>O</b></p> <p><b>oath</b> 4:15 5:1 48:6 <b>observe</b> 5:8 <b>Observer</b> 8:19 <b>obviously</b> 41:6 <b>occur</b> 3:14 <b>October</b> 3:17 16:1 49:3 <b>off</b> 13:12 29:10 <b>offer</b> 1:13 2:8 3:10 4:11 <b>offered</b> 4:4 <b>office</b> 50:15 <b>offices</b> 3:18 <b>official</b> 4:20 <b>Oh</b> 7:13 <b>Ohio</b> 1:1,9,11 2:2 2:6 3:6,8 12:3 15:24 18:19,24 19:24 22:6 24:13,24 26:7 28:22 29:7 30:15 31:16 33:16 35:4 37:24 43:21 44:25 46:10,13 48:9 49:24 50:1 50:16,21 <b>Okay</b> 7:19 8:16 8:24 10:6,7 48:7 <b>old</b> 39:19 <b>Once</b> 5:6 <b>one</b> 3:13 8:12</p>	<p>16:12 20:19 22:15 28:5 32:1 41:3 45:4 <b>only</b> 3:13 22:12 23:14 24:23 35:23 36:7 42:20 43:2 <b>open</b> 37:8 49:5 <b>operations</b> 26:9 <b>opinion</b> 34:17 <b>opportunity</b> 4:1,5 4:6 44:11 46:14 <b>options</b> 19:1 23:13 <b>order</b> 4:13 35:19 <b>organization</b> 42:4 42:6 <b>other</b> 2:23 4:24 12:7,13 25:5 32:2,6,14,19,21 42:5 49:10 <b>others</b> 5:25 29:5 46:15 <b>otherwise</b> 50:13 <b>ourselves</b> 28:7 <b>out</b> 12:6 13:17,18 14:4,9 15:6 18:8 21:9,11 22:20 25:2 33:21 36:18,21 38:2 39:17 40:6 42:16 44:6 48:24 49:14 <b>outdated</b> 23:11 <b>outside</b> 2:21 23:5 24:16 25:10,20 27:18,20 <b>outward</b> 20:23 <b>over</b> 7:24 8:6,14 10:15 25:3 30:16 34:13 44:5 45:11 <b>override</b> 14:17 <b>own</b> 9:13</p>	<p><b>owned</b> 7:25 8:2</p> <p style="text-align: center;"><b>P</b></p> <p><b>pages</b> 16:9 37:3 37:10 <b>paid</b> 9:21 17:23 <b>painted</b> 47:3 <b>paper</b> 9:17 12:12 <b>part</b> 4:19 16:25 18:22,23 21:12 32:9 39:14 46:24 <b>participant</b> 47:5 <b>participate</b> 45:2 <b>participation</b> 5:20 <b>parties</b> 18:7 50:10 50:11 <b>partnership</b> 20:8 20:10 <b>party</b> 18:5 <b>pass</b> 5:3 7:18 31:5 31:18 44:8,9 <b>passable</b> 17:3,17 17:25 38:10,10 39:3,25 <b>passed</b> 44:5 <b>past</b> 16:4 22:10 28:2 40:7 45:4 <b>Patrick</b> 15:11,15 15:22 <b>pay</b> 11:9,10 13:14 14:13,14 17:1 23:10 29:18 36:14 <b>payers</b> 23:10 <b>paying</b> 11:6,7 12:10,19 14:18 34:6 41:18 42:23 45:10 46:21 <b>pays</b> 46:6 47:11 <b>penalize</b> 36:19 <b>people</b> 12:6,21</p>	<p>13:9,11 14:19 15:6 16:2,15,22 17:5,20 18:20 18:20,25 25:18 29:20 30:16 35:14 41:21 45:10,17 46:6,7 46:12,19 47:18 48:10 <b>people's</b> 23:15,22 24:20 <b>per</b> 17:13,14,16 35:12,16 36:4 36:11 <b>percent</b> 17:8 36:12 41:15 <b>perhaps</b> 38:22 <b>period</b> 6:2 <b>Perry</b> 8:13 <b>person</b> 10:5 11:1 36:13 45:9,15 46:8,20 47:24 <b>personal</b> 10:3,4 <b>personally</b> 20:2 22:23 <b>Peter</b> 30:5,7,13 <b>phase</b> 18:15 <b>phone</b> 6:4,5 <b>Pike</b> 22:6 28:21 35:4 <b>place</b> 2:3 13:9 18:19 45:23 50:7 <b>places</b> 12:7 <b>placing</b> 23:19 <b>plainly</b> 5:15 <b>plan</b> 1:15 2:10,14 3:11 5:14 26:9 26:22 38:1 <b>plant</b> 8:9 13:4 24:22 29:8 33:5 <b>Planted</b> 21:14,14 <b>plants</b> 16:17 17:2 22:20 23:12</p>
--	---	---	--	---

Dearborn Reporting Services  
A Full Litigation Support Company

Page 8

27:2 33:2 34:9 <b>play</b> 25:10 38:21 46:23 <b>please</b> 5:14,25 6:12,18,24 11:17,24 15:19 19:20 22:3 24:10 26:4 28:18 30:11 31:5,12 35:1 37:20 40:21 43:18 44:20 47:22 <b>pleasing</b> 21:15 <b>plus</b> 36:1 <b>point</b> 14:12 26:14 46:1,3,4 <b>points</b> 37:25 <b>Pointwood</b> 44:24 <b>pollution</b> 24:18 24:22 30:21 48:15,16 <b>Pond</b> 33:16 <b>portion</b> 42:24 43:3 <b>positions</b> 3:23 <b>possible</b> 22:17 <b>possibly</b> 22:25 41:23 <b>potentially</b> 39:2 <b>pounding</b> 17:6 <b>power</b> 8:9 13:4 16:17 17:2 23:12 26:9,13 26:20 28:23 33:5,18 41:19 <b>powered</b> 33:2 <b>prepared</b> 5:17 <b>presence</b> 50:4 <b>present</b> 3:3,21 <b>presenting</b> 4:14 <b>president</b> 8:13 10:22 <b>presiding</b> 2:17	<b>pretty</b> 26:24 27:21 <b>prevent</b> 22:18 <b>prices</b> 13:3 14:24 15:1 46:22 <b>principal</b> 20:5 <b>pro</b> 18:19 <b>probably</b> 7:5 46:12 <b>problems</b> 12:20 16:13 <b>proceeding</b> 2:24 <b>process</b> 3:13 6:7 33:6 36:15 <b>produces</b> 25:13 <b>productive</b> 27:10 <b>professional</b> 45:13 <b>profit</b> 17:9 23:9 30:25,25 39:17 <b>profits</b> 12:25 40:2 <b>program</b> 37:7 45:1 <b>programs</b> 45:5 <b>promise</b> 43:22 <b>pronounce</b> 6:12 <b>pronunciation</b> 44:3 <b>proper</b> 19:6 <b>properly</b> 17:22 <b>proposal</b> 3:25 4:2 41:6 <b>proposed</b> 16:10 16:13 <b>protect</b> 24:20 <b>protection</b> 30:19 <b>protocol</b> 21:6 <b>provide</b> 5:19 28:25 45:17 <b>provider</b> 41:23 <b>proving</b> 40:7 <b>public</b> 1:1,2,9,10 2:1,2 3:12,13,23 3:25 5:22,24	10:5,8,16,19 16:7 23:17 39:4 49:6,13 50:1,20 <b>PUCO</b> 2:12 4:7 18:6 31:19 38:8 40:9 45:20 47:5 <b>Pulled</b> 21:13 <b>purchase</b> 21:7 33:17 41:15 <b>purchased</b> 20:22 <b>purpose</b> 3:19,23 16:2 <b>purposes</b> 9:3 <b>pursuant</b> 1:13 2:8 <b>put</b> 12:14 15:7 20:11 26:22 37:5 <b>putting</b> 34:6 <b>p.m</b> 1:7 49:17	<b>RE</b> 1:4 <b>reach</b> 4:9 <b>read</b> 16:6,8,9 18:4 26:23 37:4 <b>real</b> 7:25 <b>really</b> 9:8 10:7 11:1,3 13:2 17:5 18:9,16 19:3,3 32:14,23 33:25 37:4 46:18 <b>reason</b> 35:10 <b>reasonable</b> 6:2 <b>reasons</b> 20:18 <b>receive</b> 3:24 9:6 41:14 <b>recipient</b> 20:17 <b>recognize</b> 44:3 <b>record</b> 4:18,20 5:17 9:3 18:25 31:25 43:19 <b>recording</b> 5:12 <b>recovery</b> 31:21 <b>reduce</b> 24:21 <b>reduced</b> 36:5 50:4 <b>reflect</b> 5:16 <b>regarding</b> 3:25 16:8 18:6 <b>regardless</b> 35:21 <b>regeneration</b> 2:11 <b>regional</b> 42:3 <b>regress</b> 31:17 <b>regular</b> 12:10 <b>regulation</b> 46:2 <b>regulations</b> 39:21 <b>related</b> 32:20 <b>relative</b> 50:10,11 <b>relief</b> 45:17 <b>remain</b> 16:25 <b>remember</b> 46:20 <b>remind</b> 48:5 <b>renewable</b> 22:17 22:25 23:7,24 24:22 25:14 26:21 30:16	41:12,16 <b>reporter</b> 5:11,12 5:19 7:1 8:22,23 12:1 15:21 19:21 22:4 44:22 <b>reporting</b> 50:12 <b>representative</b> 39:7 <b>representatives</b> 38:18 <b>representing</b> 2:19 <b>required</b> 4:15 18:16 <b>requirements</b> 41:13 <b>requires</b> 41:13 <b>rescinded</b> 8:15 <b>resident</b> 35:5 <b>residential</b> 33:19 <b>resort</b> 41:24 <b>resources</b> 20:21 21:7,10 22:17 23:1,25 25:14 26:21 38:16 41:16 <b>rest</b> 23:4 24:25 <b>result</b> 20:9,13 21:7 <b>retail</b> 14:16,22 18:3 38:14 <b>returned</b> 42:25 <b>returning</b> 42:24 <b>reverse</b> 17:1 <b>reviewed</b> 4:20 45:11 46:19 <b>reviewing</b> 42:11 42:12 <b>revised</b> 1:14 2:9 <b>Richard</b> 19:12 44:5 <b>Richmond</b> 8:12 29:7 33:16 43:21
---	--	--	--	---

Dearborn Reporting Services  
A Full Litigation Support Company

Page 9

<b>rid</b> 10:11 11:5	<b>Sandra</b> 31:4	<b>service</b> 1:12 2:7	34:19 37:13	<b>state</b> 15:20 19:20
<b>riders</b> 9:12,16,20	<b>Sanro</b> 26:6	2:11,19 3:10	40:14 43:10	22:3 24:10 26:4
10:1 11:5 14:14	<b>save</b> 23:2,13,14	10:16,19 20:20	44:1 48:23	27:8 28:18
14:14 17:22	23:15 27:5,6	40:11 43:23	<b>Snitchler</b> 2:18	30:12 31:12
32:10 39:3,25	35:17 36:18,25	<b>services</b> 16:22	<b>socialized</b> 39:24	35:2 37:20
45:12 47:15	<b>saving</b> 23:22	<b>servicing</b> 39:7	<b>softball</b> 25:10,10	40:21 43:18,20
<b>ridiculous</b> 14:13	36:16	<b>set</b> 13:21 38:4	<b>solar</b> 25:16 30:17	46:14 49:24
27:3	<b>saw</b> 13:6 42:20	50:15	37:5	50:1,21
<b>right</b> 6:12,18	<b>saying</b> 36:14,22	<b>seven</b> 9:1,5	<b>sole</b> 16:1	<b>statement</b> 4:25
11:18 12:21	41:24	<b>several</b> 20:7 35:6	<b>some</b> 7:6 34:5,15	5:18,22,25
13:7,7 15:7	<b>says</b> 28:3	38:13 41:5	38:18 45:7,17	<b>statements</b> 5:13
18:17,20 29:15	<b>SB-221</b> 41:13	<b>shadow</b> 29:8,16	<b>somebody</b> 14:10	6:2
34:8 48:5	<b>scenario</b> 38:20	<b>share</b> 29:12	36:25	<b>stating</b> 4:16
<b>rise</b> 11:2	<b>scenarios</b> 39:1	<b>shareholders</b>	<b>someone</b> 7:13	<b>stay</b> 4:17 12:14
<b>risk</b> 39:23	<b>scheduled</b> 3:14,16	39:22,22	<b>something</b> 31:17	14:4 27:23
<b>risks</b> 22:15	<b>school</b> 20:5,9,15	<b>Shively</b> 33:8,10	32:21 33:23	<b>staying</b> 19:1
<b>risky</b> 39:20,21	20:24 21:1,2	33:15,15	34:6 38:5 41:21	<b>stays</b> 23:6
<b>Road</b> 9:13 37:23	<b>schools</b> 8:11	<b>shop</b> 41:8	42:2,7 43:1 45:2	<b>Stenman</b> 2:1,15
44:7,24	<b>seal</b> 50:15	<b>shopping</b> 41:11	<b>Sometimes</b> 27:20	3:7 6:17,24 8:21
<b>Robert</b> 6:13,16,20	<b>Seattle</b> 28:1	41:24 42:17,23	<b>soon</b> 22:17	9:2,23 10:2,6
7:2 48:8	<b>second</b> 17:19	42:25	<b>sorry</b> 3:6 15:3	11:13,17,24
<b>Roberts</b> 44:13,16	<b>Secondly</b> 38:7	<b>shoved</b> 13:12	44:6	12:4 15:9,19
44:23,24	<b>section</b> 1:13 2:8	<b>shrubs</b> 20:22	<b>sources</b> 40:4	19:10,20 21:18
<b>Rogers</b> 7:21,21	<b>secure</b> 24:23	21:14	<b>southwest</b> 29:9	22:3,8 24:2,10
8:5 9:9 10:12	<b>security</b> 1:15 2:10	<b>side</b> 33:24 45:14	<b>speak</b> 5:15 39:9	26:4 28:10,18
<b>Rolfes</b> 34:20,22	3:11 32:13	<b>sign</b> 4:5,8	<b>speaking</b> 46:17	29:25 30:11
35:3,3	<b>see</b> 13:19 18:5	<b>signed</b> 4:13	<b>specialty</b> 13:16	31:2,12 33:14
<b>room</b> 13:17 48:11	24:14 25:3,4	<b>silence</b> 6:4	<b>specifically</b> 46:18	35:1 37:12,20
<b>Route</b> 43:21	26:23 27:1 43:5	<b>since</b> 8:5 32:24	<b>specified</b> 50:8	39:4 40:13,21
<b>rug</b> 29:20	45:15	34:12	<b>spend</b> 27:10	43:9,14,18,25
<b>Rule</b> 50:13	<b>seeing</b> 29:2	<b>sir</b> 7:10	<b>spent</b> 7:16,21	44:9,14,20 48:2
<b>run</b> 23:3 30:22	<b>seem</b> 9:9	<b>six</b> 7:23 47:18	<b>Spiller</b> 3:4,5 7:10	48:20 49:12
33:16 39:16	<b>seems</b> 18:7	<b>sixth</b> 19:25	<b>spread</b> 21:13	<b>stenotypy</b> 50:4
45:8	<b>seen</b> 45:12	<b>smart</b> 36:21	<b>squeezed</b> 39:17	<b>steps</b> 18:5
<b>running</b> 8:6 32:22	<b>sell</b> 7:5 37:6,7	<b>Smith</b> 19:14,16,22	<b>Squire</b> 43:11 44:7	<b>sticking</b> 39:6
40:3	<b>selling</b> 10:10	19:23	44:8	<b>still</b> 4:6 30:18
-----	<b>send</b> 14:10	<b>smog</b> 22:13 24:17	<b>SS</b> 49:24	43:11 48:6,11
<b>S</b>	<b>Seneca</b> 12:3	25:4,5,12 27:17	<b>staff</b> 2:18 3:20 4:7	<b>stock</b> 7:5,25 8:2
<b>sad</b> 32:9	<b>sense</b> 14:20 15:3	<b>SNITCHER</b> 6:10	21:11	9:6 10:11
<b>salary</b> 8:25 9:5	<b>sensitive</b> 9:24	11:12,14 15:10	<b>stand</b> 6:14 23:25	<b>stockholder</b> 7:3
<b>Sales</b> 18:3	10:2	15:13 19:9,11	<b>standard</b> 1:12 2:7	<b>stone</b> 38:4
<b>same</b> 13:8 32:3	<b>separation</b> 2:14	21:19,22 24:3	3:10	<b>stop</b> 26:18
36:2 40:10	<b>September</b> 49:2	25:22 28:11	<b>started</b> 6:18	<b>storm</b> 31:19
46:25	50:16	30:1 31:3,6 33:7	<b>starts</b> 19:12	<b>Street</b> 22:6

Dearborn Reporting Services  
A Full Litigation Support Company

Page 10

<p><b>students</b> 21:11</p> <p><b>stuff</b> 12:13 32:14 34:2,3,11</p> <p><b>submit</b> 8:17,20 9:10 47:22</p> <p><b>submitted</b> 9:22</p> <p><b>suffered</b> 29:12</p> <p><b>summer</b> 25:6</p> <p><b>summertime</b> 14:4</p> <p><b>sums</b> 33:18</p> <p><b>sundries</b> 12:13</p> <p><b>superintendent</b> 20:11</p> <p><b>supplier</b> 2:12 16:24 17:23 32:5,12,12,16 41:5,18</p> <p><b>suppliers</b> 41:14 45:22 47:1</p> <p><b>supply</b> 24:19 34:10 41:15 42:1</p> <p><b>support</b> 3:22 20:19</p> <p><b>supporter</b> 8:8</p> <p><b>supposed</b> 14:3,4 14:17</p> <p><b>sure</b> 8:14 11:8 20:18 24:21 30:24 32:3 42:22</p> <p><b>Surrey</b> 31:15</p> <p><b>sustainability</b> 26:11</p> <p><b>swear</b> 43:14</p> <p><b>switch</b> 22:16</p> <p><b>sworn</b> 6:21 11:21 15:16 19:17 21:25 24:7 26:1 28:15 30:8 31:9 33:11 34:23 37:17 40:18 44:17 50:2</p> <p><b>system</b> 47:1</p>	<p><b>S-rec</b> 37:7</p> <p><b>S-recs</b> 37:7</p> <p style="text-align: center;"><b>T</b></p> <p><b>take</b> 4:12,15 12:12 17:22</p> <p><b>taken</b> 8:6 34:13 42:4 50:7</p> <p><b>takes</b> 8:14 17:16</p> <p><b>taking</b> 48:24</p> <p><b>talk</b> 36:16</p> <p><b>talked</b> 13:9</p> <p><b>talking</b> 18:6</p> <p><b>tariff</b> 2:12 16:10 16:10,13</p> <p><b>tariffs</b> 2:11 19:2</p> <p><b>tax</b> 23:10 34:7</p> <p><b>Taylor</b> 24:4,6,12 24:12</p> <p><b>TCR</b> 32:16</p> <p><b>team</b> 21:13 25:11</p> <p><b>technology</b> 37:8</p> <p><b>telling</b> 16:19</p> <p><b>ten</b> 7:16,19 8:18 22:21 26:12 38:4</p> <p><b>terms</b> 38:17</p> <p><b>territory</b> 40:11</p> <p><b>testified</b> 6:22 11:22 15:17 19:18 22:1 24:8 26:2 28:16 30:9 31:10 33:12 34:24 37:18 40:19 44:11,18</p> <p><b>testify</b> 4:5,8 5:2,5 5:14 48:21 50:2</p> <p><b>testifying</b> 5:7</p> <p><b>testimony</b> 4:12,14 4:19 5:6 6:1 19:7 48:3,22 50:3,6</p> <p><b>Texas</b> 18:21</p> <p><b>thank</b> 3:7 6:24</p>	<p>11:11,12,13,24 15:9,19 19:6,7,9 19:10 20:2,4 21:16,17,18 22:8 24:2 28:8 28:10 29:24,25 30:11 31:1,2 33:14 34:18 35:1 37:11,12 40:12,13 41:1 43:8,9,24,25 44:20 48:1,19 48:23 49:7,14</p> <p><b>their</b> 3:22 4:21 6:1,4 7:8 12:25 15:1 16:2,22,24 17:6 21:10,10 23:8,19 26:9 32:22 34:17 35:15 36:25 37:4 39:13,18 39:18 40:4,7 41:6,15 42:9 46:16 47:8,20</p> <p><b>thermostat</b> 13:21 14:2</p> <p><b>thing</b> 7:15,20 8:16 8:17 12:5 13:8 18:13,17 26:15 26:16 32:2</p> <p><b>things</b> 7:6 28:7,8 31:16 38:3 41:5</p> <p><b>think</b> 4:2 7:7,23 11:3,4 16:14 18:4,17 22:15 27:2,19,21 29:17 33:24 34:7,14 38:21 45:4 46:19 47:23</p> <p><b>third</b> 32:20</p> <p><b>thousands</b> 22:13 27:6</p> <p><b>three</b> 22:10 31:20</p>	<p>31:24 32:17 39:2</p> <p><b>through</b> 13:5 18:4 20:20,23,25 26:23,25 39:25 42:20 45:16</p> <p><b>tight</b> 12:9</p> <p><b>time</b> 2:3 3:1 4:8 5:4,9 6:3,8 12:24 13:5 21:10 23:7,12 23:25 38:1,14 40:10 48:24 49:12 50:7</p> <p><b>times</b> 32:18</p> <p><b>today</b> 5:14 26:22 28:3,22 35:23 41:2</p> <p><b>together</b> 20:12 24:1 28:7 36:11</p> <p><b>toilet</b> 12:12</p> <p><b>told</b> 35:14</p> <p><b>tonight</b> 2:17,20 4:3,8 6:11 11:15 12:17 15:11 19:12 21:20 24:4 25:23 28:12 30:2 33:8 34:20 37:25 39:5 40:15 42:21 43:11</p> <p><b>tonight's</b> 2:24 3:23 5:10,21</p> <p><b>top</b> 23:6 40:1</p> <p><b>total</b> 9:17 11:10 32:8</p> <p><b>tough</b> 14:1</p> <p><b>toward</b> 22:11</p> <p><b>towers</b> 34:11</p> <p><b>trade</b> 7:17,18 8:8</p> <p><b>Trail</b> 31:15</p> <p><b>transcribed</b> 5:11 50:5</p> <p><b>transcript</b> 50:5</p>	<p><b>transformers</b> 34:1</p> <p><b>transition</b> 25:1</p> <p><b>transmission</b> 34:3 42:3,5</p> <p><b>travesty</b> 40:8</p> <p><b>tread</b> 28:5</p> <p><b>tree</b> 20:22</p> <p><b>trip</b> 41:1</p> <p><b>true</b> 43:15,17 50:5</p> <p><b>truth</b> 4:17 50:3,3 50:3</p> <p><b>try</b> 35:16 38:9</p> <p><b>trying</b> 14:20 15:4 17:21 18:18 28:3 44:4 47:24</p> <p><b>Tuesday</b> 1:6</p> <p><b>turn</b> 14:7 42:16</p> <p><b>two</b> 7:5 10:12 16:12 18:11 20:18 48:25</p> <p><b>two-thirds</b> 36:6</p> <p><b>typewritten</b> 5:13</p> <p style="text-align: center;"><b>U</b></p> <p><b>un</b> 17:17</p> <p><b>uncollectible</b> 38:16</p> <p><b>under</b> 5:1 15:7 48:6 50:13</p> <p><b>underneath</b> 29:20</p> <p><b>understand</b> 17:7 17:11 22:24 38:9 41:22 45:6 45:8</p> <p><b>understanding</b> 16:15</p> <p><b>unemployment</b> 12:23</p> <p><b>unencumbered</b> 26:10</p> <p><b>unfair</b> 17:7 41:10</p> <p><b>Unfortunately</b> 8:5</p>
--	--	---	---	---

Dearborn Reporting Services  
A Full Litigation Support Company

Page 11

unless 10:11	<b>W</b>	50:2	worry 24:15 25:8	<b>\$80.92</b> 9:18
unlimited 34:10	waiting 6:1	we'll 30:3 46:11	25:19	<b>\$81</b> 11:10
unnecessary	wake 47:13	49:13	worth 9:15,18	
47:14	walk 13:17 25:2	we're 13:11,12,13	22:25	<b>1</b>
unselfish 23:20	Walker 20:3	15:6 16:3 17:15	woven 28:4	1 9:3
unsound 42:14	21:17	27:12 33:23	written 5:17	1,200 45:11
until 13:18 26:18	Walters 11:15,16	38:9 40:6 46:2	wrong 16:20 17:4	10 35:25 36:8
45:10	11:20 12:2,2,5	46:10,17	17:4,18 18:1,4	10-9-09 8:19
unwise 40:7	want 4:3,11 5:2,4	We've 28:25	32:22 33:25	10:00 3:17
usage 35:11,24	5:21 6:14 7:15	35:10		103 19:23
36:6,22	11:8,9 18:20,21	<b>WHEREOF</b>	<b>Y</b>	11-02-15 50:21
use 9:11,12,15	20:18 22:16	50:15	Yeah 39:10	11-3549-EL-SSO
11:8 16:22 23:6	31:17,25 33:22	while 4:25 26:16	year 7:16 9:7 12:8	1:4 2:4
25:15 33:19,23	45:22 47:3 48:5	whole 12:6 15:5	13:15,22 19:25	11-3550-EL-ATA
34:2 35:9 36:7	48:23 49:7,14	50:3	22:14 48:12	1:5 2:4
37:5 41:10,22	wanted 7:6 37:24	Williamsburg	years 7:4,23 10:23	11-3551-EL-UNC
44:4 47:17,19	wanting 12:25	19:24	16:1,4 20:7	1:5 2:5
used 29:10 35:22	18:24 27:2 41:7	willing 27:14	22:21 26:12	1148 9:13
useful 29:3	wants 26:11 27:13	wind 30:18 31:19	31:21,24 35:6	1169 48:8
uses 36:13	36:25	win/win 46:25	38:5,13 46:5	12 8:14 20:25
using 23:9 32:24	Warren 20:2	wires 34:1		36:4
utilities 1:1,9 2:1	21:17	wish 27:16	<b>Z</b>	125 8:10 37:3,10
23:17 35:9,17	wasn't 13:7	wishes 5:22	Zachary 19:23	1252 35:3
42:6	waste 13:6	witness 4:9 5:3	zero 9:11 11:7	1439 24:12
utility 2:23 9:10	water 25:15 34:10	6:10 11:14		1440 30:14
15:25 16:7	way 17:1 18:12	15:10 19:11	<b>\$</b>	150 46:12
18:13 35:7	20:1 24:23	21:19 24:3	\$138 32:9	1500 35:12,24
45:14 48:18	32:22 38:2,2	25:22 28:11	\$14 9:15,18 11:6	36:4,13
	46:9	30:1 31:3 33:7	\$150 36:1	16 36:11
<b>V</b>	Wayne 44:25	34:19 37:13	\$180 36:3	17 16:1,4
Valerie 28:12,14	web 28:4,6	40:14 43:10	\$20 17:15	1784 37:23
28:20	weeds 21:13	50:4,15	\$27 17:12	19th 50:16
Vargo 30:2,13	weeks 7:6 10:12	witnesses 3:22	\$30 31:23 35:15	
44:5	welcome 38:21	4:12 6:9 50:2	35:21 36:1,9	<b>2</b>
vast 38:3	49:4,6	wondering 24:16	\$32 9:12 11:9	20 2:13
Verdale 24:13	well 2:21 9:25	woodwork 18:8	35:15	20th 3:8,17
very 10:13,14	16:18 22:21	word 8:18 17:3	\$35 12:11	2006 7:24
11:11 12:9,9	23:7 30:21	work 12:8 13:10	\$38 32:6	2010 20:16
18:23 28:24	34:17 35:16	39:12	\$45.90 32:9	2011 1:6 3:8
29:1,17 34:12	43:4	worked 13:4	\$5.17 35:23	50:16
37:11 48:19	well-run 8:4	38:12	\$50 36:9	2021 41:16
view 15:23 40:8	went 12:7 36:2	working 12:22	\$7 17:14	2025 41:16
voicing 34:17	were 4:4 20:22	22:11	\$8 32:6	2115 44:24
volunteers 21:8	32:6 35:7 45:10	world 38:4	\$80 36:10	222 43:21

Dearborn Reporting Services  
A Full Litigation Support Company

Page 12

2225 43:20	800-pound 43:6			
25 41:14,15	87 14:6			
27 17:12	876 31:15			
28(D) 50:13				
2912 33:15				
3				
30 1:6 31:23				
33 36:12				
3436 40:24				
4				
40-some 9:16				
45 7:4				
45103 48:9				
45150 22:7				
45157 33:16				
45230 24:13				
45244 15:24 28:22				
45245 31:16 40:25				
45255 30:15 37:24				
46818 44:25				
47 9:8 17:12				
4762 44:6				
484 28:20				
4928.143 1:13 2:8				
5				
5 22:6				
500 35:12 36:7,8				
5064 26:6				
5091 15:23				
6				
6 16:9				
6:00 1:7				
64 13:22				
7				
7:30 49:17				
700 16:9				
707 22:6				
8				
80 17:8				

COMPANY: DUKE CASE NO.: 11-3549-EL-SSO et al  
 DATE: 8-30-11 LOCATION: UNION TOWNSHIP

If you would like to provide testimony,  
 please PRINT your name and address below.

No.	NAME	ADDRESS
1	Robert E. Haterfeyen	1169 Forest Park Dr. Batavia, OH 45103
2	Jim Wabsters	385 SENECA DR BATAVIA, OH 45103
3	Patrick Mauer	5091 Eagles Vw Cincinnati 45244
4	Richard A Gammrin	4762 KLATTE RD CINCINNATI, OH
5	Chris Smith	103 Zachary Drive, Williamsburg OH
6	Madelene Briesser	707 Pike Str. Apt. 5 Milford, OH 45150
7	Venna Taylor	1439 Verdale Dr Cincinnati, OH 45230
8	JASON BROWN	5064 SAREO DR CINCI 45244
9	Valarie Corwin	484 Cincinnati Batavia Pike ASHT 45111
10	BOB VARGO	3452 BALYMORE CT CINCI
11	Peter J. Lynch	1440 Castleberry Ct 45255
12	Sandra Bishop	876 Surrey Tr. 45245
13	<del>David Bishop</del>	876 Surrey Tr. 45245
14	Kenneth Shively	2912 Pond Run Ln 45157
15	Dan Polfies	1252 Goshen Pk. Milford 45150
16	JOHN DEEDS	1784 SMILE RD CINCINNATI 45255
17	Helen Marshall	3434 Glenagles Circle Cinti 45245





DATE:

LOCATION:

[illegible]

Name /Service Address	For Inquiries Call	Account Number
Robert E Hafertepen 1148 Markley Rd Cincinnati OH 45230	Duke Energy 513-421-9500	<del>08850519340</del>

Mail Payments To	Account Information
PO Box 1326 Charlotte NC 28201-1326	Payments after Aug 18 not included Last payment received Aug 04 Bill prepared on Aug 18, 2011 Next meter reading Sep 15, 2011

Meter	Number	Reading Date From	To	Days	Meter Reading Previous	Present	Usage
Gas	000826498	Jul 18	Aug 16	29	4600 E	4600	0
Elec	100257564	Jul 18	Aug 16	29	250 E	594	344

Gas - Residential	
Usage -	0 CCF
Duke Energy - Rate RS	\$ 32.65
<b>Current Gas Charges</b>	<b>\$ 32.65</b>

Electric - Residential	
Usage -	344 kWh
Duke Energy - Rate RS	\$ 48.97
<b>Current Electric Charges</b>	<b>\$ 48.97</b>

Current Billing	
Amt Due - Previous Bill	\$ 88.56
Payment(s) Received	88.56cr
Canceled Charges:	
Gas Charges	33.35cr
Prior Month(s) Charges:	
Gas Charges	32.65
<b>Balance Forward</b>	<b>0.70cr</b>
Current Gas Charges	32.65
Current Electric Charges	48.97
<b>Current Amount Due</b>	<b>\$ 80.92</b>

Should payment of this bill by the due date present a problem, please call us at the number listed in the "For Inquiries Call" section of your bill.

This bill reflects canceled and rebilled gas charges for prior months.

This month's Gas Cost Recovery (GCR) charge for customers purchasing their natural gas from Duke Energy is \$0.5699723 per CCF, which includes a base GCR of \$0.5434000 and Ohio excise tax of \$0.0265723.

Order your FREE compact fluorescent light bulbs today! Call 1-800-943-7585 and choose option 1, or visit [www.duke-energy.com/treecfls1](http://www.duke-energy.com/treecfls1) to see if you are eligible.

Due Date	Amount Due	After Sep 9, 2011
Sep 9, 2011	\$ 80.92	\$ 82.13



1165-01-00-002 3269-0001-0046399

visit us at [www.duke-energy.com](http://www.duke-energy.com)

**EXPLANATION OF BILL LANGUAGE**  
(The following terms will not appear on every bill)

CCF	Gas usage, measured in hundreds of cubic feet.
CR	Credited amount
Current Charges (Gas and Electric)	Total of all charges based on usage during the current billing period for gas and electric services.
Customer Charge	The fixed monthly basic distribution charge to partially cover costs for billing, meter reading, service line maintenance, and equipment.
Delivery Charges (Electric)	Charges for the operating expenses of delivering energy.
Delivery Riders (Electric)	Charges to recover various costs associated with Duke Energy's electric operations and to fund Ohio energy-related programs.
Distribution - Energy Charge	Charge for the use of local wires, transformers, substations, and other equipment used to deliver electricity to your home/business.
Early Return Premium	A premium paid for early return to the standard service offer.
Estimated (E) and Actual Readings	An actual reading is a reading we take from your meter. On the months we are unable to read your meter, we calculate your bill based on your past usage. Adjustments may be needed later, when we take an actual meter reading. If you would like to read your own meter to avoid estimated bills, please call us.
Fixed Delivery Service Charge	The fixed costs for delivering gas, which do not change with usage.

Gas Cost Recovery	The GAS COST RECOVERY (GCR) rate is the cost (per 100 cubic feet) of gas we purchase from our suppliers. This rate varies periodically as gas prices to us increase or decrease. Duke Energy makes no profit on this charge since it is based on the actual costs we pay our suppliers for the gas we purchase and resell. The GCR rate is approved by the Public Utilities Commission of Ohio.
Generation Charges	Charges associated with the production of electricity.
Kilowatt-hour (kWh)	The unit of measure for the electricity you use. For example, you use one kWh of electricity to light a 100 watt light bulb for 10 hours.
Late Payment Charge	A 1.5% late charge is added to the overdue amount of the regulated portion of your bill if you do not pay by the bill due date.
Meter Multiplier	A factor that the meter reading usage is multiplied by in order to obtain the correct energy usage.
Rate	Code that identifies the gas delivery or electric distribution billing tariff used to calculate the bill.
Rider AAC	Charges to recover changes in environmental compliance, homeland security and tax costs.
Rider FPP	Charges to recover the cost of fuel and purchase power.
Rider TCR	Charges to recover transmission costs assessed by the regional transmission organization.
Supplier Charges	Charges from a Gas and / or Electric Supplier other than Duke Energy.
Usage	Amount of energy used during the billing period.
Usage-Based Charge	Charges to recover various costs associated with Duke Energy's gas operations and to fund Ohio energy-related programs.

**BILLING OR SERVICE INQUIRES OR COMPLAINTS**

If you have a question or complaint about your bill or service, call us at (513) 421-9500, or from a toll area call 1-800-544-6900. Persons who have a hearing impairment may call our TDD/TTY toll free number, 1-800-752-3254. You may also write to our Customer Services Department at P.O. Box 960, Mail Drop 309C, Cincinnati, 45201. In addition, you may contact us by fax at (513) 287-2376, or by e-mail at [www.duke-energy.com](http://www.duke-energy.com).

If your complaint is not resolved after you have called Duke Energy Ohio, or for general utility information, residential and business consumers may contact the Public Utilities Commission of Ohio for assistance at 1-800-686-7826 (toll free) or for TTY at 1-800-686-1570 (toll free), from 8:00 a.m. to 5:00 p.m. weekdays, or at [www.puco.ohio.gov](http://www.puco.ohio.gov).

Residential customers may also contact the Ohio ConsumersCounsel for assistance with complaints and utility issues at 1-877-742-5622 (toll free) from 8:00 a.m. to 5:00 p.m. weekdays, or at [www.pickccc.org](http://www.pickccc.org).

To obtain information about competitive gas offers, visit [www.puco.ohio.gov](http://www.puco.ohio.gov) or call 1-800-299-7271.

**BUSINESS HOURS**

**OFFICE HOURS:**

Cincinnati - 8:00 a.m. - 5:00 p.m. Monday - Friday

For Correspondence: P.O. Box 1326 Charlotte, NC 28201

**SERVICE EMERGENCY NUMBERS**

Gas Trouble - (513) 651-4466 or 1-800-634-4300

Electric Trouble - (513) 651-4182 or 1-800-543-5599



1165-01-00-0023269-0001-0046399

visit us at [www.duke-energy.com](http://www.duke-energy.com)

Name	Service Address	Account Number
Robert E Hafertepen	1148 Markley Rd Cincinnati OH 45230	<del>40001702250</del>

**PRICE TO COMPARE:** In order for an average residential customer to save money, an electric supplier must offer a price lower than 8.87 cents per kWh. Your Price to Compare may be different based on your usage. Visit [www.duke-energy.com](http://www.duke-energy.com) to calculate your individual Price to Compare or contact Duke Energy for a written explanation.

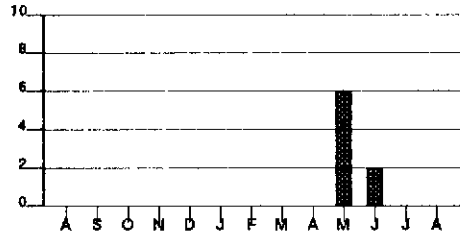
Explanation of Current Charges		
<b>Gas</b>	<b>Duke Energy</b>	
Meter - 000826498	Rate RS - Residential Service	
CCF Usage - 0	Fixed Delivery Service Charge \$ 25.33	
Jul 18 - Aug 16 29 Days	Gas Delivery Riders 7.32	\$ 32.65
	<b>Total Current Gas Charges</b>	<b>\$ 32.65</b>
<b>Electric</b>	<b>Duke Energy</b>	
Meter - 100257564	Rate RS - Residential Svc-Summer	
kWh Usage - 344	Distribution-Customer Chg \$ 5.50	
Jul 18 - Aug 16 29 Days	Delivery Charges	
	Distribution-Energy Chg	
	344 kWh @ \$ 0.02212600 7.61	
	Delivery Riders 5.06	
	Total Delivery Charges \$ 12.67	
	Generation Charges	
	Generation Energy Chg	
	344 kWh @ \$ 0.04234500 14.57	
	Rider FPP 11.02	
	Rider AAC 3.07	
	Rider TCR 2.14	
	Total Generation Charges \$ 30.80	48.97
	<b>Total Current Electric Charges</b>	<b>\$ 48.97</b>

Explanation of Prior Month(s) Charges		
<b>Gas</b>	<b>Duke Energy</b>	
Meter - 000826498	Rate RS - Residential Service	
CCF Usage - 0	Fixed Delivery Service Charge \$ 25.33	
Jun 16 - Jun 30 14 Days	Gas Delivery Riders 7.32	\$ 32.65
Meter - * 000826498		
CCF Usage - 0		
Jun 30 - Jul 18 18 Days		
* Meter Change		
	<b>Total Prior Gas Charges</b>	<b>\$ 32.65</b>

Name	Service Address	Account Number
Robert E Hafertepen	1148 Markley Rd Cincinnati OH 45230	<del>4900695243</del>

CCF

Gas Usage



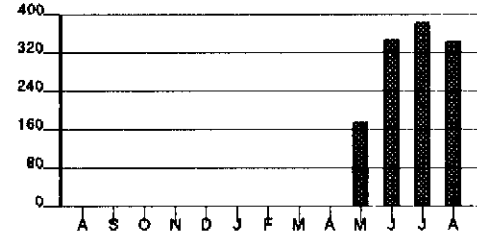
Calculations based on most recent 12 month history

Any prior months adjusted usage on this bill, will display in your historical usage graph and chart on your next bill.

Total Usage 8  
Average Usage 2

kWh

Electric Usage



Calculations based on most recent 12 month history

Any prior months adjusted usage on this bill, will display in your historical usage graph and chart on your next bill.

Total Usage 1,255  
Average Usage 314

	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG
Gas	0	0	0	0	0	0	0	0	0	6	2	0	0
Electric	0	0	0	0	0	0	0	0	0	176	350	385	344



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According to the Charlotte Observer (10/9/09), "Duke Energy has spent more than \$10 million to lobby Congress since 2008 as electric utilities ratchet up spending to help shape new laws on climate change and other issues."

CEO Jim Rogers has engaged in a high-profile lobbying effort to promote global warming-related cap-and-trade legislation by testifying in Congress, conducting media interviews, speaking at policy forums and appearing in a TV advertising campaign.

Duke Energy's support for cap-and-trade has been controversial, in part because economic studies report cap-and-trade would lead to an increase in energy prices, a decrease in economic growth and an increase in unemployment. These could be detrimental to shareholder interests.

Cap-and-trade could add significant costs to the Company's use of coal.

The Company has worked with non-profit organizations such as the National Resources Defense Council (NRDC) and Environmental Defense (ED) through its membership in the United States Climate Action Partnership—a lobbying coalition seeking cap-and-trade legislation.

NRDC and ED oppose coal use. The organizations have challenged Duke Energy's Cliffside coal-fired power plant in court. In response to the Company seeking air pollution permits, a NRDC attorney said in 2008, "Having already violated the law, Duke is now trying to issue itself a get out of jail free card." An official with ED opposed Duke Energy's Cliffside facility, saying in 2008, "It's hard to understand why Duke Energy believes clean air laws don't apply to them."

Duke Energy's global warming policy has interfered with the Company's relationship with trade associations. The Company ended its membership in the National Association of Manufacturers and the American Coalition for Clean Coal Electricity in part over policy differences on global warming.

The pending transfer of the U.S. House of Representatives from Democrat to Republican control in January 2011 reduces the likelihood that any cap-and-trade legislation will be adopted by Congress.

Disclosure of the Company's global warming-related activities will provide the transparency shareholders need to evaluate these public policy activities.

**Opposing Statement of the Board of Directors:**

**Your Board recommends a vote "AGAINST" this proposal for the following reasons:**

The Board of Directors believes this report is unnecessary as it is duplicative of information that Duke Energy already provides on its website.

There is a growing national consensus that steps should be taken to reduce greenhouse gas emissions. As an energy company, we will be greatly affected by any laws or regulations imposed by state and federal lawmakers, or regulatory bodies, on this issue. We believe it is in the best interest of our shareholders and customers that we participate in these discussions in order to