## BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of	)	
The Dayton Power and Light Company to	)	Case No. 11-5730-EL-FAC
Revise its Fuel Adjustment Clause	)	

## NOTICE TO TAKE DEPOSITIONS UPON ORAL EXAMINATION BY THE DAYTON POWER AND LIGHT COMPANY

Pursuant to Ohio Adm. Code Rule 4901-1-21(B), please take notice that The Dayton Power and Light Company ("DP&L") will take the oral deposition of the following individual:

Mr. Greg Sloan Senior Energy Consultant The Office of the Ohio Consumers' Counsel 10 West Broad Street, Suite 1800, Columbus, Ohio 43215

The deposition will take place beginning on October 17, 2012, following the depositions that have previously been scheduled through mutual agreement between DP&L and the Office of Ohio Consumers' Counsel ("OCC") for OCC to depose witnesses for DP&L who have submitted testimony in this proceeding. The deposition will be at the offices of the Ohio Consumers' Counsel, 10 W. Broad St., 18<sup>th</sup> Floor, Columbus, Ohio 43215, or as otherwise agreed to.

Other parties to the proceeding are invited to attend and cross-examine.

The depositions will be taken of the aforementioned deponent on relevant topics within deponent's expertise as it pertains to the 2011 Management/Performance and Financial Audits of the Fuel and Purchased Power Rider of DP&L and his pre-filed testimony in this proceeding.

DP&L had no knowledge of the scope of Mr. Sloan's testimony or whether depositions would be warranted, until Mr. Sloan filed pre-filed testimony on October 4, 2012, which was delayed three days pursuant to a motion filed by OCC on the day testimony was originally scheduled to be filed, October 1. Subsequently, the evidentiary hearing date was extended to November 5, 2012 and, thus, this notice is being given at a reasonable time in advance of the hearing. The date for the deposition has been coordinated with the mutually agreed upon date for depositions by the OCC of DP&L witnesses so as to minimize any inconvenience of witnesses, parties or attorneys.

Respectfully submitted,

Randall V. Griffin

(Ohio Bar No. 0080499)

Attorney for

The Dayton Power and Light Company

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## **CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing Notice has been has been served either electronically or via first class mail, postage prepaid, this 10<sup>th</sup> day of October, 2012 upon counsel to the parties of record.

Randall V. Griffin

Chief Regulatory Counsel

The Dayton Power and Light Company

This foregoing document was electronically filed with the Public Utilities

**Commission of Ohio Docketing Information System on** 

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in

Case No(s). 11-5730-EL-FAC

Summary: Notice to Take Deposition electronically filed by Mr. Randall V Griffin on behalf of The Dayton Power and Light Company