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December 26, 2012

Via Electronic Filing

Ms. Barcy McNeal
Secretary - Docketing Division
Bryce McKenney
Greg Price
Attorney Examiners
Public Utilities Commission of Ohio
180 East Broad Street – 11th Floor
Columbus, Ohio 43215

Re: Industrial Energy Users-Ohio's Motion to Compel Discovery Responses
filed in Case Nos. 12-426-EL-SSO, *et al.*

Dear Ms. McNeal, Attorney Examiners McKenney and Price:

On December 18, 2012, Industrial Energy Users-Ohio ("IEU-Ohio") filed a Motion to Compel Discovery Responses from the Dayton Power and Light Company ("DP&L") and Memorandum in Support ("Motion"). Particularly, IEU-Ohio requested that DP&L be required to produce responses to IEU-Ohio's Interrogatories numbered ESP INT 1-11, ESP INT 1-13, ESP INT 1-17, ESP INT 1-20, ESP INT 1-23, ESP INT 1-27, ESP INT 1-29, ESP INT 1-34, ESP INT 1-35, ESP INT 1-41, ESP INT 2-4(C), ESP INT 2-4(D), ESP INT 2-4(E), ESP INT 2-4(F), ESP INT 2-5(D), ESP INT 2-5(E), ESP INT 2-5(F), ESP INT 2-5(G), ESP INT 2-8, ESP INT 2-9, ESP INT 2-10, ESP INT 2-11, ESP INT 2-12, ESP INT 2-13, ESP INT 2-14, ESP INT 2-15, and IEU-Ohio Requests for Admission numbered ESP RFA 1-6, ESP RFA 1-12, ESP RFA 1-16, ESP RFA 1-25, ESP RFA 1-28.

Subsequent to filing the Motion, DP&L served supplemental discovery responses upon IEU-Ohio. These supplemented responses partially satisfied IEU-Ohio's discovery requests. Accordingly, through this letter IEU-Ohio is withdrawing the following requests from the Motion: ESP INT 2-4(C), ESP INT 2-4(E), ESP INT 2-4(F), ESP INT 2-5(E), ESP INT 2-5(F), ESP INT 2-5(G), ESP INT 2-8, ESP INT 2-9, ESP INT 2-10, ESP INT 2-11, ESP INT 2-13, ESP INT 2-14, ESP INT 2-15.

Very truly yours,

/s/ Matthew R. Pritchard

December 26, 2012
Page 2

Matthew R. Pritchard
McNEES WALLACE & NURICK LLC

cc: Parties of Record

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Case No(s). 12-0426-EL-SSO, 12-0427-EL-ATA, 12-0428-EL-AAM, 12-0429-EL-WVR, 12-0672-EL-RDR

Summary: Letter of Notification Withdrawing a portion of IEU-Ohio's December 18, 2012 Motion to Compel electronically filed by Mr. Matthew R. Pritchard on behalf of Industrial Energy Users-Ohio