

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of The) Case No. 12-426-EL-SSO
Dayton Power and Light Company for)
Approval of its Market Rate Offer.)

In the Matter of the Application of The) Case No. 12-427-EL-ATA
Dayton Power and Light Company for)
Approval of Revised Tariffs.)

In the Matter of the Application of The) Case No. 12-428-EL-AAM
Dayton Power and Light Company for)
Approval of Certain Accounting)
Authority.)

In the Matter of the Application of The) Case No. 12-429-EL-WVR
Dayton Power and Light Company for)
Waiver of Certain Commission Rules.)

In the Matter of the Application of The) Case No. 12-672-EL-RDR
Dayton Power and Light Company to)
Establish Tariff Riders.)

**NOTICE TO TAKE DEPOSITIONS
AND REQUEST FOR PRODUCTION OF DOCUMENTS
BY
THE OFFICE OF THE OHIO CONSUMERS' COUNSEL**

Pursuant to Ohio Adm. Code Section 4901-1-21(B), please take notice that the Office of the Ohio Consumers' Counsel ("OCC") will take the deposition upon oral examination of the following:

- (1) All persons who will be called by Dayton Power and Light Company ("DP&L" or "Company") to present testimony, including direct, rebuttal, surrebuttal, and any other form of testimony filed, or to be filed in this proceeding; and
- (2) All persons responsible for answering OCC's interrogatories and/or responding to requests for production of documents (including responses that state that no documents are responsive to a request to produce) served in this proceeding upon DP&L.

OCC seeks to conduct the deposition upon oral examination at the offices of the OCC, 10 W. Broad St., 18th Floor, Columbus, Ohio, at 10:00 a.m. beginning on Monday, January 14, 2013, or such other time that is mutually agreed upon by the Parties. The depositions will continue, one-after-the-other, from day to day, except for holidays and weekends, until completed. Each deponent will appear at the OCC at the designated time and date with all requested documents (identified below) and remain present until deposed.

The depositions will be taken of the aforementioned deponents on relevant topics within the scope of this proceeding, including but not limited to, the subject matter of the deponent's testimony and the deponent's knowledge and expertise with the subject matter of this proceeding. These depositions will be taken upon oral examination (as upon cross-examination) before an officer authorized by law to take depositions.

Pursuant to Ohio Adm. Code Rules 4901-1-21(E) and 4901-1-20, the deponent is requested to produce, no later than two hours prior to the taking of his/her deposition the following documents:

1. All documents relating to his or her filed testimony in this proceeding, including but not limited to workpapers; and
2. All responses to discovery requests including, any backup documentation and/or raw data; and
3. The results of any studies or analysis conducted for this proceeding.

BRUCE J. WESTON
OHIO CONSUMERS' COUNSEL

/s/ Melissa R. Yost

Melissa R. Yost, Counsel of Record
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¹ Mr. Berger is representing OCC in PUCO Case No. 12-426-EL-SSO.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing *Notice to Take Depositions and Request for Production of Documents* was served on the persons listed below via electronic mail this 3rd day of January, 2013.

/s/ Melissa R. Yost

Melissa R. Yost
Assistant Consumers' Counsel

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in

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

Summary: Notice of Deposition Notice to Take Depositions and Request for Production of Documents by the Office of the Ohio Consumers' Counsel electronically filed by Ms. Deb J. Bingham on behalf of Yost, Melissa R. Ms.