

BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of	)	
Dayton Power and Light Company for	)	Case No. 12-426-EL-SSO
Approval of Its Electric Security Plan	)	
In the Matter of the Application of	)	
The Dayton Power and Light Company for	)	Case No. 12-427-EL-ATA
Approval of Revised Tariffs	)	
In the Matter of the Application of	)	
The Dayton Power and Light Company for	)	Case No. 12-428-EL-AAM
Approval of Certain Accounting Authority	)	
In the Matter of the Application of	)	
The Dayton Power and Light Company for	)	Case No. 12-429-EL-WVR
the Waiver of Certain Commission Rules	)	
In the Matter of the Application of	)	
The Dayton Power and Light Company	)	Case No. 12-672-EL-RDR
to Establish Tariff Riders	)	

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**FIRSTENERGY SOLUTIONS CORP.'S  
MOTION FOR PROTECTIVE ORDER**

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FirstEnergy Solutions Corp. (“FES”), by its attorneys and pursuant to O.A.C. 4901-1-24(D), moves for a protective order keeping confidential the designated information included in the post hearing brief being filed contemporaneously herewith. Certain of the information designated as confidential in this brief was derived from confidential testimony or information filed by The Dayton Power and Light Company (“DP&L”) under seal. The other designated information was produced by DP&L to FES pursuant to a confidentiality agreement between the parties that obligates FES to seek confidential treatment of the designated information if used post-hearing briefing. DP&L has represented that the information, which is described on Exhibit

A to this Motion, is competitively sensitive and/or otherwise proprietary and confidential. Accordingly, FES seeks a protective order preventing public disclosure of the designated information.

Exhibit A to this Motion lists the designated information, which has been redacted from the associated filings and filed separately under seal. For the foregoing reasons, FES requests that the designated information be protected from public disclosure.

Dated: May 20, 2013

Respectfully submitted,

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## **Exhibit A**

### **1. FES Post-Hearing Brief:**

- Calculations and projections incorporating DP&L's projected switching levels in its service territory, from the Second Revised Direct Testimony of DP&L witness Aldyn W. Hoekstra, pp. 7-9, filed by DP&L under seal.
- DP&L's confidential and internal "Impairment Analysis" White Paper that includes projected capex forecasts and analyses, produced by DP&L subject to Protective Agreement.
- DP&L's projected expenses, testified to by DP&L witness Craig Jackson under seal.
- Calculations and projections incorporating DP&L's projected switching levels in its service territory, from the Second Revised Direct Testimony of DP&L witness Aldyn W. Hoekstra, pp. 7-9, filed by DP&L under seal.
- Numerous citations to the confidential portion of the hearing transcript.

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *FirstEnergy Solutions Corp.'s Motion for Protective Order* was served this 20th day of May, 2013, via e-mail upon the parties below.

/s/ N. Trevor Alexander  
One of the Attorneys for FirstEnergy Solutions Corp.

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Summary: Motion for Protective Order electronically filed by Mr. Nathaniel Trevor Alexander on behalf of FirstEnergy Solutions Corp.