

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Duke)
Energy Ohio for Authority to Establish a)
Standard Service Offer Pursuant to Section)
4928.143, Revised Code, in the Form of) Case No. 14-841-EL-SSO
an Electric Security Plan, Accounting)
Modifications and Tariffs for Generation)
Service.)

In the Matter of the Application of Duke)
Energy Ohio for Authority to Amend its) Case No. 14-842-EL-ATA
Certified Supplier Tariff, P.U.C.O. No. 20.)

**FIRST AMENDED NOTICE OF DUKE ENERGY OHIO
TO TAKE DEPOSITION *DUCES TECUM* OF
CONSTELLATION NEWENERGY, INC.**

Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc. (Duke Energy) will take the oral deposition of all witnesses that Constellation NewEnergy, Inc. (Constellation) intends to rely upon at hearing and in which Constellation relied upon in forming its opinion in the above captioned matter, on October 9, 2014 beginning at 9:00 A.M. and will continue thereafter until complete.

The deposition will take place at Duke Energy Ohio's offices located at 155 East Broad Street, Columbus, Ohio 43215, on the 21st floor. The deposition will be taken upon oral examination (as if on cross-examination) before an officer authorized by law to take depositions.

Pursuant to Ohio Admin. Code 4901-1-21(E) and 4901-1-20, all witnesses are requested to produce at the time of their deposition true and accurate copies of the documents identified in Exhibit A.

The deposition will begin at 9:00 A.M. and continue day to day until complete. Parties are invited to attend and to cross-examine.

Respectfully submitted,



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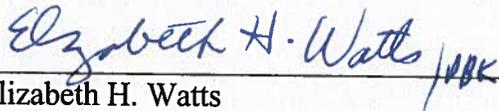
EXHIBIT A

Duke Energy Ohio hereby requests that, at the time and place set forth above in the notice of deposition, *duces tecum*, each witness produce true and accurate copies of the following documents:

1. Any and all documents that were reviewed by said witness for purposes of preparing their direct testimony relative to the above-captioned proceeding.
2. Any and all documents created or authored by said witness for purposes of preparing their direct testimony relative to the above-captioned proceeding.
3. Any and all documents referenced in said witness's direct testimony relative to the above-captioned proceeding.
4. Any and all documents reviewed by said witness in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Constellation relative to the above-captioned proceeding
5. Any and all documents prepared by said witness for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Constellation relative to the above-captioned proceeding.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a copy of the foregoing was served on the following parties of record by electronic service, this 13th day of August, 2014.


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This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 14-0841-EL-SSO, 14-0842-EL-ATA

Summary: Notice of Deposition First Amended Notice of Duke Energy Ohio to Take Deposition
Duces Tecum of Constellation NewEnergy, Inc. electronically filed by Mrs. Debbie L Gates on
behalf of Duke Energy Ohio Inc. and Spiller, Amy B and Watts, Elizabeth H