

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) Case No. 14-841-EL-SSO
4928.143, Revised Code, in the Form of 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.)**

**NOTICE TO TAKE DEPOSITION
AND REQUEST FOR PRODUCTION OF DOCUMENTS
BY
THE RETAIL ENERGY SUPPLY ASSOCIATION**

Pursuant to Rule 4901-1-21(B), Ohio Administrative Code, please take notice that the Retail Energy Supply Association (“RESA”) will take the oral deposition of James E. Ziolkowski, Director, Rates and Regulatory Planning, Duke Energy Business Services LLC, on October 7, 2014, with the specific time and location to be mutually agreed upon by the Parties.

The deposition will be taken upon oral examination (as if on cross-examination) before an officer authorized by law to take depositions. The deposition will continue day-to-day until complete. Parties are invited to attend and cross-examine.

Pursuant to Rules 4901-1-21(E) and 4901-1-20, Ohio Administrative Code, Mr. Ziolkowski is requested to produce at the time of the deposition true and accurate copies of the documents identified below:

1. Any and all documents reviewed by Mr. Ziolkowski for purposes of preparing his direct testimony in the above-captioned proceedings.

2. Any and all documents created or authored by Mr. Ziolkowski for purposes of preparing his direct testimony in the above-captioned proceedings.
3. Any and all document references in Mr. Ziolkowski's direct testimony in the above-captioned proceedings.
4. Any and all documents reviewed by Mr. Ziolkowski in preparing, or otherwise assisting in the preparation of discovery responses submitted in the above-captioned proceedings.
5. Any and all documents created or authored by Mr. Ziolkowski for purposes of preparing or otherwise assisting in the preparation of discovery responses submitted in the above-captioned proceedings.

Respectfully submitted,

/s/ Gretchen L. Petrucci

M. Howard Petricoff (0008287), Counsel of Record

Gretchen L. Petrucci (0046608)

VORYS, SATER, SEYMOUR AND PEASE LLP

52 East Gay Street

P.O. Box 1008

Columbus, Ohio 43216-1008

(614) 464-5414

(614) 719-4904 (fax)

mhpetricoff@vorys.com

glpetrucci@vorys.com

Attorneys for the Retail Energy Supply Association

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served on the following parties via electronic mail on the 1st day of October 2014:

/s/ Gretchen L. Petrucci

Gretchen L. Petrucci

Duke Energy Ohio, Inc.

Amy B. Spiller
Rocco O. D'Ascenzo
Jeanne W. Kingery*
Elizabeth H. Watts
139 E. Fourth Street, 1303-Main
P.O. Box 961
Cincinnati, OH 45201-0960
amy.spiller@duke-energy.com
rocco.dascenzo@duke-energy.com
elizabeth.watts@duke-energy.com
jeanne.kingery@duke-energy.com

Office of the Ohio Consumers' Counsel

Maureen R. Grady
Joseph P. Serio
Edmund "Tad" Berger
Office of the Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, Ohio 43215-3485
maureen.grady@occ.ohio.gov
joseph.serio@occ.ohio.gov
edmund.berger@occ.ohio.gov

Dane Stinson*
Dylan F. Borchers
Bricker & Eckler LLP
100 South Third Street
Columbus, OH 43215-4291
dstinson@bricker.com
dborchers@bricker.com

Ohio Energy Group

Michael L. Kurtz*
Jody Kyler Cohn*
Boehm, Kurtz & Lowry
36 East Seventh Street, Suite 1510
Cincinnati, Ohio 45202
dboehm@BKLlawfirm.com
mkurtz@BKLlawfirm.com
jkylercohn@BKLlawfirm.com

FirstEnergy Solutions Corp.

Mark A. Hayden
Jacob A. McDermott
Scott J. Casto*
FirstEnergy Service Company
76 S. Main Street
Akron, OH 44308
haydenm@firstenergycorp.com
jmcdermott@firstenergycorp.com
scasto@firstenergycorp.com

Ohio Manufacturers' Association

Kimberly W. Bojko*
Jonathan Allison
Carpenter Lipps & Leland LLP
280 North High Street, Suite 1300
Columbus OH 43215
bojko@carpenterlipps.com
allison@carpenterlipps.com

IGS Energy

Joseph Olikier
6100 Emerald Parkway
Dublin, Ohio 43016
joliker@igsenergy.com

The Energy Professionals of Ohio

Kevin R. Schmidt*
88 East Broad Street, Suite 1770
Columbus, OH 43215
schmidt@sppgrp.com

Direct Energy Services, LLC and Direct Energy Business, LLC

Joseph M. Clark*
21 East State Street, 19th Floor
Columbus, Ohio 43215
joseph.clark@directenergy.com

Gerit F. Hull*
Eckert Seamans Cherin & Mellott, LLC
1717 Pennsylvania Avenue, N.W., 12th Floor
Washington, DC 20006
ghull@eckertseamans.com

Industrial Energy Users-Ohio

Samuel C. Randazzo
Frank P. Darr
Matthew R. Pritchard
McNees Wallace & Nurick
21 East State Street, 17th Floor
Columbus, OH 43215
sam@mwncmh.com
fdarr@mwncmh.com
mpritchard@mwncmh.com

People Working Cooperatively, Inc.

Andrew J. Sonderman*
Margeaux Kimbrough
Kegler Brown Hill & Ritter LPA
65 East State Street
Columbus, Ohio 43215-4294
asonderman@keglerbrown.com
mkinbrough@keglerbrown.com

The Dayton Power and Light Company

Judi L. Sobecki
1065 Woodman Drive
Dayton, OH 45432
judi.sobecki@aes.com

Staff of the Public Utilities Commission of Ohio

Steven Beeler
Thomas Lindgren
Ryan O'Rourke
Attorney General's Section
Public Utilities Commission of Ohio
180 E. Broad St., 6th Floor
Columbus, OH 43215
steven.beeler@puc.state.oh.us
thomas.lindgren@puc.state.oh.us
ryan.orourke@puc.state.oh.us

Ohio Power Company

Steven T. Nourse
Matthew J. Satterwhite
Yazen Alami*
American Electric Power Service Corp.
1 Riverside Plaza 29th Floor
Columbus, Ohio 43215
stnourse@aep.com
mjsatterwhite@aep.com
yalami@aep.com

Sierra Club

Christopher J. Allwein*
Todd M. Williams
Williams Allwein and Moser, LLC
1500 West Third Ave, Suite 330
Columbus, Ohio 43212
callwein@wamenergylaw.com
toddm@wamenergylaw.com

Ohio Environmental Council

Trent Dougherty*
1207 Grandview Avenue, Suite 201
Columbus, Ohio 43212-3449
tdougherty@theOEC.org

The Kroger Company

Rebecca L. Hussey*
Carpenter Lipps & Leland LLP
280 Plaza, Suite 1300
280 North High Street
Columbus OH 43215
hussey@carpenterlipps.com

Constellation NewEnergy Inc. and Exelon
Generation Company LLC

David I. Fein
Exelon Corporation
10 South Dearborn Street, 47th Floor
Chicago, IL 60603
david.fein@exeloncorp.com

Cynthia Fonner Brady
Exelon Business Services Company
4300 Winfield Road
Warrenville, IL 60555
cynthia.brady@constellation.com

Lael Campbell
Exelon
101 Constitution Avenue, NW
Washington, DC 20001
lael.campbell@constellation.com

Natural Resources Defense Council

Samantha Williams*
20 N Wacker Drive, Suite 1600
Chicago, IL 60606
swilliams@nrdc.org

The Greater Cincinnati Health Council

Douglas E. Hart*
441 Vine Street, Suite 4192
Cincinnati, OH 45202
dhart@douglasshart.com

Ohio Partners for Affordable Energy

Colleen L. Mooney*
231 West Lima Street
Findlay, OH 45839-1793
cmooney@ohiopartners.org

Wal-Mart Stores East LP and Sam's East Inc.

Donald L. Mason*
Michael R. Traven*
Roetzel & Andress LPA
155 East Broad Street, 12th Floor
Columbus, Ohio 43215
dmason@ralaw.com
mtraven@ralaw.com

Rick D. Chamberlain*
Behrens, Wheeler & Chamberlain
6 N.E. 63rd, Suite 400
Oklahoma City, OK 73105
rchamberlain@okenergylaw.com

EnerNOC, Inc.

Gregory J. Poulos*
471 E. Broad St., Suite 1520
Columbus, OH 43054
gpoulos@enernoc.com

Environmental Law & Policy Center

Justin Vickers*

33 East Wacker Drive, Suite 1600

Chicago, IL 60601

jvickers@elpc.org

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

10/1/2014 5:12:26 PM

in

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

Summary: Notice to Take Deposition Duces Tecum of James E. Ziolkowski (Duke)
electronically filed by Mrs. Gretchen L. Petrucci on behalf of Retail Energy Supply Association