

STATE OF OHIO
PUBLIC UTILITIES COMMISSION
180 EAST BROAD STREET
COLUMBUS, OHIO 43266-0573

John Kasich
GOVERNOR



THE PUBLIC UTILITIES COMMISSION OF OHIO
SUBPOENA DUCES TECUM

TO: Charles Whitlock
c/o Duke Energy Ohio, Inc.
155 E. Broad St., 21st Fl.
Columbus, Ohio 443215

Upon application of the Office of the Ohio Consumers' Counsel, Charles Whitlock is hereby required to appear on October 22, 2014, beginning at 10:00 a.m. at the Offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio, 43215. Mr. Whitlock shall make himself available day-to-day during the hearing to provide testimony when called by OCC as a witness concerning Duke Energy Ohio's Electric Security Plan ("ESP") in the above-captioned case. Mr. Whitlock will be subject to testifying as if on cross-examination by the Ohio Consumers' Counsel and other parties in the proceeding entitled "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 an Electric Security Plan, Accounting Modifications and Tariffs for Generation Service."

Mr. Whitlock shall bring with him the following documents and shall provide said documents to OCC at 9:30 a.m. on October 22, 2014:

- (1) Duke's requests (including requests for consent) to sell or transfer its interest in Ohio Valley Electric Corporation ("OVEC") under the terms of the Amended and Restated Inter-Company Power Agreement ("ICPA") including communications made or received by Duke Energy Ohio¹ in this process² and documents related to Sponsoring Companies' responses to Duke's request to sell or transfer its interest;
- (2) All documents relating to responses to discovery that were authored by the witness or were provided to OCC with input from the witness;
- (3) All documents relating to such matters, including:
 - (a) All documents related to Dukes' request(s) for consent to sell or transfer ownership³ of all or part of its OVEC interest to an affiliate or third party since January 1, 2012;
 - (b) All documents related to OVEC Board Meeting minutes (including resolutions) that pertain to consideration of Duke's sale or transfer its ownership shares of OVEC to an affiliate or third party, since January 1, 2012;
 - (c) All OVEC committee or subcommittee meeting minutes pertaining to consideration of Duke's sale or transfer of Duke's ownership

¹ References to Duke Energy Ohio as used in this Motion for subpoena include any person or entity acting on behalf of Duke Energy Ohio.

² It is OCC's understanding that Charles Whitlock will be able to testify on this subject matter. OCC is only issuing this corporate subpoena to the extent that Mr. Whitlock lacks the necessary knowledge and expertise to testify on behalf of Duke Energy Ohio, Inc. regarding this subject.

³ "Ownership" or "ownership shares" as used here includes all rights, title, interests, and obligations as used in Section 8.18 (and its subsections) of the ICPA.

- shares of OVEC to an affiliate or third party since January 1, 20102;
- (d) All communications between OVEC (including OVEC's Board of Directors) and OVEC sponsoring companies pertaining to consideration of a sale or transfer of Duke's ownership shares of OVEC to an affiliate or third party, since January 1, 2012;
 - (e) All communications between and among sponsoring companies pertaining to consideration of Duke's sale or transfer of ownership shares of OVEC to an affiliate or third party, since January 1, 2012;
 - (f) All documents pertaining to any vote or poll that occurred among the sponsoring companies pertaining to Duke's request to sell or transfer its ownership shares of OVEC to an affiliate or third party, since January 1, 2012.

Dated at Columbus, Ohio, this 17th day of October, 2014.



Christine Pirik or Nicholas Walstra
Attorney Examiner

NOTICE: If you are not a party or an officer, agent, or employee of a party to this proceeding, then witness fees for attending under this subpoena are to be paid by the party at whose request the witness is summoned. Every copy of this subpoena for the witness must contain this notice.

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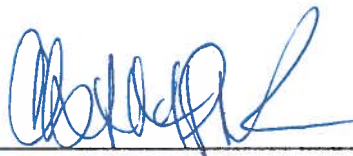
TO: Bryan Dougherty
c/o Duke Energy Ohio, Inc.
155 E. Broad St., 21st Fl.
Columbus, Ohio 443215

Upon application of the Office of the Ohio Consumers' Counsel, Bryan Dougherty is hereby required to appear on October 22, 2014, beginning at 10:00 a.m. at the Offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio, 43215. Mr. Dougherty shall make himself available during the hearing to provide testimony from day-to-day when called by OCC as a witness concerning Duke Energy Ohio's Electric Security Plan ("ESP") in the above-captioned case. Mr. Dougherty will be subject to testifying as if on cross-examination by the Ohio Consumers' Counsel and other parties in the proceeding entitled "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 an Electric Security Plan, Accounting Modifications and Tariffs for Generation Service."

Mr. Dougherty shall bring with him the following documents and shall provide said documents to OCC at 9:30 a.m. on October 22, 2014:

- (1) All documents relating to responses to discovery in this proceeding that were authored by him or were provided to parties to this proceeding with input from him;
- (2) All documents related to the estimates described in (a) and (b) below and all documents showing assumptions, calculations, and workpapers underlying such estimates, which he prepared or which were prepared under his direction or supervision:
 - a. Any and all estimates made by Duke Energy Ohio, Inc., or in its possession or control, regarding the economic value of its share of the capacity and energy from OVEC to its retail customers for the duration of Duke Energy Ohio's entitlement; and
 - b. Any and all estimates made by Duke Energy Ohio, Inc., or in its possession or control, of the net cost or benefit to customers and projected rate impacts of the Price Stabilization Rider.

Dated at Columbus, Ohio, this 17th day of October, 2014.



Christine Pirik or Nicholas Walstra
Attorney Examiner

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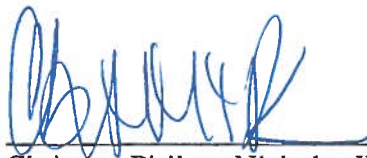
TO: Ben Zhang
c/o Duke Energy Ohio, Inc.
155 E. Broad St., 21st Fl.
Columbus, Ohio 443215

Upon application of the Office of the Ohio Consumers' Counsel, Ben Zhang is hereby required to appear on October 22, 2014, beginning at 10:00 a.m. at the Offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio, 43215. Mr. Zhang shall make himself available during the hearing to provide testimony from day-to-day when called by OCC as a witness concerning Duke Energy Ohio's Electric Security Plan ("ESP") in the above-captioned case. Mr. Zhang will be subject to testifying as if on cross-examination by the Ohio Consumers' Counsel and other parties in the proceeding entitled "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 an Electric Security Plan, Accounting Modifications and Tariffs for Generation Service."

Mr. Zhang shall bring with him the following documents and shall provide said documents to OCC at 9:30 a.m. on October 22, 2014:

- (1) All documents relating to responses to discovery in this proceeding that were authored by him or were provided to parties to this proceeding with input from him;
- (2) All documents related to the estimates described in (a) and (b) below and all documents showing assumptions, calculations, and workpapers underlying such estimates, which he prepared or which were prepared under his direction or supervision:
 - a. Any and all estimates made by Duke Energy Ohio, Inc., or in its possession or control, regarding the economic value of its share of the capacity and energy from OVEC to its retail customers for the duration of Duke Energy Ohio's entitlement; and
 - b. Any and all estimates made by Duke Energy Ohio, Inc., or in its possession or control, of the net cost or benefit to customers and projected rate impacts of the Price Stabilization Rider.

Dated at Columbus, Ohio, this 17th day of October, 2014.



Christine Pirik or Nicholas Walstra
Attorney Examiner

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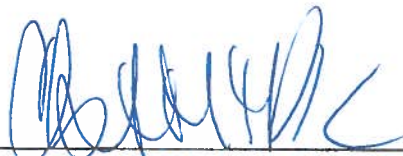
TO: Ken Jennings
c/o Duke Energy Ohio, Inc.
155 E. Broad St., 21st Fl.
Columbus, Ohio 443215

Upon application of the Office of the Ohio Consumers' Counsel, Ken Jennings is hereby required to appear on October 22, 2014, beginning at 10:00 a.m. at the Offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio, 43215. Mr. Jennings shall make himself available during the hearing to provide testimony from day-to-day when called by OCC as a witness concerning Duke Energy Ohio's Electric Security Plan ("ESP") in the above-captioned case. Mr. Jennings will be subject to testifying as if on cross-examination by the Ohio Consumers' Counsel and other parties in the proceeding entitled "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 an Electric Security Plan, Accounting Modifications and Tariffs for Generation Service."

Mr. Jennings shall bring with him the following documents and shall provide said documents to OCC at 9:30 a.m. on October 22, 2014:

- (1) All documents relating to responses to discovery in this proceeding that were authored by him or were provided to parties to this proceeding with input from him;
- (2) All documents related to the estimates described in (a) and (b) below and all documents showing assumptions, calculations, and workpapers underlying such estimates, which he prepared or which were prepared under his direction or supervision:
 - a. Any and all estimates made by Duke Energy Ohio, Inc., or in its possession or control, regarding the economic value of its share of the capacity and energy from OVEC to its retail customers for the duration of Duke Energy Ohio's entitlement; and
 - b. Any and all estimates made by Duke Energy Ohio, Inc., or in its possession or control, of the net cost or benefit to customers and projected rate impacts of the Price Stabilization Rider.

Dated at Columbus, Ohio, this 17th day of October, 2014.



Christine Pirik or Nicholas Walstra
Attorney Examiner

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TO: Duke Energy Ohio, Inc.
155 E. Broad St., 21st Fl.
Columbus, Ohio 443215

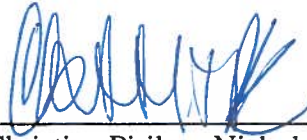
Upon application of the Office of the Ohio Consumers' Counsel, Duke Energy Ohio, Inc. is required to produce person(s) with knowledge and expertise with respect to the subject matters specifically identified below, to appear on October 22, 2014, beginning at 10:00 a.m. at the Offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11th Floor, Hearing Room 11-A, Columbus, Ohio, 43215. Such person(s) shall make themselves available during the hearing to provide testimony from day-to-day when called by OCC as a witness concerning Duke Energy Ohio's Electric Security Plan ("ESP") in the above-captioned case. The person(s) subject to this subpoena will be subject to testifying as if on cross-examination by the Ohio Consumers' Counsel and other parties in the proceeding entitled "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 an Electric Security Plan, Accounting Modifications and Tariffs for Generation Service."

The person(s) subject to this subpoena shall bring with him/her the following documents and shall provide said documents to OCC at 9:30 a.m. on October 22, 2014:

- (1) All documents relating to responses to discovery in this proceeding that were authored by the witness or were provided to parties to this proceeding with input from him;
- (2) All documents related to Duke's request(s) (including requests for consent) to sell or transfer ownership of all or part of its OVEC interest to an affiliate or third party since January 1, 2012;
- (3) All documents related to OVEC Board Meeting minutes (including resolutions) that pertain to consideration of Duke's sale or transfer its ownership shares of OVEC to an affiliate or third party, since January 1, 2012;
- (4) All OVEC committee or subcommittee meeting minutes pertaining to consideration of Duke's sale or transfer of Duke's ownership shares of OVEC to an affiliate or third party since January 1, 2012;
- (5) All communications between OVEC (including OVEC's Board of Directors) and OVEC sponsoring companies pertaining to consideration of a sale or transfer of Duke's ownership shares of OVEC to an affiliate or third party, since January 1, 2012;

- (6) All communications between and among sponsoring companies pertaining to consideration of Duke's sale or transfer of ownership shares of OVEC to an affiliate or third party, since January 1, 2012;
- (7) All documents pertaining to any vote or poll that occurred among the sponsoring companies pertaining to Duke's request to sell or transfer its ownership shares of OVEC to an affiliate or third party, since January 1, 2012.
- (8) All documents related to the estimates described in (9) and (10) below and all documents showing assumptions, calculations, and workpapers underlying such estimates, which he prepared or which were prepared under his direction or supervision:
- (9) Any and all estimates made by Duke Energy Ohio, Inc., or in its possession or control, regarding the economic value of its share of the capacity and energy from OVEC to its retail customers for the duration of Duke Energy Ohio's entitlement; and
- (10) Any and all estimates made by Duke Energy Ohio, Inc., or in its possession or control, of the net cost or benefit to customers and projected rate impacts of the Price Stabilization Rider.

Dated at Columbus, Ohio, this 17th day of October, 2014.

A handwritten signature in blue ink, appearing to be "Christine Pirik" or "Nicholas Walstra", written over a horizontal line.

Christine Pirik or Nicholas Walstra
Attorney Examiner

NOTICE: If you are not a party or an officer, agent, or employee of a party to this proceeding, then witness fees for attending under this subpoena are to be paid by the party at whose request the witness is summoned. Every copy of this subpoena for the witness must contain this notice.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

10/20/2014 10:28:39 AM

in

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

Summary: Text Return of Service of Subpoenas Upon Duke Energy Ohio Inc. by the Office of the Ohio Consumers' Counsel electronically filed by Ms. Deb J. Bingham on behalf of Grady, Maureen R. Ms.