

BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

Carbo Forge, Inc., Wyandot, Inc.,)	
Plaskolite, Inc., American Trim, LLC,)	
Whirlpool Corporation, McWane, Inc.,)	
Navistar, Inc., Sauder Woodworking Co.,)	
McDonald Steel Corporation, Henny)	CASE NO. 14-1610-EL-CSS
Penny Corporation, Lima Refining)	
Company, Campbell Soup Supply)	
Company, LLC., Cooper Tire & Rubber)	
Company, Mantaline Corporation,)	
Republic Steel, Jay Industries, Inc., Sun)	
Chemical Corporation, and 3M Company,)	
)	
Complainants,)	
)	
v.)	
)	
FirstEnergy Solutions Corp.,)	
)	
Respondent.)	

**FIRSTENERGY SOLUTIONS CORP.’S NOTICE OF DEPOSITION
DIRECTED TO 3M COMPANY**

PLEASE TAKE NOTICE that counsel for FirstEnergy Solutions Corp. (“FES”), pursuant to O.A.C. 4901-1-21(F), shall take the deposition of corporate designee(s) of 3M Company (“3M”) on the matters listed on Exhibit A attached hereto commencing on Tuesday, September 6, 2016, at 1:30 p.m. and continuing from day to day thereafter until completed. The deposition will be taken at the offices of Calfee, Halter & Griswold LLP, 1200 Huntington Center, 41 South High Street, Columbus, OH 43215. The deposition shall take place before a certified court reporter, notary public, or duly authorized officer, authorized by law to administer oaths.

Respectfully Submitted,

/s/ Mark A. Hayden

Mark A. Hayden (0081077)
FIRSTENERGY SERVICE COMPANY
76 South Main Street
Akron, OH 44308
(330) 761-7735, 384-5038
(330) 384-3875 (fax)
haydenm@firstenergycorp.com

James F. Lang (0059668)
N. Trevor Alexander (0080713)
Mark T. Keaney (0095318)
CALFEE, HALTER & GRISWOLD LLP
The Calfee Building
1405 East Sixth Street
Cleveland, OH 44114
(216) 622-8200
(216) 241-0816 (fax)
jlang@calfee.com
talexander@calfee.com
mkeaney@calfee.com

Attorneys for FirstEnergy Solutions Corp.

EXHIBIT A

You are directed to designate one or more corporate designees to testify to the following subject matters and any other matters relevant thereto:¹

1. The factual allegations made by 3M in the Complaint filed on September 12, 2014 in PUCO Case No. 14-1610-EL-CSS.

2. Representations made by FES to 3M regarding the terms of Complainant's Contract prior to 3M entering into Complainant's Contract.

3. The terms of Complainant's Contract entered into between FES and 3M.

4. FES's administration of Complainant's Contract with 3M.

5. FES's disclosure of contract terms in Complainant's Contract with 3M.

6. 3M's review and approval of Complainant's Contract prior to 3M entering into Complainant's Contract, including without limitation the legal counsel and/or energy supply consultants relied on to provide advice regarding Complainant's Contract.

7. The allegation in paragraph 68 of the Complaint that RTO Expense Surcharge includes "increased costs for ancillary charges, which are specifically included in the pricing structure of Complainants' Contracts."

¹ Capitalized terms have the same meaning as used in the Complaint filed by you and others on September 12, 2014 in PUCO Case No. 14-1610-EL-CSS.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

8/16/2016 2:20:07 PM

in

Case No(s). 14-1610-EL-CSS

Summary: Notice of Deposition Directed to 3M Company electronically filed by Mr. Nathaniel Trevor Alexander on behalf of FirstEnergy Solutions Corp.