

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio)
Edison Company, the Cleveland Electric) Case No. 16-743-EL-POR
Illuminating Company, and the Toledo)
Edison Company for Approval of their)
Energy Efficiency and Peak Demand)
Reduction Program Portfolio Plans for)
2017 through 2019.)

**NOTICE TO TAKE DEPOSITION
AND REQUEST FOR PRODUCTION OF DOCUMENTS
BY
THE OFFICE OF THE OHIO CONSUMERS' COUNSEL**

Pursuant to Ohio Adm. Code Rule 4901-1-21(B), please take notice that the Office of the Ohio Consumers' Counsel ("OCC") will take the deposition of George Fitzpatrick on October 4, 2016 beginning at 2 p.m. The deposition shall be held at the offices of FirstEnergy, 76 South Main Street, Akron, Ohio 44308 and will continue from day to day, except for holidays and weekends, until completed.

Mr. Fitzpatrick will be deposed on relevant topics within the scope of these proceedings, including but not limited to, the subject matter of his Direct Testimony and his knowledge and expertise on the portfolio plan pertaining to the Application filed on April 15, 2016. The deposition will be taken upon oral examination (as upon cross-examination) before an officer authorized by law to take depositions.

Under Ohio Adm. Code Rules 4901-1-21(E) and 4901-1-20, Mr. Fitzpatrick shall make available to OCC, two hours before the start of the deposition, the following documents: discovery responses to OCC's (and other parties') discovery requests that pertain to the Application filed on April 15, 2016; documents that he relied upon or

referred to in producing his Direct Testimony, including any workpapers that support his Direct Testimony; and information in the Companies' possession, custody, or control that pertain to the Application.

Respectfully submitted,

BRUCE WESTON (0016973)
OHIO CONSUMERS' COUNSEL

/s/ Christopher Healey

Christopher Healey (0086027)
Counsel of Record
Assistant Consumers' Counsel

Office of the Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, Ohio 43215-3485
Telephone: (614) 466-9571 (Healey direct)
christopher.healey@occ.ohio.gov
(Will accept email service)

Dane Stinson (0019101)
Bricker & Eckler LLP
100 South Third Street
Columbus, Ohio 43215
Telephone: (614) 227-4854
dstinson@bricker.com
(Will accept email service)

Outside Counsel for the Office of the Ohio
Consumers' Counsel

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Notice to Take Depositions and Request for Production of Documents was served on the persons stated below via electric transmission this 28th day of September 2016.

/s/ Christopher Healey
Christopher Healey
Assistant Consumers' Counsel

SERVICE LIST

mfleisher@elpc.org
kfield@elpc.org
tdougherty@theOEC.org
mleppla@theoec.org
cmooney@ohiopartners.org
ricks@ohanet.org
mwarnock@bricker.com
dborchers@bricker.com
mpritchard@mwncmh.com
callwein@keglerbrown.com
sechler@carpenterlipps.com
gpoulos@enernoc.com
joliker@igsenergy.com
john.jones@ohioattorneygeneral.gov
Natalia.messenger@ohioattorneygeneral.gov

jburk@firstenergycorp.com
cdunn@firstenergycorp.com
eostrowski@firstenergycorp.com
leiterr@firstenergycorp.com
mrgladman@jonesday.com
Kjklaw@yahoo.com
jfinnigan@edf.org
rdove@attorneydove.com
ORourke@carpenterlipps.com
Bojko@carpenterlipps.com
Ghiloni@carpenterlipps.com
rkelter@elpc.org
swilliams@nrdc.org

Attorney Examiners:

Richard.bulgrin@puc.state.oh.us

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

9/28/2016 9:46:40 AM

in

Case No(s). 16-0743-EL-POR

Summary: Notice of Deposition Notice to Take Deposition and Request for Production of Documents of George Fitzpatrick by the Office of the Ohio Consumers' Counsel electronically filed by Ms. Deb J. Bingham on behalf of Healey, Christopher Mr.