

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Ohio Edison)	
Company, the Cleveland Electric)	
Illuminating Company, and the Toledo)	Case No. 17-974-EL-UNC
Edison Company's Compliance with)	
R.C. 4928.17 and the Ohio Adm. Code)	
Chapter 4901:1-37.)	

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

Please take note that OCC will take the deposition of Robert Mattiuz, former Vice President, Compliance and Regulated Services, who served as the FirstEnergy Utilities compliance officer on corporate separation matters. OCC is scheduling that deposition for May 12, 2022 at 10:00 a.m. at OCC's office at 65 East State Street, Suite 700, Columbus, Ohio 43215. Parties are invited to attend and participate by teleconference. The depositions will continue day-to-day until completed. OCC will, by separate communication, provide details and instructions for participating in the depositions via teleconference.

Per O.A.C. 4901-1-25, the deponent is requested to produce the following documents for OCC to review, on May 9, 2022, three full days prior to the scheduled deposition. The deponent should also have these documents available for review during the deposition. The documents to be produced are as follows:

- (1) All records that were in the possession of, or under the control of, Ebony Yeboah-Amankwah related to corporate separation for the FirstEnergy Ohio Utilities during 2016 through 2020.

- (2) All records containing processes and procedures of the FirstEnergy Ohio Utilities pertaining to Ohio corporate separation requirements during 2016 through 2020.
- (3) All records pertaining to training undertaken with respect to FirstEnergy Ohio Utilities' corporate separation requirements from 2016 through 2020.
- (4) All records pertaining to FirstEnergy Ohio Utilities' compliance/noncompliance with Ohio's corporate separation rules and law during 2016 through 2020.
- (5) All internal audit reports conducted during 2016 to 2020, pertaining to the FirstEnergy Ohio Utilities' compliance with Ohio corporate separation requirements.
- (6) All documents relating to changes to the FirstEnergy Ohio Utilities' corporate separation plan since the former Chief Ethics Officer was "separated," including any changes currently under consideration.
- (7) All communications (memoranda, emails, texts, etc.) between the deponent and his supervisor and his supervisees, respectively, relating to the FirstEnergy Utilities' corporate separation plan for Ohio.
- (8) All documents containing inquiries by FirstEnergy entities into the information that PUCO auditor Daymark stated (in its audit report) was missing and not available for Daymark's auditing.
- (9) All communications (memoranda, emails, texts, etc.) between the deponent and Ms. Yeboah-Amankwah relating to the FirstEnergy Utilities' corporate separation plan for Ohio, on and after January 1, 2019.
- (10) All documents explaining, documenting and/or referencing the statement in an email from Ms. Yeboah-Amankwah about paying Lincoln Electric, including any opinion that she held with regard to making the payment. (Attached).
- (11) All documents in any and all forms that Ms. Yeboah-Amankwah took with her from her job that ended at FirstEnergy.
- (12) All documents that FirstEnergy Corp., FirstEnergy Service Company or the FirstEnergy Ohio Utilities provided to FERC regarding FERC's audit of FirstEnergy in FERC Case FA 19-1-000.
- (13) The FirstEnergy position (job) descriptions for the deponent and formerly for Ms. Yeboah-Amankwah.
- (14) Documents containing any and all correspondence from FirstEnergy Corp. or FirstEnergy Service Company or any and of the FirstEnergy Ohio Utilities to FERC after the February 4, 2022 issuance of FERC's audit in FERC Case FA19-1-000.
- (15) On October 28, 2021, FirstEnergy Corp. filed a Form 10-Q which states at p. 83: "FirstEnergy identified certain transactions, which, in some instances, extended back ten years or more, including vendor service, that were either improperly classified, misallocated to certain of the Utilities and Transmission Companies, or lacked proper supporting documentation. These transactions resulted in amounts collected from customers that were immaterial to FirstEnergy." Produce all records of such transactions that were charged to the FirstEnergy Ohio Utilities.

- (16) Documents pertaining to allocation of employee costs to FirstEnergy Ohio Utilities by FirstEnergy Service Company during 2017 through 2019 for work on legislation during 2017 through 2019 for H.B. 6, S.B. 128, H.B. 178 and H.B. 381.
- (17) Records showing the amount of costs allocated, distributed or assigned to the FirstEnergy Ohio Utilities during 2016 through 2019 relating to the following entities:
 - a. Partners for Progress
 - b. Generation Now
 - c. Hardworking Ohioans
 - d. Sustainability Funding Alliance
 - e. Generation Atomic
 - f. Nuclear Matters
 - g. APCO Worldwide
 - h. Brattle Group
 - i. Ohio Capitol Policy Consultants
 - j. The Success Group, Ltd.
 - k. Van Meter Ashbrook and Associates
 - l. Calfee, Halter & Griswold
 - m. Midwest Strategy Group
 - n. The Tarrance Group
 - o. R Strategy Group
 - p. Akin Gump
 - q. Oxley Group
 - r. The Lashutka Group
 - s. Ohioans for Clean Energy
 - t. Ohio Capitol Policy Consultants
 - u. Generation Atomic Movement Mobilizing Alliance
 - v. REMI
 - w. American Policy Coalition
 - x. Strategies for Results
 - y. Union for Jobs and Environmental Progress
 - z. America First Policies
 - aa. Freedom Frontier
 - bb. Coalition for Growth and Opportunity
 - cc. Partners Advancing Our Future
 - dd. Ohio First Fund
 - ee. American Freedom Builders
 - ff. Citizens for Metro Parks
 - gg. American Policy Coalition

Respectfully submitted,

Bruce Weston (0016973)
Ohio Consumers' Counsel

/s/ Maureen R. Willis

Maureen R. Willis (0020847)
Counsel of Record
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Assistant Consumers' Counsel

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CERTIFICATE OF SERVICE

I hereby certify that a copy of this Notice to Take Deposition of Robert Mattiuz and Request for Production of Documents was provided electronically to the persons listed below this 13th day of April 2022.

/s/ Maureen R. Willis
Assistant Consumers' Counsel

The PUCO's e-filing system will electronically serve notice of the filing of this document on the following parties:

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From: "Dowling, Michael J." <dowlingm@firstenergycorp.com>
To: "Ridmann, William R." <wrridmann@firstenergycorp.com>
Cc: "Yeboah, Ebony L." <eyeboah@firstenergycorp.com>, "Vespoli, Leila L." <vespolil@firstenergycorp.com>
Subject: Re: Status of Open Items -Randazzo
Date: Thu, 21 May 2015 12:19:00 +0000
Importance: Normal

agree - would like to hear what he thinks about aep's filing and other general matters.

Michael J. Dowling
Senior Vice President, External Affairs
330-384-5761

On May 21, 2015, at 8:13 AM, Ridmann, William R. <wrridmann@firstenergycorp.com> wrote:

Although I didn't think we needed the meeting, I don't think it would hurt to just get a better understanding of the process going forward so there are no surprises.

William R. Ridmann
Vice President, Rates & Regulatory Affairs
FirstEnergy Service Corp.
330-761-4154

From: Yeboah, Ebony L.
Sent: Wednesday, May 20, 2015 9:38 PM
To: Vespoli, Leila L.; Ridmann, William R.; Dowling, Michael J.
Subject: Status of Open Items -Randazzo

We are scheduled to have one of our regularly scheduled meetings with Sam tomorrow at 2pm. I believe we have completed (except payment) each of our open items (see below) with Sam and the meeting tomorrow can be cancelled. I suggested to Sam yesterday that we should cancel the meeting and he preferred to make it a game day decision. I asked whether he believed anything was open in which to discuss and he said he was not aware of anything in which to discuss. Should I follow up tomorrow morning to cancel the meeting?

Previously Open Items

1. ESP – We completed the language to be inserted in our next Stipulation to add additional ELR language and new transmission language. Sam has agreed to submit a letter indicating that he would not offer any witness and his testimony should be deemed withdrawn. He did not really want to withdraw his testimony and argued that not providing a witness to sponsor it should be sufficient. I agreed that in the real world it should be sufficient but that we really wanted him to officially withdraw it so no one tried anything "funny" later. He agreed to do it but noted his letter would somehow signal that the withdraw was based on a supplemental stipulation to come. I have to think about how to handle a discovery request for the language. I am thinking we will have to surrender it in advance of filing the actual supplemental stipulation. We should probably discuss.
2. Lincoln Electric – We have agreed to the language for the settlement agreement. We now just need to execute the agreement and make payment. I will ensure that this is completed.

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**This foregoing document was electronically filed with the Public Utilities
Commission of Ohio Docketing Information System on**

4/13/2022 4:33:55 PM

in

Case No(s). 17-0974-EL-UNC

Summary: Notice of Deposition Notice to Take Deposition of Robert Mattiuz and Request for Production of Documents by Office of the Ohio Consumers' Counsel electronically filed by Ms. Alana M. Noward on behalf of Willis, Maureen R.