

**BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of Raymond A. Collins,	)	
	)	
Complainant,	)	
	)	
vs.	)	CASE NO. 21-0473-EL-CSS
	)	
The Toledo Edison Company,	)	
	)	
Respondent.	)	
	)	

**THE TOLEDO EDISON COMPANY’S MOTION FOR PROTECTIVE ORDER**

Pursuant to O.A.C. 4901-1-24(D), The Toledo Edison Company (“Toledo Edison”) moves for a protective order keeping confidential the information identified on Attachment A, which includes the following customer-specific information:

- Complainant Raymond A. Collins (“Complainant”)’s electric consumption history as detailed in his Bills from Toledo Edison.

Ohio Adm. Code 4901:1-10-24(E) prohibits disclosure by an electric distribution utility of customer-specific information. A Memorandum in Support of this Motion is attached hereto and incorporated herein by reference.

Respectfully Submitted,

/s/ John W. Breig, Jr.

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## **MEMORANDUM IN SUPPORT OF MOTION FOR PROTECTIVE ORDER**

The Toledo Edison Company (“Toledo Edison”) requests that the Commission protect from public disclosure the following customer-specific information, which is contained and/or referenced in the testimony of the Toledo Edison’s witness:

- Complainant Raymond A. Collins (“Complainant”)’s electric consumption history as detailed in his Bills from Toledo Edison.

The referenced information is pertinent to the issues raised in this matter and is contained and/or referenced in the testimony of Toledo Edison’s witness John C. Ahr. However, it is also the type of customer-specific information that Toledo Edison generally deems to be confidential.

Ohio law and the Commission’s rules provide for the protection of such confidential and proprietary information. Specifically, O.A.C. 4901-1-24(A) provides the Commission may issue:

[A]ny order which is necessary to protect a party or person from annoyance, embarrassment, oppression, or undue burden or expense. Such a protective order may provide that: . . .  
(7) A trade secret or other confidential research, development, commercial, or other information not be disclosed or be disclosed only in a designated way.

Pursuant to O.A.C. 4901-1-24(D), the Commission also may issue an order to protect the confidentiality of information contained in documents filed with the Commission to the extent that state or federal law prohibits the release of the information and where non-disclosure of the information is not inconsistent with the purposes of Title 49 of the Revised Code. Here, the information Toledo Edison seeks to protect is customer-specific information that Toledo Edison generally deems to be confidential; thus, it warrants the Commission’s protection, and non-disclosure is not inconsistent with the purposes of Title 49. The Commission and its Staff will have full access to the information in order to fulfill their statutory obligations.

For the foregoing reasons, The Toledo Edison Company requests that the Commission protect from public disclosure the documents and information referenced in Attachment A, which is contained in the pre-filed testimony of The Toledo Edison Company's witness John C. Ahr.

Respectfully Submitted,

/s/ John W. Breig, Jr.

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## **ATTACHMENT A**

Direct Testimony of John C. Ahr

- Page 5, Line 9: Complainant's consumption during a billing period.
- Page 5, Line 13: Complainant's consumption during a billing period.
- Page 6, Line 11: Complainant's consumption during multiple billing periods.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the forgoing Motion for Protective Order was filed electronically through the Docketing Information System of the Public Utilities Commission of Ohio on this 19th day of May 2022. A copy of the foregoing Motion was served by certified mail to the following person on this 19th day of May 2022:

Raymond A. Collins  
207 S. Reynold Road, #40  
Toledo, OH 43615

/s/ John W. Breig, Jr.

John W. Breig, Jr. (0096767)

*One of the Attorneys for The Toledo Edison  
Company*

**This foregoing document was electronically filed with the Public Utilities  
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**in**

**Case No(s). 21-0473-EL-CSS**

Summary: Motion Motion for Protective Order and Memorandum in Support  
electronically filed by Mr. John W. Breig on behalf of The Toledo Edison Company