

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

**In the Matter of the Review of Ohio)
Edison Company, The Cleveland Electric)
Illuminating Company, and The Toledo) Case No. 17-0974-EL-UNC
Edison Company's Compliance with)
R.C. 4928.17 and Ohio Adm. Code)
Chapter 4901:1-37.)**

DISCOVERY STATUS REPORT

In accordance with the Attorney Examiners' April 7 ruling in the above-captioned proceeding, Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (the "Companies") file this discovery status update.¹

The Companies have completed document productions totaling over 14,000 pages of documents in this proceeding. Depositions of Mr. Robert Mattiuz and Mr. Olenger Pannell, noticed by OCC, occurred on June 7 and June 8, respectively. No new discovery has been served upon the Companies since the May 9, 2022 Discovery Status Report filed in this proceeding.

As for non-party FirstEnergy Corp. ("FirstEnergy"), the Companies understand that FirstEnergy and OCC reached an agreement to resolve OCC's September 24, 2021 subpoena issued in this case (as well as Case Nos. 17-2474-EL-RDR, 20-1502-EL-UNC, and 20-1629-EL-RDR) where FirstEnergy agreed to produce to OCC, on a rolling basis, all documents produced to the plaintiffs in *In re FirstEnergy Corp. Securities Litigation*, Case No. 2:20-cv-03785 (S.D. Ohio) (the "Securities Litigation"). To date, FirstEnergy has produced to OCC, and other parties who have entered into protective agreements with FirstEnergy, over 470,000 pages of documents.

¹ In response to the Companies' June 10 inquiry regarding a joint discovery update, The Office of the Ohio Consumers' Counsel indicated that it would be filing its own status update. The Companies did not hear back from the Ohio Manufacturers' Association Energy Group or Northeast Ohio Public Energy Council.

Since the May 9 Discovery Status Report, it is the Companies' understanding that FirstEnergy has produced 11,588 pages of documents to those parties. The Companies further understand that, because discovery remains ongoing in the Securities Litigation, FirstEnergy's document productions will continue on a rolling basis.

Dated: June 13, 2022

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was filed electronically through the Docketing Information System of the Public Utilities Commission of Ohio on June 13, 2022. The PUCO's e-filing system will electronically serve notice of the filing of this document on counsel for all parties.

/s/ Ryan A. Doringo
Attorney for the Companies

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6/13/2022 5:15:03 PM

in

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

Summary: Notice Discovery Status Update electronically filed by Ryan A. Doringo
on behalf of Ohio Edison Company and The Cleveland Electric Illuminating
Company and The Toledo Edison Company