

**BEFORE**

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of	)	
Duke Energy Ohio, Inc., for an	)	Case No. 21-887-EL-AIR
Increase in Electric Distribution Rates.	)	
In the Matter of the Application of	)	
Duke Energy Ohio, Inc., for Tariff	)	Case No. 21-888-EL-ATA
Approval.	)	
In the Matter of the Application of	)	
Duke Energy Ohio, Inc., for Approval	)	Case No. 21-889-EL-AAM
to Change Accounting Methods.	)	

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**SECOND AMENDED NOTICE OF DUKE ENERGY OHIO, INC.,  
TO TAKE DEPOSITION *DUCES TECUM* OF  
WALMART INC.**

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Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that Duke Energy Ohio, Inc., (Duke Energy Ohio) will take the oral deposition of:

- (1) All persons who filed testimony on behalf of Walmart Inc. (Walmart) in the above-captioned matter;
- (2) All persons identified by Walmart as responsible for responses to discovery in the above-captioned matter;
- (3) All persons who prepared or participated in preparing Walmart's responses to discovery in the above-captioned matter; and
- (4) All persons on whom Walmart relied in forming its opinion in the above-captioned matter.

Such depositions shall be taken on August 31, 2022, beginning at 10:00 A.M., or a date that is mutually agreeable between the parties and the deponent(s), and continuing day-to-day thereafter until complete.

The depositions will take place at Duke Energy Ohio's offices located at 139 East Fourth Street, Cincinnati, Ohio 45202. The depositions will be taken upon oral examination (as if on cross-examination) before an officer authorized by law to take depositions.

Pursuant to Ohio Admin. Code 4901-1-21(E) and 4901-1-20, all witnesses shall produce at the time of their deposition true and accurate copies of all documents identified in Exhibit A.

Parties are invited to attend and to cross-examine.

Respectfully submitted,

DUKE ENERGY OHIO, INC.

/s/ Elyse H. Akhbari

Rocco O. D'Ascenzo (0077651)

(Counsel of Record)

Deputy General Counsel

Jeanne W. Kingery (0012172)

Associate General Counsel

Larisa M. Vaysman (0090290)

Senior Counsel

Elyse H. Akhbari (0090701)

Senior Counsel

Duke Energy Business Services LLC

139 East Fourth Street, 1303-Main

Cincinnati, Ohio 45202

(513) 287-4320 (telephone)

(513) 287-4385 (fax)

[Rocco.dascenzo@duke-energy.com](mailto:Rocco.dascenzo@duke-energy.com)

[Jeanne.kingery@duke-energy.com](mailto:Jeanne.kingery@duke-energy.com)

[Larisa.vaysman@duke-energy.com](mailto:Larisa.vaysman@duke-energy.com)

[Elyse.akhbari@duke-energy.com](mailto:Elyse.akhbari@duke-energy.com)

Elizabeth M. Brama (0101616)

TAFT STETTINIUS & HOLLISTER LLP

2200 IDS Center

80 South Eighth Street  
Minneapolis, MN 55402  
Phone: (612) 977-8400  
Fax: (612) 977-8650  
[ebrama@taftlaw.com](mailto:ebrama@taftlaw.com)

*Willing to accept service via email*  
**Attorneys for Duke Energy Ohio, Inc.**

## EXHIBIT A

Duke Energy Ohio hereby requests that, at the time and place set forth above in the notice of deposition, *duces tecum*, each deponent produce true and accurate copies of the following documents:

1. All documents that were reviewed by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding.
2. All documents created or authored by said deponent for purposes of preparing direct testimony relative to the above-captioned proceeding, including drafts.
3. All work papers and/or case files created, maintained, or relied upon by the deponent in preparing their expert or direct testimony.
4. All documents referenced in the witness's direct testimony relative to the above-captioned proceeding.
5. All documents reviewed by said deponent in preparing, or otherwise assisting in the preparation of, discovery responses submitted by Walmart relative to the above-captioned proceeding
6. All documents prepared by said deponent for purposes of preparing, or otherwise assisting in the preparation of, discovery responses submitted by Walmart relative to the above-captioned proceeding.

## **CERTIFICATE OF SERVICE**

The Public Utilities Commission of Ohio's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to the case. In addition, the undersigned hereby certifies that a copy of the foregoing document is also being served via electronic mail on the 16<sup>th</sup> day of August, 2022, upon the persons listed below.

/s/ Elyse H. Akhbari  
Elyse H. Akhbari

Robert.eubanks@OhioAGO.gov  
Werner.margard@OhioAGO.gov  
Shaun.Lyons@OhioAGO.gov  
ambrosia.wilson@occ.ohio.gov  
angela.obrien@occ.ohio.gov  
mkurtz@BKLawfirm.com  
kboehm@BKLawfirm.com  
jkylercohn@BKLawfirm.com  
Michael.nugent@igs.com  
ebetterton@igs.com  
Stacie.cathcart@igs.com  
mwarnock@bricker.com  
kherrnstein@bricker.com  
ktreadway@oneenergyllyc.com  
jdunn@oneenergyllyc.com  
jlang@calfee.com  
gwhaling@calfee.com  
sfranson@calfee.com

dromig@nationwideenergypartners.com  
dborchers@bricker.com  
dparram@bricker.com  
kruffin@bricker.com  
bojko@carpenterlipps.com  
fdarr2019@gmail.com  
paul@carpenterlipps.com  
rdove@keglerbrown.com  
cpirik@dickinsonwright.com  
todonnell@dickinsonwright.com  
mmcdonnell@dickinsonwright.com  
trent@hubaydougherty.com  
cgrundmann@spilmanlaw.com  
dwilliamson@spilmanlaw.com  
Alex.kronauer@walmart.com

Attorney Examiners:  
matthew.sandor@puco.ohio.gov  
Nicholas.walstra@puco.ohio.gov

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

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**in**

**Case No(s). 21-0887-EL-AIR, 21-0888-EL-ATA, 21-0889-EL-AAM**

Summary: Notice of Deposition Second Amended Notice of Duke Energy Ohio, Inc.  
To Take Deposition Duces Tecum of Walmart Inc. electronically filed by Mrs. Tammy  
M. Meyer on behalf of Duke Energy Ohio Inc. and D'Ascenzo, Rocco and Kingery,  
Jeanne and Akhbari, Elyse Hanson and Vaysman, Larisa and Brama, Elizabeth