

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Review of the)
Distribution Modernization Rider of Ohio)
Edison Company, The Cleveland Electric) **Case No. 17-2474-EL-RDR**
Illuminating Company, and The Toledo)
Edison Company.)

In the Matter of the 2020 Review of the)
Delivery Capital Recovery Rider of Ohio)
Edison Company, The Cleveland Electric) **Case No. 20-1629-EL-RDR**
Illuminating Company, and The Toledo)
Edison Company.)

JOINT DISCOVERY STATUS REPORT

Pursuant to the Attorney Examiners' Entry of March 15, 2024,¹ the Ohio Utilities² and the Consumer Parties³ provide this Joint Discovery Status Report.

Since the Commission's February 21, 2024 Entry lifting the stay,⁴ the Consumer Parties have propounded three further sets of discovery requests in this consolidated proceeding, including:

Party	Set	Date Served	Status
OCC	8	March 8, 2024	By agreement of OCC and the Ohio Utilities, the Ohio Utilities served their responses on March 20, 2024. The Ohio Utilities produced four additional documents, consisting of 60 pages.
NOPEC	1	March 12, 2024	Responses are due March 22, 2024.
OCC	9	March 18, 2024	Responses are due March 28, 2024.

The Ohio Utilities are also assessing the extent to which they must supplement earlier discovery responses, and expect to begin serving supplemental responses, as applicable, in the next two weeks.

With respect to nonparty FirstEnergy Corp., before the stay, pursuant to the September 24, 2021 nonparty subpoena, FirstEnergy Corp. produced documents relating to *In re FirstEnergy Corp.*

¹ Case Nos. 17-2474-EL-RDR et al., Entry (Mar. 15, 2024) at ¶ 23.

² The Ohio Utilities are the Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company.

³ The Consumer Parties are the Office of the Ohio Consumers' Counsel ("OCC"), the Northeast Ohio Public Energy Council ("NOPEC") and the Ohio Manufacturers' Association Energy Group ("OMAEG").

⁴ Case Nos. 17-974-EL-UNC et al., Entry (Feb. 21, 2024).

Securities Litigation, No. 2:20-cv-03785-ALM-KAJ (S.D. Ohio) (the “Securities Action”). OCC has reviewed those documents.

On March 11, 2024, FirstEnergy Corp. produced additional documents relating to the Securities Action pursuant to the September 24, 2021 nonparty subpoena. FirstEnergy Corp. anticipates completing its production of remaining materials associated with the Securities Action by March 28, 2024. In addition, on March 12, 2024, FirstEnergy Corp. produced transcripts from the deposition of Joseph Storsin, as FirstEnergy Corp.’s corporate designee under Federal Rule of Civil Procedure 30(b)(6), in the Securities Action to the Consumer Parties, consisting of approximately 700 transcript pages.

OCC is currently working with counsel for FirstEnergy Corp. on the format of the additional production, and will be able to provide more detailed information about the volume of the production, and OCC’s efforts to review the materials, once those formatting issues are addressed.

OMAEG has reviewed the 60 pages of discovery produced by the Ohio Utilities and approximately 33,700 pages of the FirstEnergy Corp. production.

The Ohio Utilities and FirstEnergy Corp. produced the materials discussed above only to parties who had executed a protective agreement in these cases, in addition to Case Nos. 17-974-EL-UNC and 20-1502-EL-UNC. NOPEC formally moved to intervene in these proceedings on March 4, 2024, after the Commission lifted its stay (see Entry of February 26, 2024) and the attorney examiner set a procedural schedule (see Entry of March 1, 2024). NOPEC is in the process of executing protective agreements with the Ohio Utilities and FirstEnergy Corp. for Case Nos. 17-2474-EL-RDR and 20-1629-EL-RDR. NOPEC will be provided the material for review upon execution. For this reason, NOPEC has not reviewed the documents produced, as discussed above, by the Ohio Utilities and FirstEnergy Corp.

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing submission on behalf of Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company was filed electronically through the Docketing Information System of the Public Utilities Commission of Ohio on March 22, 2024. The PUCO's e-filing system will electronically serve notice of the filing of this document on counsel for all parties.

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23, 2025)*

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Case No(s). 17-2474-EL-RDR, 20-1629-EL-RDR

Summary: Correspondence Joint Discovery Status Report electronically filed by
Nicole A Allen on behalf of Ohio Edison Company and The Cleveland Electric
Illuminating Company and The Toledo Edison Company.