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PUCO

Cinergy Services, Inc.  
139 East Fourth Street, Rm 25 AT II  
P.O. Box 960  
Cincinnati, OH 45201-0960  
Tel 513.287.3075  
Fax 513.287.3810  
michael.pahutski@cinergy.com

MICHAEL J. PAHUTSKI  
Counsel

VIA OVERNIGHT DELIVERY

April 30, 2004

**CINERGY.**

Public Utilities Commission of Ohio  
Attn: Docketing Division  
180 East Broad Street, 13<sup>th</sup> Floor  
Columbus, Ohio 43266-0573

Re: Case No. 03-93-EL-ATA et al.

Dear Sir or Madam:

Enclosed please find and original and 14 copies of the following:

- CG&E's Notice to Take Deposition of Randell J. Corbin, Witness for OCC, Upon Oral Examination, and Request for Production of Documents
- CG&E Notice to Take Deposition of Neil Talbot, Witness for OCC, Upon Oral Examination, and Request for Production of Documents
- CG&E's Notice to Take Deposition of F. Ross Pultz, Witness for OCC, Upon Oral Examination, and Request for Production of Documents

Please return the extra copies, file-stamped, to me in the overnight mail envelope provided. Your assistance in this matter is appreciated.

Should you have any questions, please feel free to contact me at (513) 287-3075.

Sincerely,

  
Michael J. Pahutski

MJP/mak

Enclosures

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business  
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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

PUCO

In the Matter of the Application )  
of the Cincinnati Gas & Electric )  
Company to Modify its Non- )  
Residential Generation Rates to )  
Provide for Market-Based ) Case No. 03-93-EL-ATA  
Standard Service Offer Pricing )  
and to Establish a Pilot )  
Alternative Competitively-Bid )  
Service Rate Option Subsequent )  
to Market Development Period )

In the Matter of the Application of The )  
Cincinnati Gas & Electric Company for )  
Authority to Modify Current Accounting )  
Procedures for Certain Costs Associated ) Case No. 03-2079-EL-AAM  
With The Midwest Independent )  
Transmission System Operator )

In the Matter of the Application of The )  
Cincinnati Gas & Electric Company for )  
Authority to Modify Current Accounting )  
Procedures for Capital Investment in its ) Case No. 03-2081-EL-AAM  
Electric Transmission And Distribution ) Case No. 03-2080-EL-ATA  
System And to Establish a Capital )  
Investment Reliability Rider to be )  
Effective After the Market Development )  
Period )

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**THE CINCINNATI GAS & ELECTRIC COMPANY'S  
NOTICE TO TAKE DEPOSITION OF NEIL TALBOT,  
WITNESS FOR OHIO CONSUMERS' COUNSEL,  
UPON ORAL EXAMINATION, AND  
REQUEST FOR PRODUCTION OF DOCUMENTS**

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Pursuant to Ohio Admin. Code Rule 4901-1-21(B), please take notice that The Cincinnati Gas & Electric Company will take the oral deposition of Neil Talbot in the

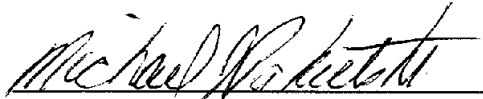
above-captioned matters. OCC has indicated that it expects to call Mr. Talbot as a witness in these proceedings.

By agreement with counsel for OCC, the depositions will take place telephonically, at the Office of Ohio Consumers' Counsel, 10 West Broad Street, Suite 1800, Columbus, Ohio 43215 and at the offices of Synapse Energy Economics, 22 Pearl Street, Cambridge, Massachusetts. The deposition will begin at 9:00 a.m. on May 11, 2004. Parties are invited to attend and to cross-examine. Counsel for OCC has agreed to establish a teleconference bridge for the deposition, and will communicate this number to the parties prior to the date of deposition.

The deposition of Mr. Corbin will be taken on relevant topics within his areas of expertise, including but not limited to the subject matter of his testimony. The deposition will be taken upon oral examination (as upon cross-examination) before an officer authorized by law to take depositions and will continue from day to day, except for holidays and weekends, until completed.

Pursuant to Ohio Admin. Code 4901-1-21(E) and 4901-1-20, the deponent is requested to produce at the time of his deposition all documents relating to his testimony in these proceedings or responses to discovery, including, but not limited to, the results of studies done for these proceedings and any backup documentation, including raw data, for those studies. Deponent is also requested to produce at the time of his deposition any documents, studies or reports performed, produced or reviewed by or for OCC related to consumer preferences regarding competitive retail electric service and/or electric service reliability.

Respectfully submitted,



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Paul A. Colbert (0058582)

Trial Attorney

John J. Finnigan (0018689)

Michael J. Pahutski (0071248)

Attorneys for

THE CINCINNATI GAS & ELECTRIC

COMPANY

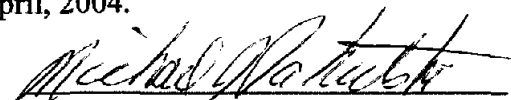
139 Fourth Street, Room 25 ATII

Cincinnati, OH 45202

(513) 287-3075

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing pleading was served on the following either electronically or by first class U.S. mail, postage prepaid, upon the following parties listed , this 30th day of April, 2004.

  
Michael J. Pahutski

Benita A. Kahn, Esq.  
Vorys, Sater, Seymour & Pease  
*Counsel for General Electric Company*  
P.O. Box 1008  
Columbus, Ohio 43216-1008  
(614) 464-6487  
bakahn@vssp.com

Samuel C. Randazzo, Esq.  
Lisa Gatchell, Esq.  
McNees, Wallace & Nurick  
Counsel for Industrial Energy Users-  
Ohio  
21 East State Street, 17<sup>th</sup> Floor  
Columbus, Ohio 43215  
(614) 469-8000  
srandazzo@mwncmh.com  
lgatchell@mwncmh.com

Richard L. Sites, Esq.  
Ohio Hospital Association  
155 East Broad Street, 15<sup>th</sup> Floor  
Columbus, Ohio 43215-3620  
(614) 221-7614  
ricks@ohanet.org

Barth E. Royer  
Judith B. Sanders  
*Counsel for Dominion Retail, Inc.*  
Bell, Royer & Sanders Co., LPA  
33 South Grant Avenue  
Columbus, Ohio 43215-3900  
(614) 228-0704  
BarthRoyer@aol.com

Sally W. Bloomfield, Esq.  
Thomas J. O'Brien  
*Counsel for Ohio Manufacturers'*  
*Association*  
Brickler & Eckler, LLP  
100 South Third Street  
Columbus, Ohio 43215  
(614) 227-2368  
sbloomfield@bricker.com

M. Howard Petricoff  
Vorys, Sater, Seymour & Pease  
*Counsel for MidAmerica Energy Co.,  
Strategic Energy, LLC, Duke Realty,  
Constellation Power Source,  
Inc., and  
WPS Energy Services, Inc.*  
52 East Gay Street  
P.O. Box 1008  
Columbus, Ohio 43216-1008  
(614) 466-5414  
mhpetricoff@vssp.com

Michael L. Kurtz  
Boehm, Kurtz & Lowry  
Attorneys for The Kroger Co.  
*and The Ohio Energy Group*  
2110 CBLD Center  
36 East Seventh Street  
Cincinnati, Ohio 45202  
(513) 421-2255  
mkurtzlaw@aol.com

Larry S. Sauer, Esq.  
Jeffrey L. Small, Esq.  
Ann M. Holtz, Esq.  
Kimberly Bojko, Esq.  
Office of Consumers' Counsel  
10 West Broad Street, Suite 1800  
Columbus, Ohio 43215  
(614) 466-8674  
sauer@occ.state.oh.us;  
holtz@occ.state.oh.us  
small@occ.state.oh.us

W. Jonathan Airey, Esq.  
*Counsel for Constellation NewEnergy,  
Inc.*  
Vorys, Sater, Seymour & Pease  
52 East Gay Street E, P.O. Box 1008  
Columbus, Ohio 43216-1008  
(614) 464-6346  
wjairey@vssp.com

David F. Boehm, Esq.  
*Counsel for AK Steel Corp.*  
Boehm, Kurtz & Lowry  
36 East Seventh Street, Suite 2110  
Cincinnati, Ohio 45202  
(513) 421-2255  
dboehmlaw@aol.com

William A. Adams, Esq.  
Dane Stinson, Esq.  
BAILEY CAVALIERI LLC  
*Counsel for Green Mountain Energy  
Co.*  
10 West Broad Street, Suite 2100  
Columbus, Ohio 43215  
(614) 221-3155  
William.Adams@BaileyCavalieri.com  
Dane.Stinson@BaileyCavalieri.com

Mary W. Christensen  
Christensen, Christensen & Devillers  
401 N. Front Street, Suite 350,  
Columbus, Ohio 43215-2249  
(614) 262-3969  
Mchristensen@Columbuslaw.org

Craig G. Goodman, Esq., President  
National Energy Marketers  
Association.  
3333 K Street, N.W., Suite 110  
Washington, DC 20007  
cgoodman@energymarketers.com  
(Represented by M. Howard Petricoff)

David C. Rinebolt  
Ohio Partners for Affordable Energy  
337 S. Main Street, 4<sup>th</sup> Floor, Suite 5  
P.O. Box 1793  
Findlay, Ohio 45839-1793  
(419) 425-8860  
drinebolt@aol.com

Shawn P. Leyden  
Vice President and General Counsel  
PSEG Energy Resources & Trade LLC  
80 Park Plaza, 19<sup>th</sup> Floor  
Newark, NJ 07102

Shawn.Leyden@pseg.com

Arthur E. Korkosz  
First Energy Solutions Counsel  
76 South Main Street  
Legal Dept. 18<sup>th</sup> Floor  
Akron, Ohio 44308-1890  
(330) 384-5849  
KorkoszA@FirstEnergyCorp.com

Noel M. Morgan, Esq.  
Counsel for Communities United for  
Action  
*Legal Aid Society of Greater Cinti*  
*215 East Ninth Street*  
*Cincinnati, Ohio 45202*  
*(513) 241-9400*  
nmorgan@lascinti.org