

*Via Federal Express*

November 14, 2006

Ms. Renee J. Jenkins  
Director, Administration Department  
Secretary to the Commission  
Docketing Division  
The Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, OH 43215-3793

RECEIVED-DOCKETING DIV  
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PUCO


Dear Ms. Jenkins:

**Re: Answer of Ohio Edison Company  
Columbus Dunn v. Ohio Edison Company  
Case No. 06-1290-EL-CSS**

Enclosed for filing, please find the original and twelve (12) copies of the *Answer of Ohio Edison Company* regarding the above-referenced case. Please file the enclosed documents, time-stamping the two extras and returning them to the undersigned in the enclosed envelope.

Thank you for your assistance in this matter. Please contact me if you have any questions.

Very truly yours,

  
Mark A. Hayden  
Attorney

kag

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.  
Technician JJ Date Processed 11-15-06

BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO

COLUMBUS DUNN	)	
	)	
COMPLAINANT,	)	
	)	
vs.	)	CASE NO. 06-1290-EL-CSS
	)	
OHIO EDISON COMPANY	)	
	)	
RESPONDENT,	)	

**ANSWER OF OHIO EDISON COMPANY**

Comes now Respondent, Ohio Edison Company ("Ohio Edison"), by counsel, and for its Answer to the Complaint filed in the instant action says that:

1. Ohio Edison is a public utility, as defined by §4905.03(A)(4), O.R.C. and is duly organized and existing under the laws of the State of Ohio.
2. While the Complaint consists of several unnumbered paragraphs, Ohio Edison will attempt to address each allegation within each paragraph separately.
3. With respect to the first paragraph, Ohio Edison admits that Complainant is a customer of Ohio Edison and that it has provided and continues to provide electric service to Complainant's residences at both 910 West Liberty Street, Medina Ohio and 1853 West Avenue, Elyria Ohio; Ohio Edison admits that electric service to 910 West Liberty was disconnected on May 9, 2006 for nonpayment but denies that the disconnection was wrongful and/or unjust; Ohio Edison denies the remaining allegations within the first paragraph for lack of knowledge or information sufficient to form a belief as to the truth of the allegations.

4. With respect to the second paragraph, Ohio Edison avers that disconnection of electric service at 910 West Liberty was made pursuant to Ohio Administrative Code 4901:1-18-01(I) for non-payment of the past due amount of \$3,822.63; Ohio Edison denies the allegation that Complainant made all payments prior to billing statements sent out on April 10, 2006; to the extent that the remaining information within the paragraph is intended to contain allegations, Ohio Edison denies the allegations for lack of knowledge or information sufficient to form as belief as to the truth of the allegations.

5. With respect to the third paragraph, Ohio Edison admits Complainant requested to have the "PIPP account" transferred from 910 West Liberty to 1853 West Avenue; Ohio Edison avers that the 910 West Liberty account was removed from the PIPP program on March 22, 2006; Ohio Edison further avers that the past due amount associated with 910 West Liberty account was transferred to the 1853 West Avenue account on May 17, 2006.

6. With respect to the fourth paragraph, Ohio Edison denies that Complainant made the necessary payment to bring the account up to date and further denies that a representative told Complainant that there would be a hold placed on service disconnection; Ohio Edison denies that all calls were being recorded at that time; Ohio Edison denies the remaining allegations in the paragraph.

7. To the extent that the information contained within the fifth paragraph is intended to contain allegations, Ohio Edison denies the allegations.

8. With respect to the sixth paragraph, Ohio Edison denies that it should assume responsibility for any and all damages and further denies that wrongful disconnection of electrical service occurred at 910 West Liberty on May 9, 2006.

9. Ohio Edison generally denies all allegations set forth in the Complaint that were not otherwise specifically addressed hereinabove.

**For its affirmative defenses, Ohio Edison further avers that:**

10. Ohio Edison breached no legal duty or obligation owed to Complainant, and Complainant failed to state reasonable grounds upon which its requested relief may be granted.

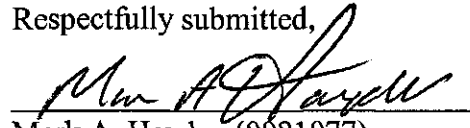
11. Ohio Edison has at all times acted in accordance with its Tariff, PUCO No. 11, on file with the Public Utilities Commission of Ohio ("Commission"), as well as all rules and regulations as promulgated by the Commission, the laws existing in the State of Ohio, and accepted standards and practices in the electric utility industry.

12. Ohio Edison has at all times complied with applicable termination procedures as set forth in Ohio Administrative Code 4901:1-18-05 and Ohio Revised Code 4933.122.

13. Given the complaint made and based on the facts and circumstances in this case, the Commission lacks the power and jurisdiction to grant money damages sought by Complainant.

WHEREFORE, having fully answered the Complaint, Respondent, Ohio Edison Company, respectfully requests that the damages sought by Complainant be denied and that instant action be dismissed, and that it be granted any other relief that this Commission may deem just and reasonable.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Mark A. Hayden", is written over a horizontal line.

Mark A. Hayden (0081077)

Attorney

FirstEnergy Service Company

76 South Main Street

Akron, Ohio 44308

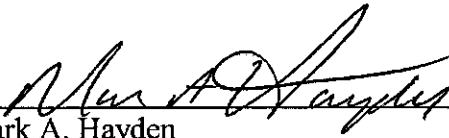
Phone: 330-761-7735

Fax: 330-384-3875

On behalf of Ohio Edison Company

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a copy of the foregoing Answer to the Complaint of Ohio Edison Company was served by regular U.S. Mail, postage prepaid, to Columbus Dunn, 1853 West Ave., Elyria, Ohio 44035, this 14<sup>th</sup> day of November, 2006.

  
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Mark A. Hayden  
Attorney