

FILE

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FAX**To:** PUCO Docketing**Date:** April 9, 2007**Firm:****From:** Mark A. Hayden, Esquire**Fax #:** 614/466-0313**Pages:** 6 (including cover page)

Subject: *Re: Case No. 07-299-EL-CSS
Barbara Caswell v. The Cleveland Electric Illuminating Company
Answer of The Cleveland Electric Illuminating Company*

Comments: Following is the *Answer of The Cleveland Electric Illuminating Company* regarding the above case. The original and the required number of copies (including the scan ready copy) will be sent via overnight mail for delivery Tuesday, April 10, 2007. Please call me if you have any questions. Thank you.

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and Federal Express*

April 9, 2007

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

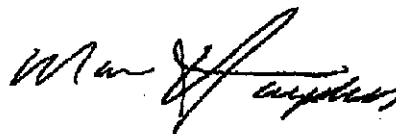
Dear Ms. Jenkins:

Re: PUCO Case No. 07-299-EL-CSS
Barbara Caswell v. The Cleveland Electric Illuminating Company
Answer of The Cleveland Electric Illuminating Company

Enclosed for filing, please find the original and twelve (12) copies of the *Answer of The Cleveland Electric Illuminating Company* regarding the above-referenced case. Please file the enclosed document, 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,



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.
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BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

BARBARA CASWELL

COMPLAINANT,

VS.

CASE NO. 07-299-EL-CSS

THE CLEVELAND ELECTRIC
ILLUMINATING COMPANY

RESPONDENT,

**ANSWER OF
THE CLEVELAND ELECTRIC
ILLUMINATING COMPANY**

Comes now Respondent, The Cleveland Electric Illuminating Company ("CEI"), by counsel, and for its Answer to the Complaint filed in the instant action says that:

1. CEI 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. Complainant's Complaint is not in a form allowing for specific admission or denial as to individual allegations. Accordingly, CEI generally denies the allegations set out therein.
3. CEI admits that Complainant has experienced both sustained and momentary outages and service interruptions since July 2004.
4. CEI admits that an outage occurred on March 14, 2007 from 9:20 PM to 11:58 PM; CEI avers that the outage was due to a thunderstorm and high winds causing a tree branch to fall on nearby primary lines.

5. CEI admits that Complainant has discussed reliability issues with service representatives and other Company personnel as well as filing an informal PUCO complaint.

6. CEI admits that sustained and momentary outages have occurred in Complainant's service area since the Summer of 2006.

7. CEI denies the allegation that residents located behind Complainant on Maurer Dr. have never lost power.

8. CEI avers that significant work is being done to rebuild and upgrade the circuit that serves Complainant and other customers in the area including installation of larger wire, replacing poles, cross-arms and other hardware as necessary in an effort to improve reliability.

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

For its affirmative defenses, CEI further avers that:

10. CEI has breached no legal duty owed to Complainant.

11. Complainant has failed to state reasonable grounds for complaint or upon which its requested relief may be granted.

12. CEI has at all times acted in accordance with its Tariff, PUCO No. 13, on file with the Public Utilities Commission of Ohio, as well as all rules and regulations as promulgated by the Public Utilities Commission of Ohio, the laws existing in the State of Ohio, and accepted standards and practices in the electric utility industry.

WHEREFORE, having fully answered the Complaint, Respondent, CEI, respectfully requests that the instant action be dismissed, and that it be granted any other relief that this Commission may deem just and reasonable.

Respectfully submitted,



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 CEI

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a copy of the foregoing Answer to the Complaint of CEI was served by regular U.S. Mail, postage prepaid, to Barbara Caswell, 27317 Watkin Rd., Olmsted Township, Ohio 44138, this 9th day of April, 2007.


Mark A. Hayden
Attorney