

Ebony L. Miller
Attorney

2007 JUN -5 PM 12: 29

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PUCO

*Via Federal Express
And Facsimile (614-466-0313)*

June 4, 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: *Answer and Motion to Dismiss of Ohio Edison Company
Mary Schaum v. Ohio Edison Company
Case No. 07-592-EL-CSS***

Enclosed for filing, please find the original and twelve (12) copies of the *Answer* and *Motion to Dismiss* regarding the above-referenced case. Please file the enclosed *Answer*, 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 concerning this matter.

Very truly yours,

Ebony L. Miller /mmw

Ebony L. Miller

mmw

cc: Parties of Record
Enclosures

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BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIOMary Schaum
Complainant,

vs.

Ohio Edison Company
Respondent.)
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Case No. 07-592-EL-CSS

**ANSWER AND MOTION TO DISMISS OF
OHIO EDISON COMPANY**

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

1. The Ohio Edison Company ("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 a single paragraph, CEI will attempt to specifically answer the different allegations within the Complaint.

3. Ohio Edison admits that Complainant has a load meter and is charged by the billing period's peak load.

4. Ohio Edison denies the allegation that the Complainant had a hearing against Ohio Edison in the mid 90's. Ohio Edison avers Complainant did file a complaint against Ohio Edison in April of 2000; however, Ohio Edison avers that such complaint was amicably resolved in settlement negotiations. Ohio Edison denies the allegation that it "was running ripshod" over Complainant. In fact, Ohio Edison asserts that it has made every effort to accommodate Complainant.

5. Ohio Edison denies the allegation that a representative in Springfield working on behalf of Ohio Edison is violating an "agreement" among the Complainant and Ohio Edison. Moreover, Ohio Edison denies the allegation that one of its representatives told Complainant that "Ohio Edison can do whatever they please."

6. Ohio Edison denies the allegation that Ohio Edison has not taken a "hearing" seriously.

7. Ohio Edison denies the allegation that in December 2006 Ohio Edison "suddenly started rounding the number UP".

8. Ohio Edison denies the allegation that it committed any violation.

9. Ohio Edison admits that it replaced Complainant's meter with a digital meter

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

For its affirmative defenses, the Company further avers that:

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

12. Ohio Edison has worked with Complainant to track her usage and has consistently addressed disputes regarding the number the dial meter registered. Ohio Edison installed a digital meter that would display the exact meter read number to avoid future disputes.

13. Ohio Edison has at all times acted in accordance with its Tariff, PUCO No. 11, 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.

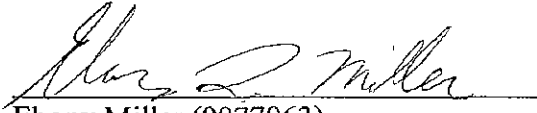
For its Motion to Dismiss, Ohio Edison states:

14. Ohio Edison breached no legal duty owed to Complainant, and Complainant failed to state reasonable grounds upon which relief may be granted.

15. Complainant has not identified any Commission rule or regulation that it believes Ohio Edison has violated.

WHEREFORE, having fully answered the Complaint, Respondent, Ohio Edison Company, 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,

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

Ebony Miller (0077063)

Attorney

FirstEnergy Service Company

76 South Main Street

Akron, Ohio 44308

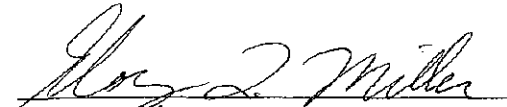
Phone: 330-384-5969

Fax: 330-384-3875

On behalf of Ohio Edison Company

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a copy of the foregoing Answer and Motion to Dismiss of Ohio Edison Company was served by regular U.S. Mail, postage prepaid, upon Mary Schaum, 3303 Westchester, Fairborn, Ohio 45324, this 4th day of June, 2007.


Ebony Miller
Attorney