

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Columbus Dunn,)	
)	
Complainant,)	
)	
vs.)	Case No. 06-1290-EL-CSS
)	
Ohio Edison Company,)	
)	
Respondent.)	

ENTRY

The Attorney Examiner finds:

- (1) On October 25, 2006, Columbus Dunn (Mr. Dunn) filed a complaint against Ohio Edison Company (Ohio Edison). Mr. Dunn alleged that his electric service to 910 West Liberty Street in Medina (West Liberty) was unjustly shut off on May 9, 2006, causing water and mold damage because there was no power to operate a sump pump. Mr. Dunn asserted that Ohio Edison's shut off of his electric service was in error because he had made the necessary payments to Ohio Edison.
- (2) Ohio Edison responded on November 15, 2006, by stating that it disconnected electric service to the West Liberty address on May 9, 2006, for nonpayment. Ohio Edison denies Mr. Dunn's allegation that he made all payments prior to billing statements being sent out on April 10, 2006.
- (3) A prehearing conference was conducted on December 11, 2006 at the Commission offices. The parties agreed at the conference to continue working toward resolution of the matter.
- (4) On February 1, 2007, Mr. Dunn contacted the attorney examiner and indicated that he needed more time to clarify the elements of a settlement proposal made by Ohio Edison. In conjunction with this, he asked that further action in his complaint case be postponed for approximately two months. The attorney examiner granted Mr. Dunn's request.
- (5) During March 2007 through May 2007 the parties continued working toward settlement.

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- (6) On July 16, 2007, Mr. Dunn contacted the attorney examiner to request that a hearing date be set. A hearing date of September 27, 2007, was established.
- (7) Ohio Edison filed a motion to compel discovery on August 27, 2007, regarding interrogatories that had been served upon Mr. Dunn. Shortly thereafter, and before September 27, 2007, the attorney examiner learned that Mr. Dunn was no longer represented by counsel. Accordingly, the hearing was postponed. Mr. Dunn assured the attorney examiner in subsequent months that he still wished to proceed to hearing.
- (8) The parties met with the attorney examiner on December 21, 2007, and agreed upon the following procedural schedule deadlines:
 - (a) Ohio Edison files requests for admission by December 26, 2007;
 - (b) Mr. Dunn responds to the motion to compel discovery by January 11, 2008;
 - (c) Mr. Dunn responds to the requests for admission by January 25, 2008;
 - (d) Mr. Dunn requests documents and other information from Ohio Edison by February 11, 2008;
 - (e) Ohio Edison responds to Mr. Dunn's request for documents and other information by February 25, 2008;
 - (f) Filing of direct expert testimony no later than April 10, 2008, at the Commission;
 - (g) Hearing date on April 17, 2008, in Hearing Room 11-G at the Commission at 9:00 A.M.

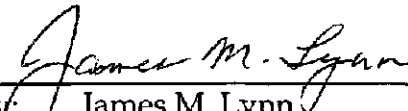
It is, therefore,

ORDERED, That the parties attend the hearing on the day and time indicated in Finding (8). It is, further,

ORDERED, That any party intending to present direct expert testimony comply with Rule 4901-1-29(A)(1)(h), Ohio Administrative Code, by filing such testimony no later than April 10, 2008. It is, further,

ORDERED, That a copy of this Entry be served upon all parties of record.

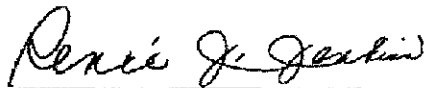
THE PUBLIC UTILITIES COMMISSION OF OHIO


By: James M. Lynn
Attorney Examiner

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Entered in the Journal

JAN 10 2008



Renee J. Jenkins
Secretary