

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of A. Dwight Green,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. 07-1248-EL-CSS
	)	
Duke Energy Ohio, Inc.,	)	
	)	
Respondent.	)	

ENTRY

The Commission finds:

- (1) On December 5, 2007, A. Dwight Green (Mr. Green) filed a complaint against Duke Energy Ohio, Inc. (Duke). Mr. Green stated that he had been billed for estimated electric usage from June 2007 through August 2007, at a time when his meter was not working properly, and despite his notifying Duke about the faulty meter, no repairs were made until two months later.
- (2) On December 21, 2007, Duke responded by admitting that Mr. Green was billed for estimated electric usage for the period from May 31, 2007, through September 4, 2007. Duke denied that the estimated usage was calculated incorrectly and admitted that it installed a new meter on September 4, 2007. Duke added that, with the help of the new meter, it obtained an actual reading on September 28, 2007, and later rebilled Mr. Green for unmetered consumption for the period May 31, 2007, through September 4, 2007.
- (3) The attorney examiner scheduled a prehearing conference date of March 11, 2008. Mr. Green failed to attend on March 11, 2008, but later contacted the attorney examiner and requested that the conference date be rescheduled. A new date of April 29, 2008, was selected, but on March 25, 2008, counsel for Duke informed the attorney examiner that a tentative settlement had been reached.

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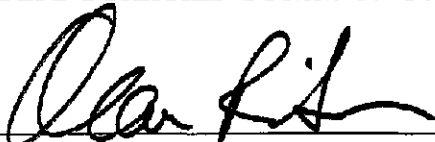
- (4) On May 8, 2008, Duke and Mr. Green filed a joint motion to dismiss with prejudice, stating that the matter was settled and that all issues raised in the complaint had been resolved.
- (5) Given the parties' filing of the joint motion to dismiss, the Commission will dismiss Mr. Green's complaint with prejudice.

It is, therefore,

ORDERED, That the complaint filed by Mr. Green is dismissed with prejudice. It is, further,

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

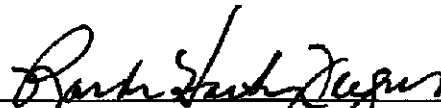
THE PUBLIC UTILITIES COMMISSION OF OHIO



Alan R. Schriber, Chairman



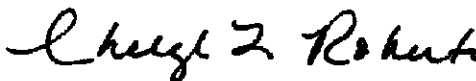
Paul A. Centolella



Ronda Hartman Fergus



Valerie A. Lemmie



Cheryl L. Roberto

JML:ct

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MAY 28 2008



Renee J. Jenkins  
Secretary