

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Todd and	)	
Faye Sterling,	)	
	)	
Complainants,	)	
	)	
v.	)	Case No. 08-1053-GA-CSS
	)	
Columbia Gas of Ohio, Inc.,	)	
	)	
Respondent.	)	

ENTRY

The Commission finds:

- (1) On September 2, 2008, Todd and Faye Sterling (complainants) filed a complaint stating that Columbia Gas of Ohio, Inc. (Columbia) dug a trench for a gas line through their yard, broke gutter tile leading from their house to the street, and caused mud blockage in the tile and water back-up in their basement.
- (2) Subsequently, Columbia filed an answer admitting that, as a courtesy to complainants, it fixed a section of complainants' gutter tile. Columbia, however, denied that its gas line caused water back-up in complainants' basement.
- (3) A settlement conference was convened in this matter on November 7, 2008.
- (4) On October 22, 2008, Columbia filed a motion to dismiss the complaint. In the motion, the company stated that complainants and Columbia have resolved all the issues raised in the complaint. Further, citing Rule 4901-9-01(F), Ohio Administrative Code (O.A.C.), Columbia stated that the complaint should be dismissed as a settled case.
- (5) Rule 4901-9-01(F), O.A.C., provides that, if the public utility complained against files an answer or motion which asserts that the complaint has been satisfied and no response is filed within 20 days, the Commission may presume that satisfaction

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**Technician** SM **Date Processed** DEC 03 2008

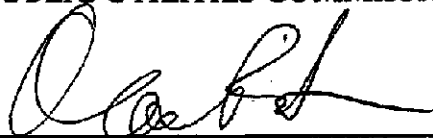
has occurred and dismiss the complaint. No response to Columbia's motion has been filed. Accordingly, this case should be dismissed.

It is, therefore,

ORDERED, That this case be dismissed. It is, further,

ORDERED, That a copy of this entry be served on each party of record.

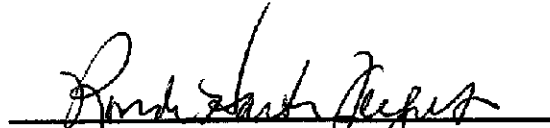
THE PUBLIC UTILITIES COMMISSION OF OHIO



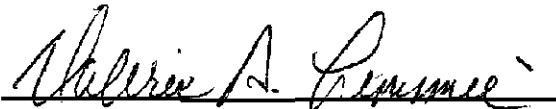
Alan R. Schriber, Chairman



Paul A. Centolella



Ronda Hartman Fergus



Valerie A. Lemmie



Cheryl L. Roberto

KKS/vrm

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**DEC 03 2008**



Renee J. Jenkins  
Secretary