

Mark A. Hayden Attomey 76 South Main Street Akron, Ohio 44308

330-761-7735 Fax: 330-384-3875

Via Federal Express and Facsimile (614-466-0313)

May 4, 2009

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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

Beth Harris v. Ohio Edison Company Case No. 09-337-EL-CSS

Enclosed for filing, please find the original and twelve (12) copies of the Answer 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,

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MAH/kli Enclosures cc: Parties of Record

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 Pachnician ______ Date Processed _ MAY _ 5 2009

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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BETH HARRIS	
COMPLAINANT,	
V8.	
OHIO EDISON COMPANY	
RESPONDENT,	

CASE NO. 09-337-EL-CSS

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ANSWER OF OHIO EDISON COMPANY

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

1. 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. Ohio Edison admits that Complainant is a customer receiving electric service at 5225 Harding Hwy E, Caledonia, Ohio 43314. Ohio Edison avers that it currently maintains an account in the Complainant's name, which reflects charges incurred for the provision of electric utility service.

3. Ohio Edison denies that its transformer and/or any equipment failure caused damage to Complainant's property; Ohio Edison further denies that it is liable for Complainant's alleged property damage identified in the Complaint.

4. Ohio Edison avers that Complainant has contacted Respondent's customer service department and that each inquiry was properly handled by a company representative.

5. Ohio Edison avers that the account was properly billed and metered at the service address in accordance with applicable tariffs, rules, regulations and laws of the state of Ohio.

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

For its affirmative defenses, Ohio Edison further avers that:

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

8. Ohio Edison has at all times acted in accordance with its Tariff, PUCO No. 11, on file with the Public Utilities Commission of Ohio ("Commission"), as well as all rules and regulations as promulgated by the Commission, 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, Ohio Edison Company, respectfully requests that the damages sought by Complainant be denied and that the instant action be dismissed, and that it be granted any other relief that this Commission may deem just and reasonable.

Respectfully submitted,

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Mark A. Hayden Attorney FirstEnergy Service Company 76 South Main Street Akron, Ohio 44308 Phone: 330-761-7735 Fax: 330-384-3875 On behalf of Ohio Edison Company

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a copy of the foregoing Answer of Ohio Edison Company to the Complaint was served by U.S. Mail, postage prepaid, to Beth Harris, 5225 Harding Hwy E, Caledonia, Ohio 43314, this 4th day of May, 2009.

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Mark A. Hayden Attorney