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Akron, Ohio 44308

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Kathy J. Kolich
Senior Attorney

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

PUCO

July 9, 2009

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: Joint Motion of Odessa and David Henderson and The Cleveland Electric
Illuminating Company to Dismiss the Instant Action and Memorandum In
Support
Case No. 08-1077-EL-CSS*

Enclosed for filing, please find the original and twelve (12) copies of the Joint Motion of Odessa and David Henderson and The Cleveland Electric Illuminating Company to Dismiss the Instant Action and Memorandum In Support. Please file the enclosed Motion in the above-referenced docket, 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,

Kathy J. Kolich

kag
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.
Technician SM Date Processed JUL 09 2009

BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

Odessa/David Henderson,)

Complainants,)

vs.)

CASE NO. 08-1077-EL-CSS

The Cleveland Electric)

Illuminating Company,)

Respondent.)

**JOINT MOTION OF ODESSA AND DAVID HENDERSON AND THE
CLEVELAND ELECTRIC ILLUMINATING COMPANY
TO DISMISS THE INSTANT ACTION AND MEMORANDUM IN SUPPORT**

Pursuant to Rule 4901-1-12 of the Ohio Administrative Code, Complainants, Mr. David and Mrs. Odessa Henderson, and Respondent, The Cleveland Electric Illuminating Company, jointly move for the dismissal of the instant action with prejudice on the grounds that all issues giving rise to the Complaint have been amicably resolved.

Respectfully submitted,

Respectfully submitted,

Odessa Henderson / KH

Odessa Henderson

David Henderson / KH

David Henderson

(per verbal authorization)

352 Knollwood Trail

Richmond Hts., Ohio 44143

Telephone - 216-289-6946

Kathy J. Kolich

Kathy J. Kolich (0038855)

Senior Attorney

FirstEnergy Service Company

76 South Main Street

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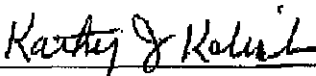
Telephone: 330-384-4580

Fax: 330-384-3875

On behalf of The Cleveland Electric
Illuminating Company

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a copy of the Joint Motion to Dismiss and Memorandum in Support was served upon Odessa and David Henderson, 352 Knollwood Trail, Richmond Hts., Ohio 44143, by regular U.S. Mail, postage prepaid, this 9th day of July, 2009.



Kathy J. Kolich, Esquire