

THE PUBLIC UTILITIES COMMISSION OF OHIO

Respondent.

Case No. 09-10-GA-CSS

- (1) The above-referenced complaint was filed on January 7, 2009. In the complaint, Mark Anthony Smith (complainant) stated that he was improperly billed for gas service by The East Ohio Gas Company, dba Dominion East Ohio (Dominion, company).
- (2) On January 26, 2009, Dominion filed an answer admitting that it underestimated gas usage at the complainant's property, and stating that this underestimation was the result of not being able to gain access to said property. Dominion also admitted that the complainant received a final adjusted bill for the amount stated in the complaint, but averred that this final bill was the result of gas used and not billed at the referenced property over the prior 12 months. Dominion denied the remaining allegations in the complaint.
- (3) On June 23, 2009, Dominion filed a motion to dismiss the complaint. In the motion, the company stated that this matter has been settled and that the parties have executed a confidential settlement agreement.
- (4) 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 has occurred and dismiss the complaint. No response to


Dominion's motion has been filed. Accordingly, this case should be dismissed.

It is, therefore,

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

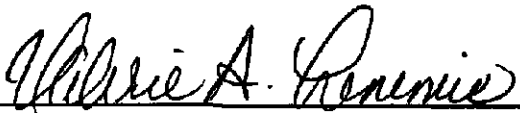
ORDERED, That a copy of this entry be served on each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

  
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Alan R. Schriber, Chairman

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Paul A. Centolella

  
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Ronda Hartman Fergus

  
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Valerie A. Lemmie

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Cheryl L. Roberto

KKS/vrm

Entered in the Journal

JUL 15 2009

  
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Renee J. Jenkins  
Secretary