

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Dwain Penny,	)	
	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. 99-353-EL-CSS
	)	
American Electric Power,	)	
	)	
Respondent.	)	

ENTRY

The Commission finds:

- (1) On March 22, 1999, Dwain Penny (complainant) filed a complaint against American Electric Power (AEP), alleging that the company erred in its meter readings and billings.
- (2) Upon being served a copy of the complaint, AEP timely filed its answer on April 14, 1999.
- (3) On June 11, 1999, the attorney examiner issued an entry finding that the complainant established reasonable grounds for complaint. To provide the parties an opportunity to resolve this matter without a formal hearing, the attorney examiner scheduled this matter for a June 23, 1999, settlement conference.
- (4) The parties convened on June 23, 1999, to discuss the facts and issues alleged in the complaint. The parties did not reach an immediate resolution of the issues.
- (5) In a letter dated December 2, 1999, AEP acknowledged that the complainant's account had been paid in full as of November 11, 1999. The letter also contained a provision for the dismissal of the case. AEP requested that the complainant sign and return the letter for later filing. The complainant did not return the letter as requested. A copy of AEP's letter was filed on February 15, 2000.

- (6) Based on the assertions of AEP in its December 2, 1999, letter, the Commission shall presume at this time that the parties have reached a full accord and settlement of the issues giving rise to the complaint. However, the complainant shall be granted until April 5, 2000, to advise the Commission whether he wishes to proceed to hearing. Otherwise, this matter shall be dismissed and closed of record without further notice or action.

It is, therefore,

ORDERED, That if the complainant wishes to proceed to hearing in this matter, the complainant must file on or before April 5, 2000, a written request with the Docketing Division of the Commission. It is, further,

ORDERED, That if the complainant does not file a written request for a hearing by April 5, 2000, this matter shall be dismissed and closed of record without further notice or action. It is, further,

ORDERED, That a copy of this entry be served upon the complainant, AEP and its counsel, and all interested persons of record.

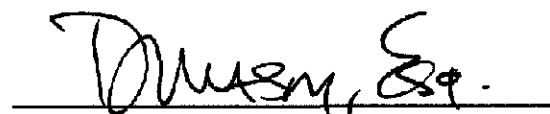
THE PUBLIC UTILITIES COMMISSION OF OHIO

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Alan R. Schriber, Chairman

  
\_\_\_\_\_  
Ronda Hartman Fergus

  
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Craig A. Glazer

  
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Judith A. Jones

  
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Donald L. Mason

LDJ/vrh

Entered in the Journal

MAR 16 2000

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A True Copy

  
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Gary E. Vigorito  
Secretary