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PUCO

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO
180 East Broad Street
Columbus, Ohio 43215-3793

In the Matter of the Complaint of) Preparation Date: October 6, 2009
 Ronald Levi)
 Complainant)
 v.) Case No. 09-84-GA-CSS
) Account Number 11298232 001 000 7
 Columbia Gas of Ohio, Inc.,)
 Respondent)

MOTION FOR CONTINUANCE

Now comes the Complainant, Ronald Levi, and hereby respectfully requests that the Public Utilities Commission of Ohio ("Commission") grant the above Motion.

MEMORANDUM IN SUPPORT

Complainant has had a difficult time getting discovery from the respondent. The attorney examiner, Mr. Jay Agranoff, suggested that maybe it would be beneficial to have a PUCO investigator look at the problem. This occurred last Tuesday, the 29th of September. The visit indicated that there were no gas pipes under the street between 3221 talmadge road and 3220 talmadge road. Therefore there could not be any direct impact on the gas pipes from passing traffic. However, this did mean that there could be some other source of vibration emanating through the soil and being a source of vibration to the gas pipes running parallel to the road.

Last Thursday I got in contact with Tracy Martin P.E. in the city of Toledo's Engineering Services. She studied this problem in depth and, after a long telephone call

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of 1 hour and forty minutes, gave me a possible answer.

The most likely source of the alleged vibration is the manhole on the west side of talmadge in the curb lane.. The sewer lines vibrate from the impact of the truck traffic hitting the manhole cover and transmitting the vibration to the pipes below.. This vibration travels east through the pipe to the pipe directly under the manhole on the east side on the grass. This vibration travels south 40 feet through the "sewer line stub." The gas line is directly above this sewer line stub. This "sewer line stub" is self supporting in the ground. The ground consists of approximately 1 foot of clay and the rest is sand down to about 6 feet to the water table. The pipe is not in earth, sturdy enough to absorb the vibration. The gas pipe above the sewer pipe picks up the vibration and transmits it into the house. The damage to the house and resulting gas leaks is allegedly caused by the resulting vibration.

The present method of installing manhole structures is to provide flexible couplings to the bottom of the structure where the pipes connect. The manhole structure on the curb lane on the west side of talmadge does not have those couplings. Also, "sewer line stubs" are avoided on roads today that have a large amount of truck traffic and relatively high speed limits.

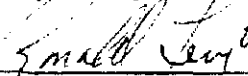
The city of Toledo will with the permission of the respondent, will provide their vibration testing equipment to determine what amount of vibration is being generated . They do not have presently, equipment sensitive enough to determine all vibration frequencies. The complainant will have to dig a few shallow holes, 1 foot to 6 feet, to allow the placement of the city of Toledo's instrument and complainant's instruments, below the ground. This may take some time since both the respondent's permission and

the city of Toledo's financial problem may cause a delay.

Also, since the investigations of the source of vibration and who is responsible for the damage may be lengthy, the complaint wishes to have the Commission continue, under 4901-1-13 O.A.C., the prefile hearing and final hearing. The complainant has no control over the time limits needed by the respondent and the city of Toledo in complying with requests for digging and placement of recording instruments on the complainant's property.

The complainant's experts with the permission of the respondent, if necessary, can use other more sensitive instruments to come up with a finding or findings.

Respectfully submitted by,



Ronald Levi
Pro se
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion and Memorandum in Support was served upon the following party of record, via U.S. Mail postage prepaid, express mail, hand delivery, or electronic transmission, this 6th day of October, 2009.


Ronald Levi, Pro se

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