

FILE

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Complaint of Gerald Giesler,)
Complainant,)
v.)
Toledo Edison Company,)
Respondent.)

Case No. 07-498-EL-CSS

**In the Matter of the Complaint of Lester M. Lemke,)
Complainant,)
v.)
Toledo Edison Company,)
Respondent.)**

Case No. 07-514-EL-CSS

In the Matter of the Complaint of Brian A. and
Christy G. Malott

Complainant,

v.

Ohio Edison Company,

Respondent.


Case No. 07-525-EL-CSS

MOTION FOR CONTINUANCE

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 _____ Date Processed OCT 20 2009

Pursuant to Rule 4901-1-12, Ohio Administrative Code, Respondents Ohio Edison Company and Toledo Edison Company respectfully request a continuance of the hearing in this matter, currently scheduled for October 21, 2009, until October 30, 2009. Respondents, each of the Complainants and Ohio Consumers' Counsel have reached an amicable resolution of all contested issues in these consolidated proceedings. The parties are currently documenting their settlement and intend to file a joint motion to dismiss prior to October 30, 2009. All parties have represented to the undersigned counsel that they consent to this motion.

Respectfully submitted,



Kathy J. Kolich
FirstEnergy Corp
76 South Main Street
Akron, OH 44308
Telephone: (330) 384-4580
kjkolich@firstenergycorp.com

Mark A. Whitt
Carpenter Lipps & Leland LLP
280 Plaza, Suite 1300
280 North High Street
Columbus, Ohio 43215
Telephone: (614) 365-4100
Facsimile: (614) 365-9145
whitt@carpenterlipps.com

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a copy of this Motion for Continuance was served upon the following individuals by regular U.S. Mail, postage prepaid, on this 20th day of October, 2009.

Brian A. and Christy G. Malott
1010 Sandusky County Road 308
Bellevue, OH 44811

Lester Lemke
3270 State Route 590
Elmore, OH 43416

Richard C. Reese, Esq.
Office of The Ohio Consumers' Counsel
Suite 1800
10 West Broad Street
Columbus, OH 43215-3485

Gerald Giesler
16454 W. Yeasting Rd.
Elmore, OH 43416



Mark A. Whitt