

FILE

In the matter of the Complaint of Joe E. Snell

Complainant

Case No. 09-187-EL-CSS

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2010 FEB 25 PM 2:47
PUCO

Ohio Edison Company

Respondent

APPLICATION FOR REHEARING

I sent a four page brief, plus documents for proof of evidence to the P.U.C.O. I wasn't given any consideration in this matter, all I received from this decision is an insult to my intelligence and my character.

#1. I was taken in at 719 Victory by Rita Tanner. I had no assets, no job, no health insurance and in ill health and with no commitment to the property. I've allegedly ordered electricity for the homeowner Rita Tanner. I lived there from 1986 to 1991; I was allegedly receiving these electric bills in my name and I just totally ignored them, being in ill health. I went to live with my sister. Then I allegedly didn't inform First Energy to shut the electric off that was in my name at the 719 Victoria Avenue property; so therefore I'm not entitled to a refund for the years I lived with my sister.

#2

In 1996 I moved back to 719 Victoria Avenue at Rita Tanners request. After ten year's with no income, in 1996 I was awarded Worker's Compensation benefits and I allegedly knew I was responsible for an electric bill I supposedly sat by idly while being disabled and made no attempt to pay my electric bill even after it reached this excessive amount. I then supposedly didn't seek any help from any agency or organization that helps people who have financial problems paying there utility bills. Knowing that I live on a fixed income I would not allow this bill to exceed to 2,776.49. Common sense dictate that this bill is going to have to be paid at some time in the future, I live on a fixed income and I have no assets, but yet I'm elected to pay \$66 a month plus my regular monthly bill which would cut deeply into my monthly pension, and create a hardship, In the winter month's I turn the electric heat off at night, and in the other month 's. the situation isn't much better, in the summer month's I don't use the air conditioner.

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#3

Mr. Tobias described a list of procedures that are required to order electric, but when I questioned him at the hearing he stated that all you needed was a valid social security number to order electric and the operator assume she or he is speaking to the rightful owner of the social security card and if a person use your card without your permission it would be considered Identity Theft.

The procedure he is listing does not apply to me, I had no residence at that time I was in transit, and never went through any of those procedures because I did not order any electric for 719 Victoria Avenue. I didn't have a lease agreement or a rent agreement. Mr. Tobias also stated that it would be a nightmare if he had to get a written document to confirm his or her identity; the process of obtaining electric services instead of taking one or two days it could take seven to fourteen days, so in essence the nightmare is given to their customers. I am 69 years of age, one of your senior citizens, customer. This has been four years in the makings, and with all the time and energy spent, two trips to Columbus, Ohio driving over 200 miles round trip on two occasions, being on medication and driving on the highway at 6:00 in the morning was pretty hectic. I challenged this fraudulent account because I'm innocent of ordering electric for 719 Victoria Avenue. I pursued this to restore my good name, but the treatment I received and with no consideration, I wouldn't want a senior citizen or any other of your customers to experience what I went through. If you have to disconnect service for nonpayment, the service should not be restored until the person's name on that account signed the bill, that way you do have a signature. The proceedings that Mr. Tobias present are a very good deterrent, for any residential customer to pursue a complaint..

#4 Mr. Tobias stated that the operator that took the call would have known the difference between a male caller voice and a female voice. There are women who have deep voices as well as men who have high pitch voices when someone is being deceptive and manipulative they can disguise there voices or in my case, get some male to use his voice. people can disguise their appearance, can Mr. Tobias distinguish the difference between a female impersonator and a real women?

#5

Attorney Ebony Miller, stated that First Energy was not noted on the police report I explained in my brief about the police report, when the manager at the apartment complex pulled up my credit report ,on the computer the electric account wasn't in the credit unions data base It hadn't been turned in for collection, all that was in the data base was fraudulent credit cards so that what I reported to the police after returning back to the house, and searching through bags of mail is when I discovered the fraudulent electric bill I spoke to First Energy representatives on many occasion they never once ask for a police report during that time because they refuse to except this fraudulent electric account as identity theft. .

#6

Attorney Ebony stated that the record indicates, that I had to know about this fraudulent account. What record is she looking at? The record do indicate that for 15 years First Energy allowed Rita Tanner my so call contact to manage an account that they were aware that she was not responsible for, we know there operators can distinguish a male from a female

voice because Mr. Tobias said so. They talked to her knowing that they weren't talking to the person's name on the account, but they continued to allowed her manage this account and allowed it exceed to this excessive amount, now it's my bill? For fifteen years I never spoke to any operator about this account because I didn't know it existed. Rita Tanner lived a secret life. There was very little communication between the two of us; if there had been, maybe we would not have had to attend her funeral.

#7

Attorney Ebony Miller stated that I denied knowing the time frame the identity theft took place. All I knew about was the fraudulent credit cards, I didn't have any knowledge of when this electric bill was ordered in my name without my permission. I only stated that from 2001 to 2006 that's when I had knowledge of the credit card fraud. Why would I deny knowing this? The bank possessed the house for non payment February 17. I allegedly lived there knowing this and owing this excessive amount of money, on this fraudulent account, Rita Tanner passed away March 17th 2006. I was told by Attorney Ebony Miller that First Energy had received checks from Rita Tanner with her name on them. They were later returned for insufficient funds. This proves that Rita Tanner paid on this account and she was more than just a contact and managed it with my name on the account but it was her bill. This also prove they accepted checks from her. and,

In response to the attack on my character and my integrity by Attorney Ebony Miller, I would like to share a little history of my background, I was born and raised in Akron, Ohio I am one of a family of ten; three girls and seven boys. I was the youngest of seven boys. We were raised in poverty on the west side of Akron, Ohio. We all attended Akron Public Schools. I graduated from South High School in 1959, after graduating. I entered the Army and after serving my country, I received an honorable discharge. After returning home I entered an apprentice program for body and fender repair. After completing the program, I could not find employment in this trade so I went and applied for employment at Summit County Maintenance Department. I was hired and began my employment there. While employed I was married and also was attending Akron University. My ex- wife and I had three children together. She also had one child when we were married. While attending Akron U my wife became pregnant with our third child, and she was born with a rare medical condition. She needed care around the clock. Where I was employed I had insurance but there was not enough insurance that would cover the cost of her medical expense so I had to dropped out of school, and I then applied for a job at the A. Shculman's Inc. I was hired, and the Insurance company provided covered her medical expenses. After 11 months of being hospitalized my daughter was allowed to come home. After two weeks of being home she passed away. I continued my employment with The A. Shculman Company. In my employment there I held positions of great responsibility and authority. I held the position of night shift production supervisor, and the late Mr. William Zekan, President CEO of the A. Schulman Company, presented me with a letter of recommendations for being the Top Producing shift. Approximately about four years later due to a slow down in production a layoff came. Although I had more seniority than William Zekan Jr. He was given my supervisor position and I returned back to the bargaining unit which resulted in me being laid off. After about a six month's layoff, I was called to return back to work. It was time to elect a new union officer. I ran for Vice President of U.R.W. local #76 and was voted in by the union membership and I held that position for 11 years, and when the office of union president came up for

election I ran and was successful. I was elected President of U.R.W. local #76, after about a year in office I was terminated, because I refused to give back all we had gained through bargaining over the years through hard negotiations, lockouts, and strikes. I have the distinction of being the only union president ever terminated in local # 76 history. The A. Schulman Inc. production plant is no longer in operation, the plant shut down in 2003 , but before my employment ended at the A. Schulman Inc. I had been married for over twenty years, I purchased my first home at age 25 , a few years later I purchased my second home at 385 Noah Ave. Akron Ohio, where I finished raising my family, and they are all adults living productive lives. I am blessed to say that I'm grandfather and a great grandfather. Being a home owner in the city of Akron Ohio I have used all the City Public Utilities over the years, This is the first encounter I've ever experienced with any utility company over a nonpayment of a utility bill, and receiving a shut off notice. I lived in Akron Ohio for 69 years and I take great pride in the fact that I don't have any arrest record, not even a traffic citation.

I would also like to mention that my two older brother rose out from depth of Child hood poverty to finish there education and graduated law school and became attorneys, my one brother, The late Attorney Arthur Snell was the Chief Assistance Prosecutor for Summit County he was gunned down and murdered at the age of 38, in 1967 while visiting a nightclub with his wife and friends. There is a plaque on one of the pillars on the outside of the Akron City Safety Building. It's a Memorial in recognition of his distinguished services. My other brother, the late Attorney Willie Snell was a Corporate Attorney. He resided in San Antonio Texas. He passed away in 1999.

#8

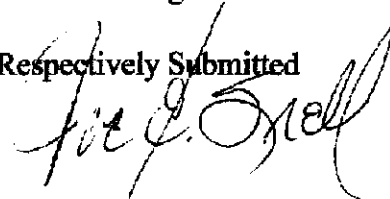
I believe race and gender was a major factor in this account being allowed to exceed to this excessive amount of money. Rita Tanner being white and female, I believe was given preferential treatment, and she manipulated the First Energy operator's. Myself being a black man I do not believe I would have been extended the same treatment.

#9

I'm sending you a copy of Rita Tanner's social security number. She had an account at sometime with First Energy before the 719 Victoria Avenue address and she had an account at 719 Victoria. Her social security number should be in their computer's data base. Her service was shut off, and that's why she couldn't use her own social security number, and why did operators at First Energy allowed her to use my social security number, without my permission, and with all due fairness to all parties concerned, Rita's Tanner social security number should be check out.

My only assets I posses is a 1994 S-10 pick up truck with over a 100,000 Miles I don't have a saving account, or any additional health insurance. My monthly pension is my only income. These are hard economical times and making payment on this fraudulent account has caused me a great hardship and for the reasons I explained in my application. The Commissioner's should reconsider there decision and set forth a rehearing

Respectively Submitted





(PLEASE PRINT)

RITA J TANNER				
Name			Soc	
719 VICTORIA AVE			() ()	
Address			Home Phone Relative Phone	
AKRON, OH 44310			SUMMA HEALTH SYSTEM-OP	
City	State	Zip	Hospital / Admit-Date	
			3/17/2006	

PATIENT

AUTHORIZATION TO REPRESENT (ATR)

(Waiver of Information)

I HEREBY designate and appoint any Employee, Agent, or Authorized Representative of HEALTH CARE RESOLUTION SERVICES, INC. to represent me and act on my behalf before any County or State Department of Jobs and Family Services, the Court of Claims of Ohio, the Social Security Administration and/or Veterans Administration or any other Medical Institution.

I HEREBY grant to my Representative the power to make or withdraw application on my behalf, and to request and appear on my behalf at conferences, hearings and other proceedings that pertain to applications for assistance made for me, or other members of my family.

I UNDERSTAND that all information furnished will be used only or assistance in obtaining the full amount available of Government Benefits that I may be entitled to.

I CONSENT to the disclosure and release to my Representative, all hospital records, case records, medical and psychiatric reports (including, if necessary, reports relating to drug, alcohol, and HIV Positive/AIDS information) and/or documents that pertain to me or my family and are in the custody of these agencies.

I UNDERSTAND that this Representation is being used to obtain Government Benefits and is being done at NO COST to me or my family.

THIS AUTHORIZATION will remain in effect until I request to withdraw it in writing.
A photocopy of this document shall be valid as the original.

Signature

Witnessed

Date