

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of	)	
Patsy Naples,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. 10-48-EL-CSS
	)	
Ohio Edison Company	)	
	)	
Respondent.	)	

ENTRY

The attorney examiner finds:

- (1) On January 15, 2010, Patsy Naples (Ms. Naples) filed a complaint against Ohio Edison Company (Ohio Edison), alleging that Ohio Edison had incorrectly billed her account.
- (2) On February 4, 2010, Ohio Edison answered the complaint by admitting that Ms. Naples is a customer, while denying that it had incorrectly billed Ms. Naples.
- (3) By entry issued March 3, 2010, the attorney examiner scheduled a settlement conference for March 24, 2010.
- (4) On March 23, 2010, counsel for Ohio Edison filed a letter requesting, on behalf of Ohio Edison and Ms. Naples, a continuance of the settlement conference.
- (5) Counsel for Ohio Edison filed a letter on March 29, 2010, stating that Ms. Naples had agreed that the settlement conference date be continued to April 6, 2010.
- (6) The attorney examiner finds that this matter should be rescheduled for a settlement conference. The purpose of the conference will be to explore the parties' willingness to negotiate a resolution of this complaint in lieu of an evidentiary hearing. In accordance with Rule 4901-1-26, Ohio Administrative Code, any statements made in an attempt to settle this matter without the need for an evidentiary hearing will not generally be admissible to prove liability or

invalidity of a claim. An attorney examiner from the Commission's legal department will facilitate the settlement discussion. However, nothing prohibits any party from initiating settlement negotiations prior to the scheduled settlement conference.

- (7) Accordingly, the settlement conference date shall be April 6, 2010, at 11:00 A.M., Hearing Room 11-D, at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215-3793. The parties should bring all relevant documents to the conference. If it becomes apparent that the parties are not likely to settle this matter, the parties should be prepared to establish a procedural schedule to facilitate the timely and efficient processing of this complaint.
- (8) As is the case in all Commission complaint proceedings, the Complainant has the burden of proving the allegations of the complaint. *Grossman v. Public Util. Comm.* (1966), 5 Ohio St.2d 198.

It is, therefore,

ORDERED, That the matter be scheduled for a settlement conference on April 6, 2010, at 11 a.m., Hearing Room 11-D, at the offices of the Commission, 180 East Broad Street, Columbus, Ohio. It is, further,

ORDERED, That a copy of this entry be served upon interested parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

By: James M. Lynn  
James M. Lynn  
Attorney Examiner

Jeg/dah

Entered in the Journal

APR 01 2010

Renee J. Jenkins

Renee J. Jenkins  
Secretary