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FILE

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To:	PUCO Docketing Division	Date:	April 19, 2010
Firm:		From:	Kathy J. Kolich, Esquire
Fax #:	614-466-0313	Pages:	4(including cover page)

Subject: *Joint Motion to Dismiss
Mr. Lester Lemke v. The Toledo Edison Company
Case No. 07-514-EL-CSS*

Comments: Following is the Joint Motion to Dismiss regarding the above case. The original and the required number of copies will be sent via overnight mail for delivery Tuesday, April 20, 2010. Please call me if you have any questions. Thank you.

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 SM Date Processed APR 19 2010

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76 South Main Street
Akron, Ohio 44306

Kathy J. Kelleh
Senior Attorney

330-384-4580
Fax: 330-384-5875

**Via Federal Express
and Facsimile (614-466-0313)**

April 19, 2010

Ms. Renee J. Jenkins
Director, Administration Department
Secretary to the Commission
Docketing Division
The Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215-3793

Dear Ms. Jenkins:

**Re: Joint Motion to Dismiss
Mr. Lester Lemke v. The Toledo Edison Company
Case No. 07-514-EL-CSS**

Enclosed for filing, please find the original and twelve (12) copies of Joint Motion to Dismiss. Please file the enclosed Joint Motion in the above-referenced docket, time-stamping the two extras and returning them to the undersigned in the enclosed envelope.

Thank you for your assistance in this matter. Please contact me if you have any questions concerning this matter.

Very truly yours,

kag
Enclosures

cc: Parties of Record

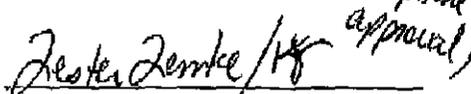
BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

Mr. Lester Lemke,)	
)	
Complainant,)	
)	
vs.)	CASE NO. 07-514-EL-CSS
)	
The Toledo Edison Company,)	
)	
Respondent.)	

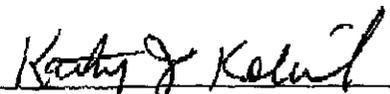
**JOINT MOTION OF LESTER LEMKE AND
THE TOLEDO EDISON COMPANY
TO DISMISS THE INSTANT ACTION AND MEMORANDUM IN SUPPORT**

Pursuant to Rule 4901-1-12 of the Ohio Administrative Code, Complainant, Mr. Lester Lemke, and Respondent, The Toledo Edison Company, jointly move for the dismissal of the instant action with prejudice on the grounds that all issues giving rise to the Complaint have been amicably resolved.

Respectfully submitted,

(per telephone approval)

 Lester Lemke, Complainant
 3270 State Route 590
 Elmore, OH 43416

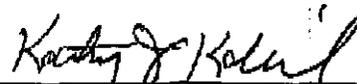
Respectfully submitted,


 Kathy J. Kolich (Reg. No. 0038855)
 Senior Attorney
 FirstEnergy Service Company
 76 South Main Street
 Akron, Ohio 44308
 Telephone: 330-384-4580
 Fax: 330-384-3875

On behalf of The Toledo Edison Company

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a copy of the Parties' Joint Motion to Dismiss was served upon the individuals listed below by regular U.S. Mail, postage prepaid, this 19th day of April, 2010.



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