

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Greg W. Turco,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. 10-2464-EL-CSS
	)	
The Toledo Edison Company,	)	
	)	
Respondent.	)	

ENTRY

The attorney examiner finds:

- (1) On November 1, 2010, Greg W. Turco (Mr. Turco) filed a complaint against The Toledo Edison Company (Toledo Edison), alleging that he was overcharged for his electric usage from July 21, 2010, through August 18, 2010. He added that after the meter was replaced, his bills returned to normal. He believes that the old meter was faulty and seeks corrections to his bill.
- (2) Toledo Edison filed its answer on November 22, 2010, agreeing that Mr. Turco's August 2010 usage was higher than for his prior periods, but denying that its former meter had inaccurately measured his usage.
- (3) By entry issued November 30, 2010, the attorney examiner scheduled a settlement conference for December 13, 2010. The parties participated in the conference as scheduled but were unable to settle matters.
- (4) Accordingly, a hearing is scheduled for March 3, 2011, at 1:30 P.M. in Hearing Room 11-D, on the 11<sup>th</sup> floor of the Commission offices, 180 East Broad Street, Columbus, Ohio 43215-3793.
- (5) Any party intending to present direct, expert testimony should comply with Rule 4901-1-29(A)(1)(h), Ohio Administrative Code, which requires that all such testimony to be offered in this type of proceeding be filed and served upon all parties no later than seven days prior to the commencement of the hearing.

- (6) 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 a hearing be scheduled as indicated in Finding (4). It is, further,

ORDERED, That any party intending to present direct, expert testimony comply with Finding (5). It is, further,

ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

By: 

James M. Lynn  
Attorney Examiner

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Entered in the Journal

**DEC 30 2010**



Renee J. Jenkins  
Secretary