

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of the City)	
School District of the City of Cincinnati,)	
)	
Complainant,)	
)	
v.)	Case No. 10-2824-EL-CSS
)	
Duke Energy Ohio, Inc.,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On November 26, 2010, the City School District of the City of Cincinnati (School District) filed a complaint against Duke Energy Ohio, Inc. (Duke). On December 13, 2010, Duke filed its answer to the complaint.
- (2) By entry issued December 27, 2010, this matter was set for a settlement conference on January 20, 2011.
- (3) On January 5, 2011, the School District filed a motion requesting that the settlement conference be rescheduled, as counsel for the School District will be unavailable on January 20, 2011. The School District stated that it has advised Duke of the conflict and has worked with Duke on an alternative date for the conference. The parties proposed February 2, 2011, as an alternative date for the settlement conference. Accordingly, the settlement conference shall be rescheduled for February 2, 2011, at 2:00 p.m., at the offices of the Commission, 180 East Broad Street, 11th floor, Room 11-C, Columbus, Ohio 43215-3793. The parties should bring all relevant documents to the conference.
- (4) If a settlement is not reached at the conference, the attorney examiner will conduct a discussion of procedural issues. Procedural issues for discussion may include discovery dates, possible stipulations of facts, and potential hearing dates.

- (5) 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.* (1996), 5 Ohio St.2d 189.

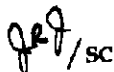
It is, therefore,

ORDERED, That a settlement conference be rescheduled for February 2, 2011, at 2:00 p.m., at the offices of the Commission. It is, further,

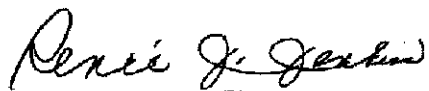
ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Mandy L. Willey
Attorney Examiner



Entered in the Journal
JAN 10 2011



Renee J. Jenkins
Secretary