

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

TMT Warehousing, Inc.,)	
)	
Complainant,)	
)	
v.)	Case No. 10-942-EL-CSS
)	
The Toledo Edison Company,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On July 7, 2010, as corrected July 8, 2010, TMT Warehousing, Inc. (TMT) filed a complaint against The Toledo Edison Company (TE) alleging that upon replacing the meter at TMT's premise, TE began overcharging TMT for service. Specifically, TMT asserts that prior to the meter replacement, its bills averaged approximately \$9,256.88 per month, but after the meter was replaced, bills for the months from September 2009 through March 2010 totaled over \$20,000 each. TMT states that upon making contact with TE, it determined that it was being incorrectly serviced and billed and following adjustments, TMT's bills for electric service have returned to prior levels below \$7,000. TMT requests that it be refunded overpayments that it made during the time it believes it was erroneously billed.
- (2) On July 28, 2010, TE filed its answer to the complaint, stating that TMT's meter was changed on or about June 23, 2009, but avers that the meter change was unrelated to the increased bills subsequently experienced by TMT which it states began with the bill dated September 22, 2009. Moreover, TE agrees that TMT experienced elevated bills until April 2010, after which subsequent bills have ranged from \$7,000 to \$9,000. TE states that changes in TMT's bills are solely based on changes to TMT's operations. In sum, TE states that it has not violated any statute, rule, or tariff provision, and has complied with all rules, regulations, and orders of the Commission. TMT also requests that TMT's complaint be dismissed.

- (3) By entry issued April 1, 2011, this matter was scheduled for a hearing to commence on June 7, 2011.
- (4) On April 22, 2011, TMT filed a motion for a continuance. In support of its motion, counsel for TMT represents that it has a previously scheduled commitment on June 7, 2011, and cannot be present for the hearing as scheduled. TMT further explains that its request is not being made for the purpose of delay.
- (5) The attorney examiner finds that TMT's request for a continuance is reasonable and should be granted. Accordingly, this case should be scheduled for a hearing on June 29, 2011, at 10:00 a.m., in hearing room 11-C at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215-3793.

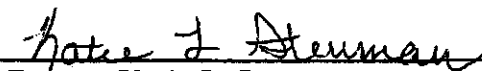
It is, therefore,

ORDERED, That TMT's motion for a continuance be granted. It is, further,

ORDERED, That the hearing be rescheduled in accordance 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: Katie L. Stenman
Attorney Examiner

/dah

Entered in the Journal

MAY 03 2011



Betty McCauley
Secretary