

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of)	
GKNSR, Inc.,)	
)	
Complainant,)	
)	
v.)	Case No. 10-2656-EL-CSS
)	
The Cleveland Electric Illuminating)	
Company,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On November 15, 2010, a complaint was filed on behalf of GKNSR, Inc. (GKNSR or complainant) against The Cleveland Electric Illuminating Company (CEI or respondent), alleging improper termination of service. The complaint was filed by George Kanaan, president of GKNSR, Inc.
- (2) On December 6, 2010, CEI filed its answer to the complaint.
- (3) A prehearing settlement conference was scheduled for and held in this case on February 18, 2011. However, at that time the parties were unable to resolve the issues presented in this case.
- (4) On December 6, 2010, the respondent filed, in addition to its answer, a motion to dismiss the complaint, along with a memorandum in support of that motion. CEI argues that the complainant appears to be a corporation and, pursuant to Rule 4901-1-08, Ohio Administrative Code (O.A.C.) must be represented by an attorney. CEI points out that, in this case, the complaint was filed by George Kanaan, who does not appear to be an attorney licensed to practice law in Ohio. CEI requests that the complaint either be dismissed or that the complainant be required to secure and be represented by appropriate legal counsel in this proceeding.

- (5) Rule 4901-1-08(A), O.A.C., requires that any party appearing in a Commission proceeding, if not appearing in propria persona, "shall be represented by an attorney-at-law authorized to practice before the courts of this state." The same provision specifies that corporations must be represented by an attorney-at-law.
- (6) Based on the pleadings, the complainant, GKNSR, Inc., appears to be a corporation. As such, the complainant, in order to proceed further with its complaint in this matter before the Commission, must be represented by legal counsel authorized to practice law in Ohio. Accordingly, the complainant is directed to file, through its counsel, within 14 days from the date of this entry, a notice of appearance by the counsel, authorized to practice law in Ohio, who represents the complainant in this case; otherwise, the attorney examiner will recommend that the complaint be dismissed for failure of the complainant to properly appear in this case.

It is, therefore,

ORDERED, That, in accordance with the above findings, that complainant must file, through its counsel, within 14 days from the date of this entry, a notice of appearance by the counsel, authorized to practice law in Ohio, who represents the complainant in this case; otherwise, the attorney examiner will recommend that this case be dismissed for failure of the complainant to properly appear in this case. It is further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO



By: Daniel E. Fullin
Attorney Examiner

ST/dah

Entered in the Journal

JUL 25 2011



Betty McCauley
Secretary