

FILE

3
RECEIVED-DOCKETING DIV
2011 AUG-5 AM 11:21
PUCO

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of
Cutter Exploration, Inc.

Complainant,

v.

The East Ohio Gas Company d/b/a
Dominion East Ohio

Respondent.

)

)

)

)

)

)

)

)

)

)

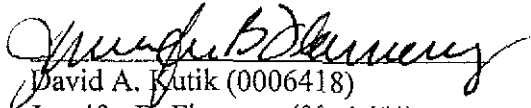
)

Case No. 09-1982-GA-CSS

JOINT MOTION TO DISMISS

Complainant, Cutter Exploration, Inc. ("Cutter Exploration") and Respondent, The East Ohio Gas Company d/b/a Dominion East Ohio ("DEO"), hereby inform the Commission that all matters in this action have been resolved. As a result, the parties respectfully move the Commission for an Order dismissing with prejudice the Amended Complaint and the claims brought in this action. Each party shall bear its own costs, expenses, and attorney's fees.

Respectfully submitted,



David A. Kutik (0006418)

Jennifer B. Flannery (0078651)

JONES DAY

901 Lakeside Avenue

Cleveland, OH 44114-1190

Telephone: (216) 586-3939

Facsimile: (216) 579-0212

E-mail: dakutik@jonesday.com

jflannery@jonesday.com

**Attorneys for The East Ohio Gas Company
d/b/a Dominion East Ohio**



John Bentine (0016388)

Sarah Daggett Morrison (0068035)

Stephen C. Fitch (0022322)

CHESTER WILCOX & SAXBE, LLP

65 East State Street, Suite 1000

Columbus, OH 43215

Telephone: (614) 334-6121

Facsimile: (614) 221-4012

E-mail: jbentine@cwslaw.com

smorrison@cwslaw.com

And

Mark J. Skakun (0023475)

Clay K. Keller (0072927)

BUCKINGHAM, DOOLITTLE

BURROUGHS, LLP

3800 Embassy Parkway, Suite 300

Akron, OH 44333-8332

Telephone: (330) 376-5300

Facsimile: (330) 258-6559

E-mail: mskakun@bdblawn.com

ckeller@bdblawn.com

Attorneys for Cutter Exploration, Inc.

Dated: August 4, 2011

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of)	
Cutter Exploration, Inc.)	
)	Case No. 09-1982-GA-CSS
Complainant,)	
)	
v.)	
)	
The East Ohio Gas Company d/b/a)	
Dominion East Ohio)	
)	
Respondent.)	

ORDER OF DISMISSAL WITH PREJUDICE

Having duly considered the Joint Motion to Dismiss of Complainant, Cutter Exploration, Inc. ("Cutter Exploration") and Respondent, The East Ohio Gas Company d/b/a Dominion East Ohio ("DEO") the Commission now finds that the Motion should be GRANTED.

IT IS HEREBY ORDERED that all claims of Cutter Exploration against DEO, are hereby DISMISSED with prejudice. Each party is to bear its own costs, expenses, and attorney's fees.

THE PUBLIC UTILITIES COMMISSION OF OHIO

By: Jonathon J. Tauber
Attorney Examiner