

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) By entry issued August 11, 2011, an evidentiary hearing in this case was scheduled to occur on September 7, 2011.
- (2) On August 29, 2011, the parties filed a joint motion seeking to have the September 7, 2011, hearing rescheduled to occur, instead, on one of four selected dates in November 2011. The parties contend that the additional time requested is necessary in order to complete discover and to prepare for hearing.
- (3) The attorney examiner finds that the parties' joint motion to continue the hearing is for good cause and should be granted. Accordingly, the evidentiary hearing currently scheduled for September 7, 2011, is hereby rescheduled to occur, instead, at 10:00 a.m., on November 8, 2011, in Hearing Room 11-D, at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215-3793.
- (4) 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.

- (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.* (1966), 5 Ohio St.2d 198.

It is, therefore,

ORDERED, That the hearing in this case currently scheduled for September 7, 2011, be rescheduled to occur, instead, at 10:00 A.M., on November 8, 2011, in Hearing Room 11-D, at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215-3793. It is, further,

ORDERED, That a copy of this entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO



By: Daniel E. Fullin
Attorney Examiner

JRG dah

Entered in the Journal

AUG 30 2011



Betty McCauley
Secretary