

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Vincent	)	
V. Johnson,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. 12-848-EL-CSS
	)	
The Cleveland Electric Illuminating	)	
Company,	)	
	)	
Respondent.	)	

ENTRY

The attorney examiner finds:

- (1) On March 5, 2012, Vincent C. Johnson (Mr. Johnson) filed a complaint against The Cleveland Electric Illuminating Company (CEI). Mr. Johnson asserts that he did not open the accounts for which he is being charged on his bill, nor did he sign or agree to a continuing contract. He contends that his complaint has not been thoroughly investigated by CEI, and he adds that the name on the account is not his name.
- (2) At this time, the attorney examiner finds that this matter should be scheduled for a settlement conference. The purpose of the settlement conference will be to explore the parties' willingness to negotiate a resolution in lieu of an evidentiary hearing. In accordance with Rule 4901-1-26, Ohio Administrative Code, any statements made in an attempt to settle this matter without the need for an evidentiary hearing will not generally be admissible to prove liability or invalidity of a claim. An attorney examiner from the Commission's legal department will facilitate the settlement process. However, nothing prohibits either party from initiating settlement negotiations prior to the scheduled settlement conference.

The date of the settlement conference shall be indicated in a future entry. The parties should bring with them all documents relevant to this matter. 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. 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.

- (3) Pursuant to Rule 4901-9-01, Ohio Administrative Code, Mr. Johnson shall, while the complaint is pending, pay to CEI all amounts that are not in dispute. In addition, while the complaint is pending, CEI shall not disconnect service to Mr. Johnson's residence.

It is, therefore,

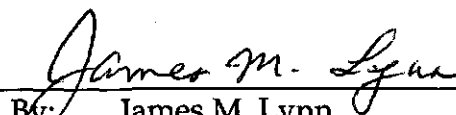
ORDERED, That a settlement conference be scheduled on a date to be indicated in a future entry. It is, further,

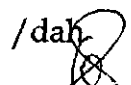
ORDERED, That while the complaint is pending, Mr. Johnson pay to CEI all amounts that are not dispute. It is, further,

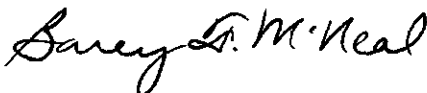
ORDERED, That CEI not disconnect service to Mr. Johnson while the complaint is pending. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

  
By: James M. Lynn  
Attorney Examiner

/dah  
  
Entered in the Journal  
**MAR 12 2012**

  
Barclay F. McNeal  
Secretary