

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Anita Deal,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. 11-6052-EL-CSS
	)	
The Dayton Power and Light Company,	)	
	)	
Respondent.	)	

ENTRY

The Attorney Examiner finds:

- (1) On December 27, 2011, Anita Deal filed a complaint with the Commission against The Dayton Power and Light Company (DP&L) alleging that the company improperly charged her for electric usage at her residence.
- (2) DP&L filed an answer on January 12, 2012, denying the allegations in the complaint.
- (3) A settlement conference was scheduled in this case for June 1, 2012. However, the complainant did not attend or otherwise participate in the conference.
- (4) By entry issued June 25, 2012, this matter was re-scheduled for a settlement conference on July 11, 2012. In the entry, complainant was advised that failure to attend the conference might result in a recommendation to the Commission to dismiss her complaint for lack of prosecution.
- (5) On July 11, 2012, a fire drill was conducted in the building housing the Commission's offices just before the start of the settlement conference. All personnel on the premises, including Commission staff, evacuated the building. At the conclusion of the fire drill, the settlement conference was convened. Complainant, however, did not attend the conference.

- (6) In view of the circumstances, the attorney examiner believes that the complainant should be accorded another chance to participate in the hearing process for the complaint that she filed. Accordingly, the complainant is directed to contact the attorney examiner in writing by August 1, 2012, indicating whether she wishes to proceed with the hearing process for this complaint. If the complainant fails to communicate with the attorney examiner in writing by August 1, 2012, the attorney examiner will recommend to the Commission that the complaint be dismissed for failure to prosecute.

It is, therefore,

ORDERED, That the complainant comply with the directive in Finding (6). It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

*Kerry K. Sheets*

By: Kerry K. Sheets  
Attorney Examiner

*gh*  
/vrm

Entered in the Journal

**JUL 12 2012**

*Barcy F. McNeal*

Barcy F. McNeal  
Secretary