

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of)	
The Chris Erhart Foundry & Machine)	
Co.,)	
)	
Complainant,)	
)	Case No. 12-659-EL-CSS
v.)	
)	
The Duke Energy Ohio, Inc.,)	
)	
Respondent.)	

ENTRY

The Commission finds:

- (1) On February 14, 2012, The Chris Erhart Foundry & Machine Co. (Complainant) filed a complaint against The Duke Energy Ohio, Inc. (Duke). Complainant asserts that as a result of four new riders which became effective on January 3, 2012, Complainant has experienced an unreasonable increase in the demand/delivery portion of their electric bill.
- (2) On March 5, 2012, Duke filed an answer to the complaint. By entry issued on September 20, 2012, the attorney examiner scheduled this case for a settlement conference to occur on October 22, 2012. The parties subsequently filed a joint motion to continue the settlement conference and engaged in significant independent settlement discussions. On November 30, 2012, Duke filed correspondence indicating that settlement discussions had reached an impasse.
- (3) On December 6, 2012, the attorney examiner scheduled a hearing for January 29, 2013, and Duke filed testimony on January 22, 2013.
- (4) On August 2, 2013, the parties filed a joint motion to dismiss this case with prejudice. In the motion, the parties explain that the matter has been resolved and that they have executed an agreement.

- (5) The Commission finds that the parties' joint motion to dismiss the complaint is reasonable, given that they have reached an agreement that resolves the issues raised in the complaint. Accordingly, the joint motion to dismiss the complaint, with prejudice, should be granted.

It is, therefore,

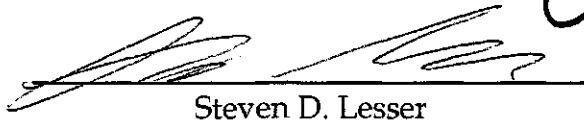
ORDERED, That the parties' joint motion to dismiss the complaint, with prejudice, be granted. It is, further,

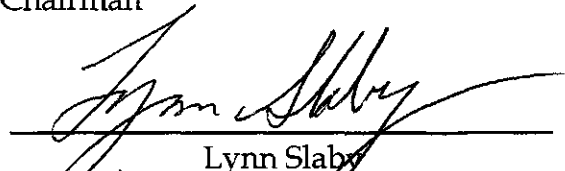
ORDERED, That Case No. 12-659-EL-CSS be dismissed with prejudice. It is, further,

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

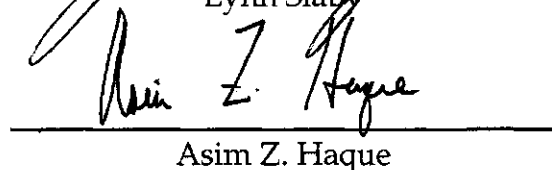
THE PUBLIC UTILITIES COMMISSION OF OHIO


Todd A. Snitchler, Chairman


Steven D. Lesser


Lynn Slaby

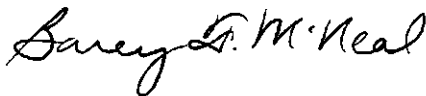

M. Beth Trombold


Asim Z. Haque

SMK/sc

Entered in the Journal

AUG 21 2013


Barcy F. McNeal

Barcy F. McNeal
Secretary