

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

JJS3 Foundation dba Neusole Glassworks)	
937 Windsor Ave.)	
Cincinnati, OH 45206)	
)	
Complainant,)	Case No. 13-1803-GA-CSS
)	
v.)	
)	
Duke Energy Ohio, Inc.)	
)	
Respondent.)	

**JOINT MOTION TO CONTINUE
MEDIATION CONFERENCE TO DECEMBER 9, 2013**

Complainant JJS3 Foundation dba Neusole Glassworks (“Neusole”) and Respondent Duke Energy Ohio, Inc. (“Duke”), through respective counsel, move for an order rescheduling the Mediation Conference of the above-referenced matter to Monday, December 9, 2013. Commission Counsel is aware of the purpose of this brief continuance and has been placed on notice of this request in advance of this filing. The reasons for this motion are more fully explained below and the parties request expedited consideration of this Motion to allow the parties to have a productive settlement conference.

Respectfully Submitted,

/s/ Brian R. Redden

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Duke Energy Ohio, Inc.

MEMORANDUM IN SUPPORT

This matter was filed on August 20, 2013 by Complainant Neusole. Respondent Duke answered that complaint on September 24, 2013. Shortly thereafter, Respondent issued its initial set of discovery requests to Complainant, which Neusole is still completing, but expects to serve on or before November 8, 2013. Contemporaneously with these discovery responses of Neusole served on Duke, Complainant will serve its own discovery requests for information from Respondent. Duke will then have until early December to supply its responses to Complainant.

Given the early stage of this case and the cooperative nature of discovery in which the parties have been proceeding, counsel jointly request a continuance of the November 7, 2013 settlement conference scheduled with the Commission until Monday, December 9, 2013 at 10:30 AM to facilitate the completion of this initial round of discovery and a preliminary exchange of settlement figures between the parties. The parties submit that conducting a settlement conference without the completion of basic discovery would be a waste of the parties' and the commission's time and resources.

The parties request that the Commission expedite consideration of this Motion and make a determination approving this reasonable request so that the parties may have a productive settlement conference.

Respectfully Submitted,

/s/ Brian R. Redden

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Summary: Motion JOINT MOTION TO CONTINUE
MEDIATION CONFERENCE TO DECEMBER 9, 2013
electronically filed by Mr. Brian R Redden on behalf of JJS3 Foundation dba Neusole
Glassworks