

**Before
THE SUPREME COURT OF OHIO**

In the matter of the complaint of Mary-Martha)
and Denis Corrigan)

Appellant,)

VS)

The Public Utilities Commission)
of Ohio)

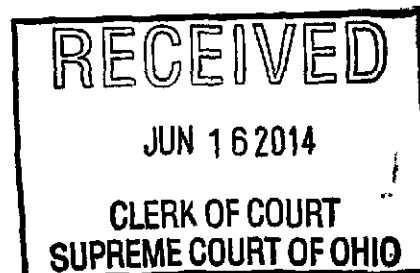
Appellee.)

Supreme Court No. 14-0799

**Being Before
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the matter of the complaint of Mary-Martha)
and Denis Corrigan vs. The Cleveland)
Electric Illuminating Company regarding)
the removal of a Silver Maple tree on their)
property.)

Case No. 09-492-EL-CSS



INDEX AND DOCKET ENTRIES

ICN

6/10/2009	In the matter of the complaint of Mary Martha and Dennis Corrigan vs. The Cleveland Electric Illuminating Company regarding the removal of a Silver Maple tree on their property.	1
6/10/2009	Complaint response letter and copy of brochure mailed to: Lester S. Potash Attorney for Mary-Martha & Dennis Corrigan, complainants.	2
6/10/2009	Complaint service letter and copy of complaint mailed to: Leila Vespoli, The Cleveland Electric Illuminating Company.	3
6/30/2009	Answer and motion to dismiss filed by E. Miller on behalf of Cleveland Electric Illuminating Company. (FAX)	4
7/1/2009	Answer and motion to dismiss filed by E. Miller on behalf of Cleveland Electric Illuminating Company. (original)	5
7/29/2009	Entry ordering that the matter be scheduled for a settlement conference on August 13, 2009, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 12th Floor, Legal Conference Room 1246, Columbus, OH; that CEI abstain from any action to remove or otherwise adversely affect the tree on Complainants' property at issue in this case. (RH)	6
1/5/2010	Notice of appearance filed by G. Garber on behalf of The Cleveland Electric Illuminating Company.	7
1/7/2010	Entry ordering that a hearing be held March 9, 2010, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-D, Columbus, Ohio 43215.(RH)	8
2/10/2010	Joint motion for continuance filed on behalf of Complainants, Mary-Martha and Dennis Corrigan by L. Potash and Respondent, The Cleveland Electric Illuminating Company by G. Garber.	9
3/2/2010	Entry ordering that the revised procedural schedule be adopted; a hearing be held May 14, 2010; that CEI abstain from any action to remove or otherwise adversely affect the tree on Complainants' property at issue in this case. (RH)	10

5/24/2010	Joint motion and memorandum in support for continuance filed by L. Potash, complainants attorney and G. Garber, attorney for The Cleveland Electric Illuminating Company.	11
7/30/2010	Entry ordering that the revised procedural schedule be adopted in accordance with findings (4) and (5); a hearing be held December 9, 2010, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-C, Columbus, Ohio 43215-3793. (HPG)	12
10/25/2010	Joint motion for continuance and memorandum in support filed by L. Potash on behalf of Mary-Martha and Dennis Corrigan, G. Garber on behalf of The Cleveland Electric Illuminating Company.	13
11/5/2010	Entry that the parties join motion for continuance be granted, it is further ordered that CEI abstain from any action to remove or otherwise adversely affect the tree on Complainants property at issue in this case. (H.P)	14
6/8/2011	Notice of withdrawal, appearance and substitution of counsel for the Cleveland Electric Illuminating Company filed by D. Kutik.	15
8/30/2012	Joint motion to set procedural schedule filed by L. Potash on behalf of Mary-Martha and Dennis Corrigan, Complainant and D. Kutik on behalf of The Cleveland Electric Illuminating Company, Respondent.	16
11/1/2012	Attorney Examiner Entry granted the parties' joint motion to set a procedural schedule as modified and ordered the procedural schedule to be adopted as set forth in Finding (9). - electronically filed by Sandra Coffey on behalf of Jonathan Tauber, Attorney Examiner, Public Utilities Commission of Ohio.	17
12/3/2012	Unopposed Motion to continue hearing to April 25, 2013 filed by Lester S. Potash. (FAX)	18
1/10/2013	Attorney Examiner Entry granting Complainants' request to reschedule the hearing date to 04/25/2013. - electronically filed by Sandra Coffey on behalf of Mandy Willey Chiles, Attorney Examiner, Public Utilities Commission of Ohio.	19
1/10/2013	Unopposed motion to continue hearing filed by L. Potash on behalf of Complainants.	20

1/16/2013	Notice of Appearance electronically filed by Lydia M. Floyd on behalf of The Cleveland Electric Illuminating Company.	21
3/25/2013	<i>Motion of Both Parties to Continue Hearing Date and Procedural Schedule and Memorandum in Support</i> electronically filed by Lydia M. Floyd on behalf of The Cleveland Electric Illuminating Company.	22
4/9/2013	Attorney Examiner Entry orders the procedural schedule modified as set forth in Finding (12) and reschedules the hearing to 06/20/2013. - electronically filed by Sandra Coffey on behalf of Mandy Willey Chiles, Attorney Examiner, Public Utilities Commission of Ohio.	23
4/24/2013	Letter informing of change of address filed by L. Potash on behalf of the Corrigan, Complainants.	24
5/17/2013	Direct Testimony of Stephen Cieslewicz electronically filed by Ms. Carrie M Dunn on behalf of The Cleveland Electric Illuminating Company.	25
5/17/2013	Direct Testimony of Rebecca Spach electronically filed by Ms. Carrie M Dunn on behalf of The Cleveland Electric Illuminating Company.	26
5/17/2013	Direct Testimony of David Kozy, P.E. electronically filed by Ms. Carrie M Dunn on behalf of The Cleveland Electric Illuminating Company.	27
5/17/2013	Direct Testimony of Robert J. Laverne electronically filed by Ms. Carrie M Dunn on behalf of The Cleveland Electric Illuminating Company.	28
5/17/2013	Direct Testimony of Thomas J. Neff, Jr., P.S. electronically filed by Ms. Carrie M Dunn on behalf of The Cleveland Electric Illuminating Company.	29
5/31/2013	Notice of Deposition of Dennis Corrigan electronically filed by Lydia M. Floyd on behalf of The Cleveland Electric Illuminating Company.	30
5/31/2013	Notice of Deposition of Mary-Martha Corrigan electronically filed by Lydia M. Floyd on behalf of The Cleveland Electric Illuminating Company.	31

6/4/2013	Motion for protective order and memorandum in support filed by L. Potash, on behalf of the complainants.	32
6/12/2013	Notice of Deposition (Amended) of Dennis Corrigan electronically filed by Lydia M. Floyd on behalf of The Cleveland Electric Illuminating Company.	33
6/12/2013	Notice of Deposition (Amended) of Mary-Martha Corrigan electronically filed by Lydia M. Floyd on behalf of The Cleveland Electric Illuminating Company.	34
6/13/2013	Attorney Examiner Entry ordering the hearing be rescheduled to July 25, 2013; electronically filed by Vesta R. Miller on behalf of Jonathan J. Tauber, Attorney Examiner, Public Utilities Commission of Ohio.	35
8/8/2013	Transcript of Mary-Martha and Dennis Corrigan vs The Cleveland Electric Illuminating Company hearing held on 07/25/13 at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, Room 11-C, Columbus, Ohio electronically filed by Mrs. Jennifer Duffer on behalf of Armstrong & Okey, Inc. and Hennebert, Julieanna Mrs.	Trans.
8/9/2013	Exhibits submitted for filed transcript of hearing that was held on Thursday, July 25, 2013 before Jonathan Tauber and Mandy W. Chiles, Attorney Examiners.	Exh.
9/13/2013	Brief Post-Hearing Memorandum electronically filed by Mr. Lester S. Potash on behalf of Mary Martha Corrigan	36
9/16/2013	Post-Hearing Brief electronically filed by Lydia M. Floyd on behalf of The Cleveland Electric Illuminating Company.	37
9/30/2013	Post-Hearing Reply electronically filed by Lydia M. Floyd on behalf of The Cleveland Electric Illuminating Company.	38
9/30/2013	Response to Post-Hearing Brief filed by CEI electronically filed by Mr. Lester S. Potash on behalf of Corrigan, Mary Martha.	39
3/26/2014	Opinion & Order denying the complaint.	40

3/27/2014	Attorney Examiner Entry that the Corrigan's motion for stay be granted and CEI abstain from any action to remove or otherwise adversely affect the tree at issue in this case; electronically filed by Debra Hight on behalf of Mr. Kerry K. Sheets.	41
3/27/2014	Motion for Stay and Memorandum in Support and Request for Expedited Ruling electronically filed by Mr. Lester S. Potash on behalf of Corrigan, Mary Martha.	42
4/21/2014	Application for Rehearing electronically filed by Mr. Lester S. Potash on behalf of Corrigan, Mary Martha.	43
5/1/2014	Memorandum Contra of The Cleveland Electric Illuminating Company to Complainants' Application for Rehearing electronically filed by Lydia M. Floyd on behalf of The Cleveland Electric Illuminating Company.	44
5/14/2014	Motion for Stay Pending Supreme Court Review and Request for Expedited Ruling and Memorandum in Support electronically filed by Mr. Lester S. Potash on behalf of Corrigan, Mary Martha.	45
5/14/2014	Entry on rehearing stating that the Complainants' application for rehearing be denied.	46
5/15/2014	Memorandum Contra Motion for Stay Filed by Complainants Mary-Martha and Dennis Corrigan electronically filed by MR. DAVID A KUTIK on behalf of The Cleveland Electric Illuminating Company.	47
5/16/2014	Attorney Examiner Entry ordering that, pending an Entry by the Commission addressing Complainants May 15, 2014 motion for stay, CEI should not take any action to remove or otherwise adversely affect the tree at issue in this case for 14 days or, in the event the next Commission meeting is postponed, until the next Commission meeting; electronically filed by Vesta R Miller on behalf of Kerry K. Sheets, Attorney Examiner, Public Utilities Commission of Ohio.	48
5/16/2014	Supreme Court Appeal Notice of Appeal to Ohio Supreme Court electronically filed by Mr. Lester S. Potash on behalf of Corrigan, Mary Martha.	49

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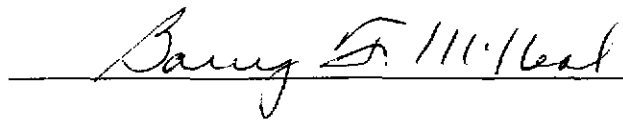
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CERTIFICATION

I, Barcy F. McNeal, the duly appointed and qualified Secretary of The Public Utilities Commission of Ohio, in whose custody the books, records, and files of said Commission are kept, do hereby certify there is transmitted herewith the docket entries of the Commission, ICN No. 1-49, the **Opinion and Order dated 3/26/2014** and the **Entry on Rehearing dated 5/14/2014** inclusive; and the Certification of the record in Case No. **09-492-EL-CSS**

IN WITNESS THEREOF, I have thereunto set my hand
and affixed the official seal of The Public Utilities Commission
of Ohio this 16th day of JUNE, 2014.

A handwritten signature in cursive script, reading "Barcy F. McNeal", is written over a horizontal line.

Barcy F. McNeal, Secretary
Tanowa Troupe, Acting Secretary
Felecia D. Burdett, Acting Secretary

THE PUBLIC UTILITIES COMMISSION OF OHIO