

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Pete)	
Spooner and Cindy J. Bias,)	
)	
Complainants,)	
)	
v.)	Case No. 13-1583-EL-CSS
)	
Ohio Edison Company,)	
and)	
FirstEnergy Solutions Corp.,)	
)	
Respondents.)	

ENTRY

The attorney examiner finds:

- (1) On July 5, 2013, Pete Spooner and Cindy J. Bias (Complainants) filed a complaint against Ohio Edison Company (Ohio Edison) and FirstEnergy Solutions Corp. (FES) (collectively Respondents). The Complainants allege that Ohio Edison unlawfully switched their electricity service supplier to FES without their consent and failed to provide them with a copy of their bill. The Complainants also contested the accuracy of their bill.
- (2) Upon being granted a motion to extend time, the Respondents filed a joint answer on August 5, 2013.
- (3) By entry issued June 5, 2014, the attorney examiner scheduled this matter for hearing to occur on July 2, 2014.
- (4) On June 18, 2014, Ohio Edison filed notices of its intent to take the depositions of the Complainants on June 26, 2014.
- (5) On June 25, 2014, Ohio Edison filed a motion to continue the hearing and to reschedule the depositions. Ohio Edison explains that it was contacted by the Complainants on June 19, 2014, and informed that the Complainants had prior personal and professional commitments that would prevent their attendance at the scheduled depositions. The Complainants

and counsel for the Respondents are available and have agreed to participate in depositions on July 2, 2014. The parties request that the hearing be scheduled for July 24, 2014.

- (6) The attorney examiner finds that the motion to continue the evidentiary hearing is reasonable and should be granted. Accordingly, the hearing in this matter shall be rescheduled from July 2, 2014, to July 24, 2014, at 10:00 a.m. in Hearing Room 11-C at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215.
- (7) 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.*, 5 Ohio St.2d 189, 214 N.E.2d 666 (1966).

It is, therefore,

ORDERED, That the hearing scheduled for July 2, 2014, be rescheduled for July 24, 2014, at 10:00 a.m. in Hearing Room 11-C at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/ L. Douglas Jennings

By: L. Douglas Jennings
Attorney Examiner

jrj/vrm

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in

Case No(s). 13-1583-EL-CSS

Summary: Attorney Examiner Entry rescheduling hearing to July 24, 2014; electronically filed by Vesta R Miller on behalf of L. Douglas Jennings, Attorney Examiner, Public Utilities Commission of Ohio