

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

City of Toledo,)	
)	Case No. 14-1944-EL-CSS
Complainant,)	
)	MOTION OF THE COMPLAINANT,
v.)	CITY OF TOLEDO, FOR LEAVE TO
)	FILE A MEMORANDUM IN
FirstEnergy Solutions, Corp.,)	OPPOSITION IN THIS DOCKET
)	OUT OF TIME
Respondent.)	

Complainant City of Toledo respectfully seeks leave to file the attached Memorandum in Opposition to Respondent's Motion to Dismiss, out of time. Due to inadvertent email inbox errors Respondent's Motion was not received. Complainant only observed the Motion during a random check of the online docket. The reasons that support this motion are more fully explained in the attached memorandum.

Respectfully submitted,
Adam W. Loukx, Director of Law

By: 

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Memorandum

On November 24, 2014 Respondent filed a Motion to Dismiss in this docket. For an unknown reason, the electronic service copy must have been inadvertently misplaced or misfiled. Toledo did not realize that such filing had occurred until this date during a random checking of the docket.

Toledo respectfully seeks leave to docket its Memorandum in Opposition to Respondent's Motion to Dismiss at this time. No other matters have been scheduled or docketed since Respondent's filing. Additionally, there is no resolution in the Commission's investigation into Respondent's marketing practices in Case No. 14-0568-EL-COI.

For these reasons, Toledo respectfully requests the Commission accept the attached Memorandum in Opposition out of time.

Respectfully submitted,
Adam W. Loukx, Director of Law

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CERTIFICATE OF SERVICE

I certify that this Motion for leave to file out of time and accompanying Memorandum in Opposition was filed electronically through the Docketing Information System of the Public Utilities Commission of Ohio on this 25th day of February, 2015. The PUCO's e-filing system will electronically serve notice of the filing of this document on all parties.

By: 

Leslie A. Kovacik

Counsel for the City of Toledo

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

2/25/2015 11:01:15 AM

in

Case No(s). 14-1944-EL-CSS

Summary: Motion electronically filed by Ms. Leslie A Kovacik on behalf of Kovacik, Leslie A Ms.