

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Michelle DeMasi,)	
)	
Complainant,)	
)	
v.)	Case No. 15-1443-EL-CSS
)	
Ohio Edison Company,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On October 21, 2015, Michelle DeMasi (Ms. DeMasi or Complainant) filed a motion to continue the October 29, 2015 settlement conference that was scheduled in this matter. Among other things, Ms. DeMasi requested in her motion that FirstEnergy Solutions Corp. (FES) be joined as a party to the complaint, because FES was her utility provider from August 2010 until August 2014.
- (2) In an October 26, 2015 Entry the attorney examiner granted Ms. DeMasi's motion for continuance, while also stating that FES must have an opportunity to respond to Complainant's request to join FES as a party to the complaint. Pursuant to Ohio Adm.Code 4901-1-12, the attorney examiner indicated that FES had 15 days from the date of being served with Complainant's October 21, 2015 motion, to file a memorandum contra. The attorney examiner also stated that in the event FES is joined as a party, it would have, pursuant to Ohio Adm.Code 4901-9-01, 20 days from the date of being joined to file an answer to the complaint.
- (3) The attorney examiner has since determined that FES was not properly served with the October 26, 2015 Entry. Therefore, pursuant to Ohio Adm.Code 4901-1-12(B)(1), FES shall have 15 days from the service of this Entry to file a memorandum contra Complainant's October 21, 2015

motion. In the event that FES is ultimately joined as a party, it shall have, pursuant to Ohio Adm.Code 4901-9-01, 20 days from the date of being served with the Entry indicating joinder to file an answer to the complaint.

- (4) The attorney examiner again emphasizes that, pursuant to Ohio Adm.Code 4901-9-01(E), while the complaint is pending, Complainant must pay all amounts not in dispute for usage that occurred before August 17, 2015, when the complaint was filed. In addition, Complainant must pay in full bills for electric usage that occurred after August 17, 2015. If Complainant fails to make such payments, Ohio Edison may begin termination procedures.

It is, therefore,

ORDERED, That Complainant pay, while the complaint is pending, all amounts for usage before August 17, 2015, that are not in dispute, and pay in full current bills for electric usage after August 17, 2015. It is, further,

ORDERED, That FES has 15 days from the service of this Entry to file a memorandum contra Complainant's October 21, 2015 motion. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/James Lynn

By: James M. Lynn
Attorney Examiner

JRJ/sc

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

2/3/2016 1:49:35 PM

in

Case No(s). 15-1443-EL-CSS

Summary: Attorney Examiner Entry directs the Complainant, while the complaint is pending, to pay all amounts for usage before 8/17/2015 that are not in dispute and pay in full current bills for electric usage after 8/17/2015 and directs FES 15 days from the date of this Entry, to file a memorandum contra Complainant's 10/21/2015 motion. - electronically filed by Sandra Coffey on behalf of James Lynn, Attorney Examiner, Public Utilities Commission of Ohio