

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
FRONTIER NORTH INC.,**

COMPLAINANT,

v.

CASE NO. 14-759-AU-CSS

OHIO POWER COMPANY,

RESPONDENT.

ENTRY

Entered in the Journal on August 17, 2016

I. SUMMARY

{¶ 1} The Commission grants a joint motion of the parties to dismiss this case with prejudice. The parties have resolved all issues raised in Frontier North Inc.'s complaint concerning pole attachment rates charged by Ohio Power Company.

II. DISCUSSION

{¶ 2} Pursuant to R.C. 4905.26, the Commission has authority to consider written complaints filed against a public utility by any person or corporation regarding any rate, service, regulation, or practice relating to any service furnished by the public utility that is in any respect unjust, unreasonable, insufficient, or unjustly discriminatory.

{¶ 3} Ohio Power Company (AEP Ohio) is a public utility as defined in R.C. 4905.02 and, as such, is subject to the jurisdiction of this Commission.

{¶ 4} On April 23, 2014, Frontier North Inc. (Frontier) filed a complaint against AEP Ohio, alleging that AEP Ohio has charged unjust and unreasonable rates for attachments to its utility poles.

{¶ 5} On May 14, 2014, AEP Ohio filed an answer and a motion to dismiss the complaint. Frontier filed a memorandum contra the motion to dismiss on May 29, 2014. On June 5, 2014, AEP Ohio filed a reply in support of its motion to dismiss.

{¶ 6} By Entry issued June 12, 2014, the attorney examiner scheduled a settlement conference for August 12, 2014. The parties were not able, at the time, to resolve their dispute.

{¶ 7} On July 13, 2016, the parties filed a joint motion to dismiss the complaint with prejudice. The parties explain that they have resolved all of the issues raised in Frontier's complaint and no further proceedings are necessary.

{¶ 8} The parties have stated good cause to dismiss the complaint. Accordingly, the joint motion to dismiss the complaint with prejudice should be granted.

III. ORDER

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That, in accordance with Paragraph 8, the joint motion to dismiss the complaint with prejudice be granted. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

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Asim Z. Haque, Chairman

Lynn Slaby
Lynn Slaby

M. Beth Trombold
M. Beth Trombold

Thomas W. Johnson

M. Howard Petricoff
M. Howard Petricoff

LDJ/vrm

Entered in the Journal

AUG 17 2016

Barcy F. McNeal

Barcy F. McNeal
Secretary