

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Complaint of Gregory J. Augustine,)	
)	
)	
Complainant,)	
)	
v.)	Case No. 16-1939-GA-CSS
)	
North American Power and Gas, LLC,)	
)	
Respondent.)	

**MOTION OF NORTH AMERICAN POWER AND GAS, LLC
TO FILE OUT OF TIME**

North American Power and Gas, LLC files this motion seeking leave to file an answer to the complaint of Gregory J. Augustine in this matter. Good cause exists for granting this motion. The reasons supporting such good cause are set forth in the accompanying memorandum in support.

WHEREFORE, North American Power and Gas, LLC respectfully moves that the Public Utilities Commission of Ohio permit it to file its answer in this matter out of time.

Respectfully submitted,

/s/ Gretchen L. Petrucci
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Gretchen L. Petrucci (0046608)
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Attorneys for North American Power and Gas, LLC

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MEMORANDUM IN SUPPORT

On September 26, 2016, a complaint was filed in Case No. 16-1939-GA-CSS against North American Power and Gas, LLC (“NAP&G”). NAP&G has been certified to provide competitive retail services in Ohio for years. This is the first formal complaint filed at the Public Utilities Commission of Ohio (“Commission”) against NAP&G. Upon receipt of the formal complaint, NAP&G filed a detailed response, but was unaware of the Commission’s requirements in responding to a formal complaint. Upon discussion with the Attorney Examiner, NAP&G promptly retained Ohio counsel to represent it in this matter and a formal written answer has been prepared. Additionally, NAP&G has recently reached out to Mr. Augustine to further discuss the matter and possibly settle the complaint. NAP&G submits that good cause exists for allowing it to file its answer out of time.

WHEREFORE, North American Power and Gas, LLC respectfully requests that the Commission permit it to file its answer out of time so that this complaint can be resolved and settled.

Respectfully submitted,

/s/ Gretchen L. Petrucci

Stephen M. Howard (0022421), Counsel of Record

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CERTIFICATE OF SERVICE

The Public Utilities Commission of Ohio e-filing system will electronically serve notice of the filing of this document on the parties referenced in the service list of the docket card who have electronically subscribed to this case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being served upon the Complainant this 10th day of November 2016, as follows:

- Via regular U.S. Mail to Gregory Augustine, 625 Timberline Trail,
Mayfield Village, Ohio 44143

/s/ Gretchen L. Petrucci
Gretchen L. Petrucci

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 16-1939-GA-CSS

Summary: Motion Motion to File Out of Time electronically filed by Mrs. Gretchen L. Petrucci on behalf of North American Power and Gas, LLC