THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE COMPLAINTS OF:

FU WONG AND PEONY LO	**CASE NO. 17-2170-EL-CSS**
PATRICIA MCGILL	**CASE NO. 17-2314-EL-CSS**
SANFORD AND BARBARA CASPER	**CASE NO. 17-2268-EL-CSS**
AMBER AND CHRIS FRANCOSKY	**CASE NO. 17-2262-EL-CSS**
MELANIE MAUGHLIN	**CASE NO. 17-2225-EL-CSS**
SANDRA NUNN	**CASE NO. 17-2224-EL-CSS**
TIMOTHY WILSON	**CASE NO. 17-2223-EL-CSS**
CLIFFORD W. FAUBER	**CASE NO. 17-2214-EL-CSS**
ANITA DEYE	**CASE NO. 17-2213-EL-CSS**
CARLYLE REID	**CASE NO. 17-2212-EL-CSS**
ANNE WYMORE	**CASE NO. 17-2203-EL-CSS**
EVELYN AND TIM KING	**CASE NO. 17-2201-EL-CSS**
CHRIS HENDRIKSEN	**CASE NO. 17-2196-EL-CSS**
MELISSA AND BRIAN WEISS	**CASE NO. 17-2195-EL-CSS**
JOHN GUMP	**CASE NO. 17-2192-EL-CSS**
JASON DIMACULANGAN	**CASE NO. 17-2191-EL-CSS**
SHANA BERGE	**CASE NO. 17-2183-EL-CSS**
JIM AND LAURA HAID	**CASE NO. 17-2181-EL0CSS**
MELISA KUHNE	**CASE NO. 17-2176-EL-CSS**
MELISSA AND PETER BROOME	**CASE NO. 17-2173-EL-CSS**
BOB SCHMELING,	**CASE NO. 17-2172-EL-CSS**

COMPLAINANTS,

V.

DUKE ENERGY OHIO, INC.,

RESPONDENT.

ENTRY

Entered in the Journal on November 17, 2017

{¶ 1} Several homeowners (Complainants) in Symmes Township Ohio and the city of Montgomery have filed cases with the Commission. Complainants allege that Duke Energy Ohio, Inc. (Duke) is negatively impacting property values by clear cutting and obliterating (as opposed to trimming) all trees located within a 100-foot right-of-way under transmission wires. Complainants note that the clear cutting affects 180 single family

homes, three apartment buildings, and 31 condominiums. To date, Complainants have filed 51 such cases.

{¶ 2} Complainants in the 21 cases listed below request an emergency stay to prevent Duke from clear cutting all trees until the Commission has ruled on this matter. In the motions, Complainants indicate that the stay is necessary because Duke could commence clear cutting trees soon.

- *Patricia Mcgill vs. Duke Energy Ohio*, Case No. 17-2314-EL-CSS
- *Sanford & Barbara Casper vs. Duke Energy*, Case No. 17-2268-EL-CSS
- *Amber & Chris Francosky vs. Duke Energy Ohio Inc.*, Case No. 17-2262-EL-CSS
- *Melanie Maughlin vs. Duke Energy Ohio Inc.*, Case No. 17-2225-EL-CSS
- *Sandra Nunn vs. Duke Energy Ohio Inc.*, Case No. 17-2224-EL-CSS
- *Timothy Wilson vs. Duke Energy Ohio Inc.*, Case No. 17-2223-EL-CSS
- *Clifford W. Fauber vs. Duke Energy Ohio Inc.*, Case No. 17-2214-EL-CSS
- *Anita Deye vs. Duke Energy Ohio Inc.*, Case No. 17-2213-EL-CSS
- *Carlyle Reid vs. Duke Energy Ohio Inc.*, Case No. 17-2212-EL-CSS
- *Anne Wymore vs. Duke Energy Ohio Inc.*, Case No. 17-2203-EL-CSS
- *Evelyn & Tim King vs. Duke Energy Ohio Inc.*, Case No. 17-2201-EL-CSS
- *Chris Hendriksen vs. Duke Energy*, Case No. 17-2196-EL-CSS
- *Melissa & Brian Weiss vs. Duke Energy Ohio*, Case NO. 17-2195-EL-CSS
- *John Gump vs. Duke Energy Ohio*, Case No. 17-2192-EL-CSS
- *Jason Dimaculangan vs. Duke Energy Ohio*, Case No. 17-2191-EL-CSS
- *Shana Berge vs. Duke Energy*, Case No. 17-2183-EL-CSS
- *Jim & Laura Haid vs. Duke Energy*, Case No. 17-2181-EL-CSS
- *Melisa Kuhne vs. Duke Energy Ohio*, Case No. 17-2176-EL-CSS
- *Melissa & Peter Broome vs. Duke Energy*, Case No. 17-2173-EL-CSS
- *Bob Schmeling vs. Duke Energy*, Case No. 17-2172-EL-CSS
- *Fu Wong & Peony Lo vs. Duke Energy Ohio*, Case No. 17-2170-EL-CSS

{¶ 3} The attorney examiner finds that Complainants' motions are reasonable and should be granted. Accordingly, until further notice, Duke should not clear cut any trees within the 100-foot utility easement on the property of any of the Complainants listed above.

{¶ 4} It is, therefore,

{¶ 5} ORDERED, That Complainants' motions to stay be granted. It is, further,

{¶ 6} ORDERED, That Duke not clear cut any trees within the 100-foot utility easement on Complainants' property until further notice. It is, further,

{¶ 7} ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Anna Sanyal
By: Anna Sanyal
Attorney Examiner

jrj/vrm

Case No(s). 17-2170-EL-CSS, 17-2314-EL-CSS, 17-2268-EL-CSS, 17-2262-EL-CSS, 17-2225-EL-CSS,

Summary: Attorney Examiner Entry granting complainants' motion to stay and that Duke not clear cut any trees within the 100-foot utility easement on complainants' property until further notice; electronically filed by Vesta R Miller on behalf of Anna Sanyal, Attorney Examiner, Public Utilities Commission of Ohio