

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
OBADIAH I. DEMUS,**

COMPLAINANT,

V.

CASE NO. 13-660-EL-CSS

DUKE ENERGY OHIO, INC.,

RESPONDENT.

ENTRY

Entered in the Journal on January 3, 2018

I. SUMMARY

{¶ 1} The Commission grants the joint motion of the parties to dismiss the complaint with prejudice.

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} Duke Energy Ohio, Inc., (Duke or Respondent) is a public utility as defined in R.C. 4905.02 and, as such, is subject to the jurisdiction of this Commission.

{¶ 4} On March 13, 2013, Albert T. Brown, Jr., Esq. filed this complaint on behalf of Obadiah I. Demus (Complainant) against the Respondent, alleging that Duke had threatened to shut off Complainant's service unless Mr. Demus accepted a transfer of charges owed Duke by Mildred Reese for service at 833 Rockdale, Cincinnati, Ohio. On March 25, 2013, the Complainant filed a request to prevent termination of service to Mr. Demus' residence at 670 Gholson Ave. #209, Cincinnati, Ohio, pursuant to Ohio Adm.Code 4901-9-01.

{¶ 5} On March 29, 2013, the Respondent filed an answer stating that Duke had transferred a \$169.73 balance due for service at the Rockdale address, and that Duke had recordings of two telephone conversations in which Mr. Demus acknowledged that he had established gas and electric service for Ms. Reese at the Rockdale address.

{¶ 6} On November 12, 2015, counsel for Complainant indicated that this matter had been resolved, and that he would file notice after confirming such resolution with his client. On December 5, 2017, an entry was issued scheduling this matter for hearing on January 3, 2018.

{¶ 7} On December 6, 2017, the parties filed a joint motion to dismiss this complaint with prejudice, which should now be granted.

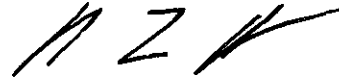
III. ORDER

{¶ 8} It is, therefore,

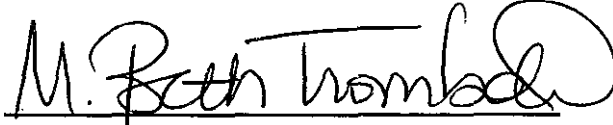
{¶ 9} ORDERED, That the joint motion of the parties to dismiss this complaint be granted. It is, further,

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

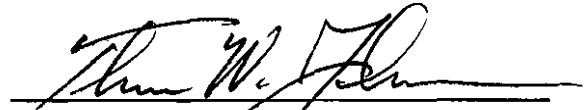
THE PUBLIC UTILITIES COMMISSION OF OHIO



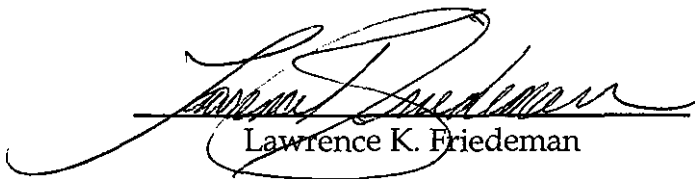
Asim Z. Haque, Chairman



M. Beth Trombold



Thomas W. Johnson



Lawrence K. Friedeman

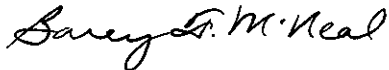


Daniel R. Conway

RMB/vrm

Entered in the Journal

JAN 03 2018



Barcy F. McNeal
Secretary