

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
ERIC OSWALD,**

COMPLAINANT,

v.

CASE NO. 17-2220-EL-CSS

DUKE ENERGY OHIO, INC.,

RESPONDENT.

ENTRY

Entered in the Journal on June 26, 2018

{¶ 1} 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.

{¶ 2} Respondent, Duke Energy Ohio, Inc. (Duke), is a public utility as defined in R.C. 4905.02. As such, Duke is subject to the Commission's jurisdiction.

{¶ 3} On October 26, 2017, Eric Oswald (Complainant) filed a complaint against Duke, alleging that Duke is negatively impacting property values in Symmes Township and the city of Montgomery by clear cutting and obliterating all trees located within a 100-foot right-of-way under transmission wires.

{¶ 4} On November 15, 2017, Duke filed an answer. In the answer, Duke denies the allegations made by Complainant. Additionally, it set forth affirmative defenses including that Complainant lacks standing to assert any claims.

{¶ 5} By Entry dated May 24, 2018, the attorney examiner scheduled a settlement conference in this matter on June 28, 2018.

{¶ 6} On June 22, 2018, Duke filed a motion to reschedule the settlement conference, a memorandum in support, and a request for expedited treatment. In the motion, Duke

indicates that counsel for the Company is unable to attend the settlement conference as scheduled.

{¶ 7} Upon review, the attorney examiner finds Duke's request reasonable. Consequently, the settlement conference is rescheduled to commence on July 30, 2018, at 10:00 a.m., in Conference Room 1246 at the offices of the Commission, 180 East Broad Street, 12th Floor, Columbus, Ohio 43215.

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That the settlement conference be rescheduled in accordance to Paragraph 7. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon each party and interested person of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/ Anna Sanyal

By: Anna Sanyal
Attorney Examiner

NJW/mef

This foregoing document was electronically filed with the Public Utilities

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Case No(s). 17-2220-EL-CSS

Summary: Attorney Examiner Entry rescheduling the settlement conference for 7/30/18 at 10:00am. electronically filed by Ms. Mary E Fischer on behalf of Anna Sanyal, Attorney Examiner, Public Utilities Commission