

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE COMPLAINT OF
LYNN E. MATTHEWS,

COMPLAINANT,

CASE NO. 18-1585-EL-CSS

v.

DUKE ENERGY OHIO, INC.,

RESPONDENT.

ENTRY

Entered in the Journal on November 20, 2018

{¶ 1} On October 19, 2018, Lynn E. Matthews (Complainant) filed a complaint against Duke Energy Ohio, Inc. (Duke). In addition to other allegations, Complainant alleged that Duke is attempting to indiscriminately remove trees on Complainant's property without making a determination that the trees actually pose a risk and complete removal is necessary. Complainant further alleged that without such a determination, Duke has no authority to engage in the practice. Lastly, Complainant requested that the Commission order Duke to stay its implementation of its current vegetation management plan, as it relates to the property, during the pendency of this complaint.

{¶ 2} On November 8, 2018, Duke filed an answer to the complaint and generally denied Complainant's allegations. Duke also set forth affirmative defenses, including that Complainant failed to set forth reasonable grounds for complaint. However, Duke did not address whether the Commission should grant Complainant's request to stay all vegetation management activities on Complainant's property, including clear cutting and removal of Complainant's trees, during the pendency of this matter.

{¶ 3} Upon review, the attorney examiner directs Duke to respond to Complainant's request to stay Duke's implementation of its current vegetation management plan on Complainant's property while this matter is before the Commission. Duke should file its response by November 28, 2018.

{¶ 4} It is, therefore,

{¶ 5} ORDERED, That Duke respond to Complainant's request for a stay of vegetation management activities on Complainant's property by November 28, 2018. It is, further,

{¶ 6} 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/mef

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in

Case No(s). 18-1585-EL-CSS

Summary: Attorney Examiner Entry ordering Duke Energy Ohio, Inc. to respond to the request for stay of vegetation management by 11/28/18 electronically filed by Ms. Mary E Fischer on behalf of Anna Sanyal, Attorney Examiner, Public Utilities Commission