

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
STAR RAMBO,**

COMPLAINANT,

CASE No. 18-41-EL-CSS

v.

THE TOLEDO EDISON COMPANY,

RESPONDENT.

ENTRY

Entered in the Journal on November 28, 2018

I. SUMMARY

{¶ 1} The Commission dismisses this complaint case based on Complainant's lack of sufficient prosecution.

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} The Toledo Edison Company (Toledo Edison) is a public utility as defined in R.C. 4905.02, and, as such, is subject to the jurisdiction of this Commission.

{¶ 4} On January 11, 2018, Star Rambo (Complainant) filed a complaint against Toledo Edison, alleging Toledo Edison has failed to properly advise and assist her in establishing, and in keeping current on, her electric service account.

{¶ 5} On January 31, 2018, Toledo Edison filed its answer in which it admitted some, and denied others of the allegations of the complaint, and set forth several affirmative defenses.

{¶ 6} By Entry dated February 26, 2018, a settlement conference was scheduled to occur on April 5, 2018. On April 5, 2018, at the appointed time, an attorney examiner from the Commission's legal department and a representative of Toledo Edison were in attendance for the scheduled conference. However, Complainant was not present and, consequently, the settlement conference was not convened.

{¶ 7} By Entry issued September 19, 2018, the settlement conference was rescheduled to occur on October 18, 2018. The Entry informed Complainant that failure to attend the settlement conference may result in dismissal of the complaint for lack of prosecution. On October 18, 2018, an attorney examiner from the Commission's legal department and a representative of Toledo Edison were present for the rescheduled settlement conference. However, the Complainant, for a second time, did not attend the conference.

{¶ 8} In a formal complaint case such as this one, the complainant has the legal obligation to prosecute the complaint. After receiving notice of the proceedings, Complainant in this matter has, twice, failed to appear at scheduled settlement conferences. This case should, therefore, be dismissed for lack of sufficient prosecution by Complainant.

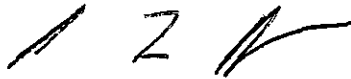
III. ORDER

{¶ 9} It is, therefore,

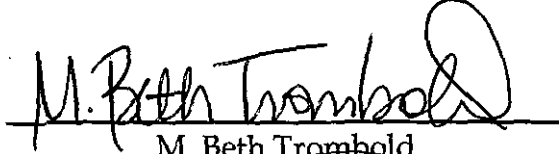
{¶ 10} ORDERED, That Case No. 18-41-EL-CSS be dismissed for lack of prosecution. It is, further,

{¶ 11} ORDERED, That a copy of this Entry be served upon each party of record.

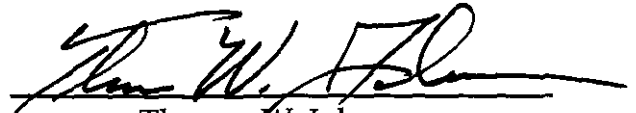
THE PUBLIC UTILITIES COMMISSION OF OHIO



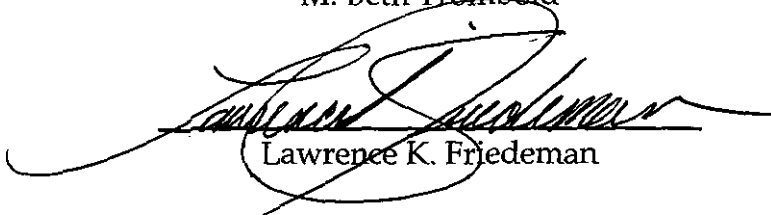
Asim Z. Haque, Chairman



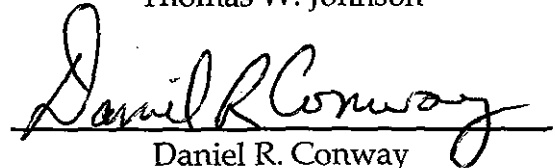
M. Beth Trombold



Thomas W. Johnson



Lawrence K. Friedeman

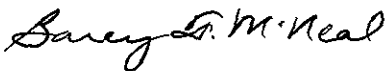


Daniel R. Conway

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Barcy F. McNeal
Secretary