

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

DELTA INDUSTRIAL SERVICES, INC.)	
)	
Complainant,)	
)	Case No. 18-1849-EL-CSS
v.)	
)	
THE CLEVELAND ELECTRIC)	
ILLUMINATING COMPANY)	
)	
Respondent.)	

ANSWER OF THE CLEVELAND ELECTRIC ILLUMINATING COMPANY

The Cleveland Electric Illuminating Company (“CEI”) is a public utility company as defined by §4905.03(C) of the Ohio Revised Code, and is duly organized and existing under the laws of the State of Ohio. In accordance with Rule 4901-9-01(D), Ohio Administrative Code, the Respondent, CEI for its answer to the Complaint of Delta Industrial Services, Inc.

(“Complainant”) states:

Complainant’s Complaint consists of unnumbered paragraphs. To the extent that an allegation is not specifically addressed below, it is hereby denied.

1. CEI Admits Complainant is a customer.
2. CEI admits that Complainant complained of flickering lights on September 25, 2018. CEI denies the remainder of the allegations in paragraph 2 of the Complaint
3. CEI denies all of the allegations in paragraph 3 of the Complaint.
4. CEI denies all of the allegations in paragraph 4 of the Complaint.
5. CEI denies all of the allegations in paragraph 5 of the Complaint.
6. CEI denies all of the allegations in paragraph 6 of the Complaint.

AFFIRMATIVE DEFENSES

7. The Complaint fails to set forth reasonable grounds for Complaint, as required by Section 4905.26, Revised Code.
8. The Complaint fails to state a claim upon which relief can be granted.
9. The Commission lacks subject matter jurisdiction over some or all of Complainant's claims.
10. CEI reserves the right to raise other defenses as warranted by discovery in this matter.

WHEREFORE, CEI respectfully requests an Order dismissing the Complaint and granting CEI all other necessary and proper relief.

Respectfully submitted

/s/ Scott J. Casto
Scott J. Casto (0085756)
Counsel of Record
FIRSTENERGY SERVICE COMPANY
76 South Main Street
Akron, OH 44308
(330) 761-7835
scasto@firstenergycorp.com

Attorney for the Cleveland Electric
Illuminating Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Answer was served by U.S. mail to the following person on this 7th day of January 2019.

Delta Industrial Services, Inc
5201 Denison Avenue
Cleveland, OH 44102

/s/ Scott J. Casto
Attorney for the Cleveland Electric
Illuminating Company

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

1/7/2019 10:39:33 AM

in

Case No(s). 18-1849-EL-CSS

Summary: Answer electronically filed by Mr. Scott J Casto on behalf of The Cleveland Electric Illuminating Company