

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

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

**COMPLAINANT,**

**v.**

**CASE NO. 19-1143-EL-CSS**

**OHIO EDISON COMPANY,**

**RESPONDENT.**

**ENTRY**

Entered in the Journal on August 1, 2019

{¶ 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, Ohio Edison Company (Ohio Edison or Respondent), is a public utility as defined in R.C. 4905.02 and, as such, is subject to the jurisdiction of this Commission.

{¶ 3} On May 20, 2019, Eric Edmisten (Mr. Edmisten or Complainant) filed a complaint against Ohio Edison alleging that Respondent is engaging in unfair billing practices. Specifically, Mr. Edmisten avers that he was experiencing problems with lights dimming in his home when high loads, such as the clothes dryer, were energized. Subsequently, Respondent dispatched a technician who replaced Mr. Edmisten's meter. Mr. Edmisten states that he received a bill for abnormally high usage after his new meter was installed and believes the technician who "memorized the meter reading" made an error. Mr. Edmisten claims that his usage in March 2019 was listed at 2,414 kilowatt-hours (kWh), which is almost triple his usage from the previous March. Mr. Edmisten is requesting an adjustment to his electric bill to accurately reflect his electric usage.

{¶ 4} Ohio Edison filed an answer to the complaint on June 10, 2019. Ohio Edison admits and denies some allegations. Specifically, Ohio Edison admits that it provides electric service to Complainant, and further avers that, on March 12, 2019, Complainant contacted Respondent and complained of intermittent power and that an Ohio Edison employee was dispatched that day to investigate. Ohio Edison admits that Complainant's meter was replaced, and that the employee who replaced Complainant's meter notified him of the meter reading before leaving the property. Further, Ohio Edison admits that Complainant's prior two billing statements reflected estimated consumption and that the April statement reflecting 2,414 kWh of usage, reflects accurate charges. Additionally, Ohio Edison raises several affirmative defenses.

{¶ 5} By Entry issued June 25, 2019, the attorney examiner scheduled a settlement conference to convene on July 25, 2019. On July 24, 2019, Complainant filed a request to reschedule the settlement conference due to a scheduling conflict.

{¶ 6} After review, the attorney examiner finds that Complainant's request to reschedule the settlement conference is reasonable and shall be granted. Accordingly, the settlement conference shall be rescheduled to convene on August 20, 2019, at 10:00 a.m. at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215. Visitors should register at the lobby desk and then proceed to the 11th floor in order to participate in the settlement conference.

{¶ 7} Pursuant to Ohio Adm.Code 4901-1-26(F), the representatives of the public utility shall investigate the issues raised in the complaint prior to the settlement conference, and all parties attending the conference shall be prepared to discuss settlement of the issues raised and shall have the requisite authority to settle those issues. In addition, parties attending the settlement conference should bring with them all documents relevant to this matter.

{¶ 8} As is the case in all Commission complaint proceedings, the complainant has the burden of proving the allegations of the complaint. *Grossman v. Public. Util. Comm.*, 5 Ohio St. 2d 189, 214 N.E. 2d 666 (1966). Therefore, it is Mr. Edmisten's responsibility to prove the allegations in his complaint.

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That the settlement conference be rescheduled in accordance with Paragraph 6. It is, further,

{¶ 11} ORDERED, That a copy of this Entry be served upon all parties and interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Lauren L. Augostini

By: Lauren L. Augostini  
Attorney Examiner

JRJ/hac

**This foregoing document was electronically filed with the Public Utilities**

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**Case No(s). 19-1143-EL-CSS**

Summary: Attorney Examiner Entry rescheduling settlement conference electronically filed by Heather A Chilcote on behalf of Lauren L. Augostini, Attorney Examiner, Public Utilities Commission of Ohio