

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

**IN THE MATTER OF THE COMPLAINT OF  
ANTHONY ANGELO,**

**COMPLAINANT,**

**V.**

**CASE NO. 19-1193-GE-CSS**

**DUKE ENERGY OHIO, INC.,**

**RESPONDENT.**

**ENTRY**

Entered in the Journal on August 14, 2019

**I. SUMMARY**

{¶ 1} The Commission grants Anthony Angelo's request to dismiss his complaint.

**II. DISCUSSION**

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

{¶ 3} 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 furnished by the public utility that is in any respect unjust, unreasonable, insufficient, or unjustly discriminatory.

{¶ 4} On May 23, 2019, Anthony Angelo (Complainant) filed a complaint against Duke alleging that, when it proposed to install smart meters for his gas and electricity service, Duke failed to offer Complainant the chance to, instead, opt for non-transmitting, traditional meters.

{¶ 5} On June 10, 2019, Duke filed its answer to the complaint. In its answer, Duke denies all allegations of the complaint and sets forth several affirmative defenses.

{¶ 6} In a telephone conversation with the attorney examiner on June 19, 2019, Complainant indicated that, after further discussing the matter with Duke, he is now satisfied with his existing gas and electric meters and, consequently, would soon seek to withdraw his complaint.

{¶ 7} On July 22, 2019, Complainant filed a notice requesting to dismiss his complaint.

{¶ 8} Accordingly, the Commission finds that this case should be dismissed and closed of record.

### III. ORDER

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That Complainant's request to dismiss his complaint be granted and the case be closed of record. It is, further,

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

COMMISSIONERS:

*Approving:*

Sam Randazzo, Chairman

M. Beth Trombold

Lawrence K. Friedeman

Daniel R. Conway

Dennis P. Deters

DEF/sc

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