

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
LEONARD KREITMAN,**

COMPLAINANT,

v.

CASE NO. 19-1733-GA-CSS

**VECTREN ENERGY DELIVERY OF OHIO,
INC.,**

RESPONDENT.

ENTRY

Entered in the Journal on November 21, 2019

I. SUMMARY

{¶ 1} The Commission grants the request of Vectren Energy Delivery of Ohio, Inc., to dismiss the complaint, as the issues in the case have been resolved.

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} Vectren Energy Delivery of Ohio, Inc. (VEDO) is a natural gas company as defined in R.C. 4905.03 and a public utility as defined in R.C. 4905.02, and, as such, is subject to the jurisdiction of this Commission.

{¶ 4} On August 30, 2019, Leonard Kreitman (Complainant) filed a complaint against VEDO, alleging inaccurate billing during November 2018. Complainant contends that VEDO billed him for gas usage by a tenant that vacated an apartment that he owns.

Complainant adds that the tenant resided at the apartment during the time indicated on the bill and asserts that the bill should have been sent to the tenant.

{¶ 5} On September 16, 2019, VEDO filed a motion requesting additional time to answer the complaint. VEDO explained that, while investigating Complainant's factual allegations and preparing its answer, VEDO also entered into settlement discussions with Complainant. VEDO indicated that the settlement discussions were ongoing while its answer was being prepared.

{¶ 6} In a September 20, 2019 Entry, the attorney examiner granted VEDO's request to file its answer no later than October 3, 2019.

{¶ 7} VEDO filed its answer on October 3, 2019. In accordance with Ohio Adm.Code 4901-9-01(F), VEDO states that it has addressed Complainant's concerns over the disputed charges, thus satisfying the complaint and settling the case. VEDO, therefore, requests dismissal of the complaint with prejudice.

{¶ 8} Ohio Adm.Code 4901-9-01(F) provides that, if an answer or motion is filed that asserts that a complaint has been satisfied or settled, and no response is filed within 20 days, the Commission may presume that satisfaction or settlement has occurred and dismiss the complaint.

{¶ 9} Complainant did not respond within 20 days of VEDO's assertion that the matter has been resolved. Pursuant to Ohio Adm.Code 4901-9-01(F), the Commission finds that VEDO's request to dismiss the complaint is reasonable and should be granted.

III. ORDER

{¶ 10} It is, therefore,

{¶ 11} ORDERED, That the request to dismiss the complaint with prejudice be granted. It is, further,

{¶ 12} ORDERED, That this case be dismissed and closed of record. It is, further,

{¶ 13} 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

JML/hac

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