

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

Angel M. Vazquez	)	
	)	
Complainant	)	Case No. 20-0401-EL-CSS
	)	
v.	)	
	)	
The Cleveland Electric Illuminating	)	
Company	)	
	)	
Respondent	)	

**ANSWER OF THE CLEVELAND ELECTRIC ILLUMINATING COMPANY**

The Cleveland Electric Illuminating Company (“CEI” or the “Company”) is a public utility company, as defined by R.C. §4905.03(C) and is duly organized and existing under the laws of the State of Ohio. The Complaint of Angel M. Vazquez (“Complainant”) consists of one unnumbered page containing one unnumbered paragraph. CEI will attempt to specifically answer each allegation in the Complaint. To the extent CEI does not respond to a specific allegation, CEI denies any such allegation.

Therefore, in accordance with Rule 4901-9-01(D) of the Ohio Administrative Code, CEI, for its Answer to the Complaint, states:

**FIRST DEFENSE**

1. CEI lacks knowledge or information sufficient to form a belief as to the truth of the allegation(s) in the first sentence of the Complaint and therefore denies them.
2. CEI lacks knowledge or information sufficient to form a belief as to the truth of the allegation(s) in the second sentence of the Complaint and therefore denies them.
3. CEI lacks knowledge or information sufficient to form a belief as to the truth of the allegation(s) in the third sentence of the Complaint and therefore denies them.

4. CEI lacks knowledge or information sufficient to form a belief as to the truth of the allegation(s) in the fourth sentence of the Complaint and therefore denies them.

5. In response to the fifth sentence of the Complaint, CEI states that on or about September 11, 2014, it removed the electric meter at 9605 Pratt Avenue (the “Property”) and that no meter has been installed at the property since this removal. Responding further, CEI states that on or about January 14, 2020, CEI discovered tampering at the Property and further states, upon information and belief, that since at least July 10, 2018, Ms. Vazquez has been the owner of the Property. Answering further, CEI admits that Ms. Vazquez called the Company on or about January 21, 2020 to request service at the Property, and CEI admits that it advised Ms. Vazquez that tampering had been discovered. Answering further CEI admits that it advised Ms. Vazquez that charges in the amount of approximately \$1,810.53 for unmetered usage from July 10, 2018 to January 14, 2020 plus a tampering fee of \$125.00 were due and owing to the Company. CEI also advised Ms. Vazquez that she has an unpaid amount due and owing to the Company from a prior account, and CEI advised her of the Winter Reconnect Order. Answering further, CEI is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations in the fifth sentence of the Complaint and therefore denies them.

### **SECOND DEFENSE**

6. The Complaint fails to set forth reasonable grounds for complaint, as required by R.C. §4905.26.

### **THIRD DEFENSE**

7. The Complaint fails to state a claim upon which relief can be granted.

#### **FOURTH DEFENSE**

8. At all times, CEI complied with the Ohio Revised Code Title 49; the applicable rules, regulations, and orders of the Public Utilities Commission of Ohio; and its Tariff, PUCO No. 13, on file with the Public Utilities Commission of Ohio. These statutes, rules, regulations, orders and tariff provisions bar Complainant's claims.

#### **FIFTH DEFENSE**

9. CEI reserves the right to supplement its answer with other defenses, including affirmative defenses, as discovery progresses in this matter.

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

Respectfully submitted,

/s/Christine E. Watchorn

Christine E. Watchorn (0075919)

(Counsel of Record)

FIRSTENERGY SERVICE COMPANY

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Willing to accept service by email

*Attorney for Respondent*

*The Cleveland Electric Illuminating Company*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the forgoing Answer of the Cleveland Electric Illuminating Company was served upon the following by U.S. Mail on this 9th day of March, 2020:

Angel M. Vazquez  
10709 Parkhurst Drive  
Cleveland, Ohio 44111

*/s/Christine E. Watchorn* \_\_\_\_\_  
Christine E. Watchorn  
*Attorney for Respondent*  
*The Cleveland Electric Illuminating Company*

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

**Commission of Ohio Docketing Information System on**

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Summary: Answer of The Cleveland Electric Illuminating Company electronically filed by Ms. Christine E. Watchorn on behalf of The Cleveland Electric Illuminating Company