

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

**IN THE MATTER OF THE COMPLAINT OF  
ALESCI'S IMPORTED FOODS,**

**CASE NO. 20-1349-EL-CSS**

**COMPLAINANT,**

**v.**

**HUDSON ENERGY SERVICES LLC,**

**RESPONDENT.**

**ENTRY**

Entered in the Journal on October 14, 2020

{¶ 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. Additionally, pursuant to R.C. 4928.16, the Commission has jurisdiction under R.C. 4905.26, upon complaint of any person, regarding the provision by an electric services company subject to certification under R.C. 4928.08 of any service for which it is subject to certification.

{¶ 2} Hudson Energy Services, LLC, dba Hudson Energy (Respondent), is an electric services company as defined in R.C. 4928.01 and is certified to provide competitive retail electric service under 4928.08. Accordingly, Respondent is subject to the Commission's jurisdiction.

{¶ 3} On August 4, 2020, Alesci's Imported Foods (Complainant) initiated a complaint related to fines charged by Respondent.

{¶ 4} Pursuant to Ohio Adm.Code 4901-9-01(B), a copy of the complaint was mailed to Respondent on August 5, 2020, directing Respondent to file its answer and any other responsive pleading within 20 days after August 5, 2020.

{¶ 5} By Entry filed September 22, 2020, the Commission ordered Respondent to file its answer within 20 days of September 22, 2020. Respondent has not filed its answer as required by Ohio Adm.Code 4901-9-01(B).

{¶ 6} On October 9, 2020, Respondent filed a motion for a one-week extension of time to respond to the complaint, along with a memorandum in support of the motion. Ohio Adm. Code 4901-1-13(A) provides that “extension of time to file pleadings or other papers may be granted upon motion of any part for good cause shown.” Respondent stated that an oversight on its part, along with recent developments related to COVID-19, resulted in its failure to timely file an answer. Respondent further argued that its requested one-week extension to file its answer would not prejudice Complainant, nor prolong the proceeding.

{¶ 7} Upon review, the attorney examiner finds Respondent’s October 9, 2020 motion to be reasonable and that it should be granted.

{¶ 8} Respondent is ordered to file its answer and any other responsive pleading in this matter no later than October 15, 2020.

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That Respondent’s motion for a one-week extension to file its answer be granted, as stated in paragraph 7. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Jesse M. Davis

By: Jesse M. Davis  
Attorney Examiner

NJW/mef

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

**Commission of Ohio Docketing Information System on**

**10/14/2020 2:35:52 PM**

**in**

**Case No(s). 20-1349-EL-CSS**

Summary: Attorney Examiner Entry granting the motion of respondent for a one-week extension to file an answer. electronically filed by Ms. Mary E Fischer on behalf of Jesse M. Davis, Attorney Examiner, Public Utilities Commission of Ohio