

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

**IN THE MATTER OF THE COMPLAINT OF  
DAVID WILLIAMS,**

**CASE NO. 20-1566-EL-CSS**

**COMPLAINANT,**

**v.**

**OHIO EDISON COMPANY,**

**RESPONDENT.**

**ENTRY**

Entered in the Journal on May 19, 2021

**I. SUMMARY**

{¶ 1} The Commission grants Respondent's motion to dismiss this case, on grounds that the parties have reached a settlement resolving all issues raised.

**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} Ohio Edison Company (Ohio Edison, or Respondent) is a public utility company as defined in R.C. 4905.02. As such, Ohio Edison is subject to the jurisdiction of this Commission.

{¶ 4} On October 1, 2020, David Williams (Complainant, or Mr. Williams) filed a complaint against Ohio Edison alleging that, for two service accounts identified in the complaint, Respondent "placed service" in Mr. Williams' name "because of crossed meter lighting." According to the complaint, Complainant "fixed the problem" but, he alleges, Ohio Edison is "refusing to come verify the work" and place service back in the name of one or more of the tenants.

{¶ 5} By Entry issued October 27, 2020, Ohio Edison was directed to file its answer or other responsive pleading by November 16, 2020.

{¶ 6} On November 16, 2020, Ohio Edison filed its answer to the complaint in which it admits some, and denies others of the complaint's allegations, and sets forth several affirmative defenses.

{¶ 7} A settlement teleconference was scheduled for, and held, on December 15, 2020. Reportedly, an informal settlement agreement between the parties was achieved at the settlement teleconference.

{¶ 8} On March 5, 2021, Ohio Edison filed a motion to dismiss this case with prejudice, on grounds that it has been settled. In its motion Ohio Edison's asserts that all issues and claims raised in the complaint have been resolved and that no further proceedings are necessary.

{¶ 9} Ohio Adm.Code 4901-9-01(F) provides that, if the public utility complained against files and answer or motion which asserts that the complaint has been satisfied and no response is filed within 20 days, the Commission may presume that satisfaction has occurred and dismiss the complaint.

{¶ 10} On April 7, 2021, the attorney examiner directed Complainant should file, by April 27, 2021, a written response to Ohio Edison's motion to dismiss, indicating whether Complainant agrees or disagrees with Ohio Edison's assertion that the case is settled and whether Complainant wishes to pursue his complaint. The Entry explained that if no such written response was timely filed, the Commission would presume that satisfaction or settlement has occurred and dismiss the complaint.

{¶ 11} Complainant has filed no response to either Ohio Edison's March 5, 2021 motion to dismiss or to the directives of the April 7, 2021 attorney examiner's Entry.

{¶ 12} Accordingly, the Commission finds that Respondent's motion should be granted, and this case should be dismissed, with prejudice.

### III. ORDER

{¶ 13} It is, therefore,

{¶ 14} ORDERED, That Respondent's motion be granted, and that Case No. 20-1566-EL-CSS be dismissed, with prejudice, and closed of record. It is further,

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

COMMISSIONERS:

*Approving:*

Jenifer French, Chair

M. Beth Trombold

Lawrence K. Friedeman

Daniel R. Conway

Dennis P. Deters

DEF/kck

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**Case No(s). 20-1566-EL-CSS**

Summary: Entry granting Respondent's motion to dismiss this case, on grounds that the parties have reached a settlement resolving all issues raised electronically filed by Heather A Chilcote on behalf of Public Utilities Commission of Ohio