

76 South Main Street Akron, Ohio 44308

James W. Burk Senior Attorney

April 5, 2006

330-384-5861 Fax: 330-384-3875

VIA OVERNIGHT MAIL

Ms. Renee J. Jenkins Director, Administration Department Secretary to the Commission Docketing Division The Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43266-5073

RE: PUCO Case Nos. 06-442-EL-CSS L.S. Realty Development L.T.D. v. Ohio Edison Company Motion of Respondent for Extension of Time to File Answer

Dear Ms. Jenkins:

Enclosed for filing please find the original and twelve (12) copies of *Motion of* Respondent for Extension of Time to File Answer regarding the above-referenced case which was fax-filed today. Please file the attached. File-stamp the two extra copies and return them to the undersigned in the enclosed envelope.

Thank you for your assistance in this matter. Please contact me if you have any questions concerning this matter.

JWB:ge Enclosures

> This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business _ Date Processed _

72184

James W. Burkfime

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of L.S. Realty Development, L.T.D.,)	SACTOR BELLEVIEW
Complainant,)	0 1
ν.)	Case No. 06-442-EL-CSS
Ohio Edison Company)	
Respondent.)	

Motion of Respondent for Extension of Time to File Answer

Comes now Ohio Edison Company ("Company"), by counsel, and respectfully requests that the Public Utilities Commission of Ohio ("Commission") grant the Company a brief extension of time to file its Answer or otherwise plead in this matter until April 20, 2006. The Company's Answer is otherwise due to be filed no later than April 6, 2006. Support for this Motion is set forth below in the attached Memorandum in Support.

Respectfully submitted,

James W. Burk

James W. Burk Senior Attorney

76 South Main Street Akron, Ohio 44308

Phone: 330-384-5861 Fax: 330-384-3875

Email: burkj@firstenergycorp.com Counsel for Ohio Edison Company **MEMORANDUM IN SUPPORT**

The instant complaint was filed with the Commission on March 17, 2006. The Company

is abiding by the Commission's March 27, 2006 Entry and has not disconnected the

Complainant. In fact, the parties have engaged in good faith negotiations in an attempt to

informally settle this complaint without the necessity of a formal hearing, and the Company

expects that such an informal settlement will be reached in the near future. In order to avoid

further pleadings in this matter, the Company's requests that the due date for its Answer to be

filed be extended by two weeks to and including April 20, 2006. Such extension will allow the

parties to finalize negotiations without the necessity of additional pleadings, which will assist in

the settlement process.

This matter is set for a prehearing conference on April 20, 2006 which will be avoided if

the parties are able to reach an informal settlement. Such a brief delay in filing the Answer will

not prejudice any party and will assist in the settlement process. Therefore, the Company

respectfully requests that the date to file its Answer in this matter be extended from April 6, 2006

to and including April 20, 2006, and for all other relief just and proper in the premises.

Respectfully submitted,

James W. Buch

James W. Burk

Senior Attorney

76 South Main Street Akron, Ohio 44308

Phone: 330-384-5861 Fax: 330-384-3875

Email: burkj@firstenergycorp.com Counsel for Ohio Edison Company

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Motion for Extension of Time was served by United States first class mail, postage prepaid, this 5^{th} day of April 2006 upon the party set forth below.

James W. Burk

James W. Beech

Senior Attorney

L.S Realty Development LTD 1130 Performance Place Youngstown, Ohio 44502