

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

Katie Ramgren)	
310 Maple Ave, #46)	
Trenton, Ohio 45067)	
)	
Complainant,)	Case No. 19-2019-EL-CSS
)	
v.)	
)	
Duke Energy Ohio, Inc.)	
)	
Respondent.)	

ANSWER OF DUKE ENERGY OHIO, INC.

For its Answer to the Complaint of Katie Ramgren (purported Complainant),¹ Duke Energy Ohio, Inc., (Duke Energy Ohio or Respondent) states as follows:

1. The Complaint is not in a form allowing for specific admission or denial as to individual allegations. Accordingly, Duke Energy Ohio generally denies the allegations set out in the Complaint.
2. In response to the allegations contained in the single handwritten paragraph of the Complaint, Duke Energy Ohio submits that statements regarding requested relief are not allegations to which a response is required.
3. In response to the allegation that Duke Energy Ohio has denied service at 310 Maple Avenue, #46, Trenton, Ohio 45067 (Service Address), Duke Energy Ohio admits that it denied service to the purported Complainant at the Service Address because it believed (and still

¹ Duke Energy Ohio believes that this Complaint was not filed by Katie Ramgren, as captioned, but by another person purporting to be Katie Ramgren.

believes) that request to be fraudulent, but asserts that it has since *granted* service at the Service Address to Amber Armstrong, who requested service in her own name at this same address. Answering further, Duke Energy Ohio states that its reasons for initially denying service to the Service Address include but are not limited to (1) the failure of the person requesting service in the name of Katie Ramgren to satisfactorily verify her identity; (2) prior unsuccessful attempts to fraudulently obtain service at the Service Address; and (3) evidence indicating that the person requesting service in the name of Katie Ramgren was actually Amber Armstrong, who Duke Energy Ohio believes has previously attempted to fraudulently obtain service at the Service Address under the name of Aaliyah Ross. Answering further, Duke Energy Ohio states that on or about November 14, 2019, Amber Armstrong obtained service at the Service Address in her own name. All remaining allegations are denied.

4. Duke Energy Ohio denies each and every allegation of fact and conclusion of law not expressly admitted herein.

AFFIRMATIVE DEFENSES

1. The purported Complainant does not assert any allegations of fact that would give rise to a cognizable claim against Duke Energy Ohio.

2. Duke Energy Ohio asserts as an affirmative defense that pursuant to R.C. 4905.26 and O.A.C. 4901-9-01(B)(3), purported Complainant has failed to set forth reasonable grounds for complaint.

3. Duke Energy Ohio asserts as an affirmative defense that purported Complainant has not stated any request for relief that can be granted by this Commission.

4. Duke Energy Ohio asserts as an affirmative defense that purported Complainant's claims are barred by her unclean hands and fraudulent conduct.

5. Duke Energy Ohio asserts as an affirmative defense that the person who filed the Complaint in this case is Duke Energy Ohio customer Amber Armstrong, and therefore has no standing to pursue a claim on behalf of Katie Ramgren.

6. Duke Energy Ohio asserts as an affirmative defense that the complaint is now moot because service has been granted at the Service Address.

7. Duke Energy Ohio asserts that to the extent purported Complainant is seeking monetary damages, such relief is beyond the scope of the Commission's jurisdiction.

8. Duke Energy Ohio asserts that to the extent the purported Complainant is seeking equitable relief, such relief is beyond the scope of the Commission's jurisdiction.

9. Duke Energy Ohio reserves the right to raise additional affirmative defenses or to withdraw any of the foregoing affirmative defenses as may become necessary during the investigation and discovery of this matter.

CONCLUSION

WHEREFORE, having fully answered, Duke Energy Ohio respectfully requests that the Commission dismiss the Complaint of Katie Ramgren, for failure to set forth reasonable grounds for the Complaint and to deny the purported Complainant's request for relief, if any.

Respectfully submitted,

/s/ Larisa M. Vaysman

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Attorneys for Respondent Duke Energy Ohio, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Answer of Duke Energy Ohio, Inc., was served via regular US Mail postage prepaid, or by electronic mail service, this 26th day of November 2019, upon the following:

Katie Ramgren
310 Maple Ave. #46
Trenton, Ohio 45067

/s/ Larisa M. Vaysman
Larisa M. Vaysman