

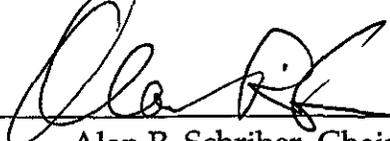
(4) Upon review, the Commission finds that the allegations set forth in the complaint involve the existence of easement and other associated property rights that may or may not be retained by Renite and AEP, how such property rights relate to the relocation of AEP's facilities, and whether AEP or Renite are responsible for the relocation costs. The central issues of this complaint concern the property rights of the parties and are matters and determinations not within the jurisdiction of the Commission. In addition, we note that there is no allegation in the complaint regarding the reasonableness of the charges set forth in AEP's tariff that are associated with a special construction request to relocate facilities, which is a matter within the jurisdiction of the Commission. Accordingly, the complaint in this matter should be dismissed without prejudice.

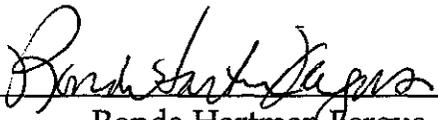
It is, therefore,

ORDERED, That the complaint be dismissed without prejudice and this case be closed of record. It is, further,

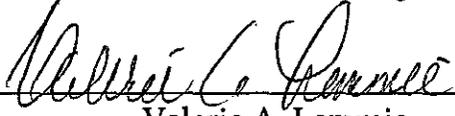
ORDERED, That the Commission serve a copy of this entry on all parties of record.

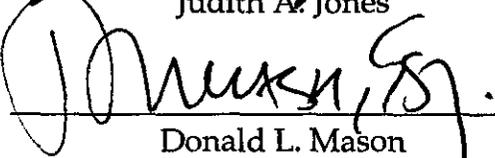
THE PUBLIC UTILITIES COMMISSION OF OHIO


 Alan R. Schriber, Chairman


 Ronda Hartman Fergus


 Judith A. Jones


 Valerie A. Lemmie


 Donald L. Mason

SEF:ct

Entered in the Journal
 NOV 08 2006


 Renee J. Jenkins
 Secretary