

FILE

FirstEnergy

76 South Main Street
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James W. Burk
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December 26, 2006

PUCO

2006 DEC 27 AM 10:12

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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 43215

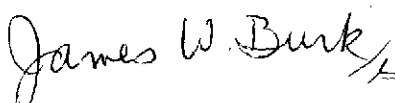
RE: PUCO Case Nos. 06-941-EL-CSS
AM Tower Construction v. The Cleveland Electric Illuminating Company
Joint Motion to Dismiss

Dear Ms. Jenkins:

Enclosed for filing please find the original and twelve (12) copies of *Joint Motion to Dismiss of The Cleveland Electric Illuminating Company* 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.

Very truly yours,


James W. Burk

JWB:ls
Enclosures 12

This is to certify that the images appearing are an
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Technician J Date Processed 12-27-06

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

AM TOWER CONSTRUCTION
COMPLAINANT,

vs.

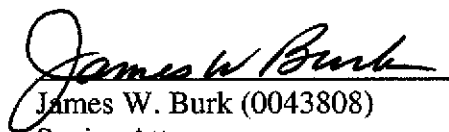
THE CLEVELAND ELECTRIC
ILLUMINATING COMPANY,
RESPONDENT.

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CASE NO. 06-941-EL-CSS

JOINT MOTION TO DISMISS

Come now Respondent, The Cleveland Electric Illuminating Company, by counsel, and Complainant, AM Tower Construction, and inform the Public Utilities Commission of Ohio ("Commission") that the parties have reached an informal resolution of this matter that fully and finally resolves all issues in this proceeding. Therefore, the parties respectfully request the Commission to dismiss this proceeding with prejudice.



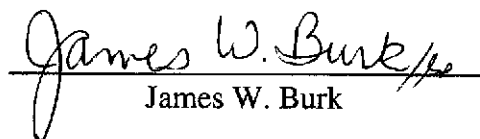
James W. Burk (0043808)
Senior Attorney
FirstEnergy Service Company
76 South Main Street
Akron, Ohio 44308
On behalf of Ohio
Edison Company



AM Tower Construction
7300 Clark Avenue
Cleveland, Ohio 44102

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a copy of the foregoing Joint Motion to Dismiss of The Cleveland Electric Illuminating Company was served by regular U.S. Mail, postage prepaid, to AM Towers Construction, 7300 Clark Avenue, Cleveland, Ohio 44102, this 26th day of December 2006.


James W. Burk