

FILE

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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PUCO

VICTOR DIVITO,

Complainant,

v.

**THE EAST OHIO GAS CO. d/b/a
DOMINION EAST OHIO,**

Respondent.

Case No. 07-691-GA-CSS

ANSWER

Respondent The East Ohio Gas Company d/b/a Dominion East Ohio ("DEO"), for its Answer to the Complaint, responds as follows:

FIRST DEFENSE

1. Avers that Complainant's gas service was disconnected for non-payment on May 21, 2007, and that the balance owed at that time was \$929.00.
2. Admits that Complainant paid the balance due, including a security deposit and reconnection fee, on May 23, 2007.
3. Avers that on May 24, 2007, while reconnecting Complainant's service, DEO obtained an actual read of Complainant's meter that revealed that Complainant's usage had been underestimated by 358.3 mcf.
4. Avers that Complainant's bill prepared on May 24, 2007, stated an account balance of \$4,217.78.
5. Avers that Complainant's May 24 bill reflected undercharges resulting from an inability, despite repeated best efforts, to access Complainant's meter and obtain actual reads. DEO avers that during reconnection, automatic-meter-reading technology was installed at Complainant's location that will allow for measurement of actual monthly consumption.

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6. Avers that after the May 24 bill was prepared, DEO determined that an incorrect "start" read had overstated usage by 105.8 mcf and adjusted the balance accordingly. DEO avers that as of June 14, 2007, Complainant's account balance at 4115 Market Street, Youngstown, Ohio 44512 was \$3,118.35.

7. Any allegations not expressly admitted in this Answer are denied.

SECOND DEFENSE

8. The Complaint fails to state a claim for which relief can be granted.

THIRD DEFENSE

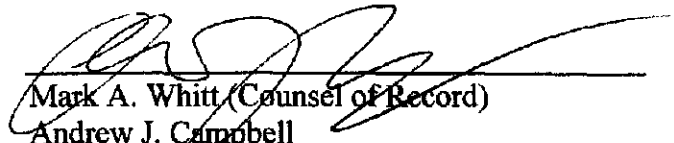
9. The Complaint fails to set forth reasonable grounds for complaint.

FOURTH DEFENSE

10. DEO at all times complied with Title 49, Ohio Revised Code; the rules, regulations and orders of the Commission; and DEO's tariffs. These statutes, rules, regulations and tariff provisions bar Complainant's claims.

WHEREFORE, DEO respectfully requests an Order dismissing the Complaint and granting DEO all other necessary and proper relief.

Respectfully submitted,



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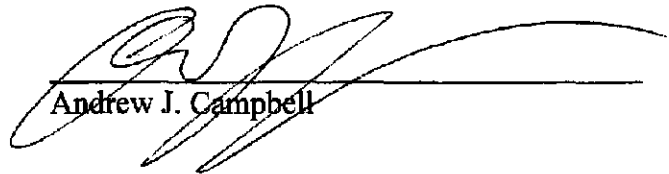
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ATTORNEYS FOR RESPONDENT
THE EAST OHIO GAS COMPANY d/b/a
DOMINION EAST OHIO

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Answer was sent by ordinary U.S. mail to
Victor Divito, 272 Sexton Street, Struthers, Ohio 44471, this 27th day of June, 2007.



Andrew J. Campbell