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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

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AT&T OHIO,

Complainant,

v.

THE DAYTON POWER & LIGHT
COMPANY,

Respondent.

Case No. 06-1509-EL-CSS

AT&T OHIO'S MEMORANDUM CONTRA RESPONDENT'S APPLICATION FOR
REHEARING FROM COMMISSION'S JULY 9, 2007 ENTRY DENYING
RESPONDENT'S MOTION TO DISMISS

COMES NOW AT&T Ohio, by its undersigned attorneys, and files this Memorandum Contra the Respondent's Application for Rehearing from the Commission's July 9, 2007 Entry Denying Respondent's Motion to Dismiss. The application for rehearing filed by Respondent The Dayton Power & Light Company ("DP&L") should be denied for the reasons set forth in AT&T Ohio's January 11, 2007 Memorandum Contra DP&L's Motion to Dismiss, May 7, 2007 Memorandum Contra DP&L's Application for Rehearing, and June 14, 2007 Memorandum Contra to Dayton Power & Light Company's Motion to Dismiss the Amended Complaint, which are incorporated by reference.

Dated: August 17, 2007

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Certificate of Service

I hereby certify that a copy of the foregoing has been served this 17th day of August, 2007, by e-mail, as indicated, and by first class mail, postage prepaid, on the parties listed below.


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