

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of)	
Anthony T. McFarland,)	
)	
Complainant,)	
v.)	Case No. 07-375-EL-CSS
)	
The Dayton Power and Light Company)	
)	
Respondent.)	

ENTRY

The Attorney Examiner, in carrying out the authority granted by Rule 4901-1-14, Ohio Administrative Code (O.A.C.), finds:

- (1) On April 4, 2007, Anthony T. McFarland (the Complainant) filed a complaint against The Dayton Power and Light Company (DP&L or Respondent) alleging that DP&L allowed the service to remain on at 2170 N. Gettysburg Ave., Dayton, Ohio 45406, for over one year, even though no payments were made, which resulted in a balance of \$5,500.00. The complaint further alleges that DP&L, in "retribution," attempted to disconnect the service at a business where the balance was approximately \$400.00.
- (2) DP&L filed an answer on April 19, 2007, generally denying the allegations in the complaint. Also in its answer, DP&L requested that the Commission dismiss the complaint or, in the alternative set this matter for mediation.
- (3) In accordance with the Commission's goal of reducing the number of adversarial proceedings before it, the Attorney Examiner finds that this matter should be scheduled for a settlement conference. The purpose of the settlement conference will be to explore the parties' willingness to negotiate a resolution of this complaint in lieu of an evidentiary hearing. Nothing prohibits any party from initiating settlement negotiations prior to the scheduled settlement conference. An attorney examiner from the Commission's legal department

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will facilitate the settlement process. The parties should bring with them all documents relevant to this matter.

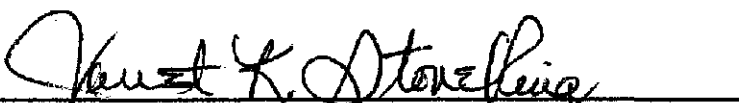
- (4) In the event that a settlement is not reached at the conference, the attorney examiner will conduct a discussion of procedural issues at the conclusion of the settlement conference. Procedural issues for discussion may include discovery dates, possible stipulation of facts, and potential hearing dates.
- (5) Accordingly, this case should be scheduled for a prehearing settlement conference on Thursday, November 1, 2007, to begin at 10:00 a.m., in Hearing Room 11-B, on the 11th floor of the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215-3793. If the complainant has any questions concerning the prehearing settlement conference, or if either party needs to reschedule the settlement conference, they may contact Greta See at 614-728-2849.

It is, therefore,

ORDERED, That this matter is scheduled for a settlement conference in accordance with Finding (5). It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

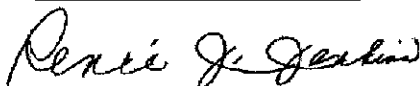
THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Janet K. Stoneking
Attorney Examiner

grr/ct

Entered in the Journal

OCT 18 2007



Renee J. Jenkins
Secretary