

**FirstEnergy**

76 South Main Street  
Akron, Ohio 44308

Ebony L. Miller  
Attorney

330-384-5969  
Fax: 330-384-3875

**FILE**

**FAX**

March 4, 2008

*Via Federal Express  
and Facsimile (614-466-03130)*

Ms. Renee J. Jenkins  
Director, Administration Department  
Secretary to the Commission  
Docketing Division  
The Public Utilities Commission of Ohio  
180 Broad Street  
Columbus, OH 43215-3793

RECEIVED-DOCKETING DIV  
2008 MAR -4 PM 4:19  
PUCO

Dear Ms. Jenkins:

**Re: Answer of The Cleveland Electric Illuminating Company  
J. Rearick v. The Cleveland Electric Illuminating Company  
Case No. 08-136-EL-CSS**

Enclosed for filing, please find the original and twelve (12) copies of the *Answer* regarding the above-referenced case. Please file the enclosed *Answer*, time-stamping the two extras and returning 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,

Jhp  
Enclosures  
cc: Parties of Record

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician TM Date Processed 3/4/2008

BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO

J. REARICK )

COMPLAINANT, )

vs. )

CASE NO. 08-136-EL-CSS

THE CLEVELAND ELECTRIC )  
ILLUMINATING COMPANY )

RESPONDENT. )

**ANSWER OF THE CLEVELAND ELECTRIC ILLUMINATING COMPANY**

Comes now Respondent, The Cleveland Electric Illuminating Company, by counsel,  
and for its Answer to the Complaint filed in the instant action says that:

1. The Cleveland Electric Illuminating Company ("CEI") is a public utility, as defined by §4905.03(A)(4), O.R.C. and is duly organized and existing under the laws of the State of Ohio.

2. This Complaint consists of three sentences, and CEI is currently following up with the Complainant.

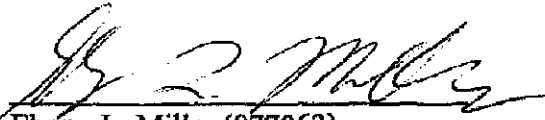
3. With respect to the three sentences set forth in the Complaint, CEI lacks knowledge or information sufficient to form a belief as to the truth of the allegation.

**For its affirmative defenses, CEI further avers that:**

4. CEI breached no legal duty owed to Complainant, and CEI has at all times acted in accordance with its Tariff, PUCO No. 13, on file with the Public Utilities Commission of Ohio, as well as all rules and regulations as promulgated by the Public Utilities Commission of Ohio, the laws existing in the State of Ohio, and accepted standards and practices in the electric utility industry.

WHEREFORE, having fully answered the Complaint, Respondent, The Cleveland Electric Illuminating Company, respectfully request that the instant action be dismissed, and that it be granted any other relief that this Commission may deem just and reasonable.

Respectfully submitted,



Ebony L. Miller (077063)

Attorney

FirstEnergy Service Corp.

76 South Main Street

Akron, Ohio 44308

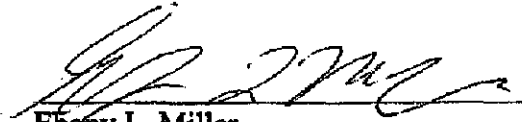
Phone: 330-384-5969

Fax: 330-384-3875

On behalf of The Cleveland Electric  
Illuminating Company

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a copy of the foregoing Answer of The Cleveland Electric Illuminating Company was served by regular U.S. Mail, postage prepaid, to J. Rearick, 2304 Buena Vista Drive, Wickliffe Ohio 44092, this 4<sup>th</sup> day of March, 2008.



Ebony L. Miller  
Attorney