

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Request of The )  
Sherwin-Williams Company for an ) Case No. 08-337-TR-CVF  
Administrative Hearing. )

In the Matter of the Request of The )  
Sherwin-Williams Company for an ) Case No. 05-770-TR-CVF  
Administrative Hearing. )

In the Matter of the Request of The )  
Sherwin-Williams Company for an ) Case No. 05-170-TR-CVF  
Administrative Hearing. )

ENTRY

The attorney examiner finds:

- (1) On March 27, 2008, The Sherwin-Williams Company (Respondent) filed a request for an administrative hearing in Case No. 08-337-TR-CVF, regarding a notice of preliminary determination issued by the Commission Staff (Staff).
- (2) As set forth in Rule 4901:2-7-16(B), Ohio Administrative Code (O.A.C.), unless otherwise ordered by the Commission or agreed to by the parties, a prehearing conference should be scheduled within 30 days of the filing of a request for an administrative hearing.
- (3) Accordingly, this case should be scheduled for a prehearing conference, by telephone, on May 20, 2008, at 10:00 a.m., at the offices of the Commission. The attorney examiner will contact the Respondent's counsel by telephone at the designated time.
- (4) On February 7, 2005, Respondent filed a request for an administrative hearing in Case No. 05-170-TR-CVF, regarding three notices of preliminary determination issued by the Staff, and on June 14, 2005, in Case No. 05-770-TR-CVF, the Respondent filed a request for an administrative hearing regarding a fourth notice of preliminary determination issued by the Staff. On June 28, 2005, the attorney examiner

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consolidated Case No. 05-770-TR-CVF with Case No. 05-170-TR-CVF.

- (5) A prehearing conference was held on September 30, 2005, to discuss the procedural schedule for Case Nos. 05-170-TR-CVF and 05-770-TR-CVF. At the prehearing conference, the parties agreed to schedule the hearing to commence on December 2, 2005. Accordingly, by entry dated October 20, 2005, the attorney examiner set this matter for hearing on December 2, 2005. On December 1, 2005, the parties requested that this hearing date be rescheduled to January 25, 2006, in order to allow additional time for discovery and preparation of these cases. Subsequently, by entry dated December 23, 2005, the attorney rescheduled this matter for hearing on January 25, 2006. On January 12, 2006, Respondent requested a further continuance of the hearing date. This continuance was granted by the attorney examiner by entry dated January 13, 2006. As the parties have not requested that a new hearing date be scheduled in these cases, the attorney examiner finds that a status conference should be held on May 20, 2008, in conjunction with the prehearing conference in Case No. 08-337-TR-CVF, in order to establish a new hearing date for Case Nos. 05-170-TR-CVF and 05-770-TR-CVF.

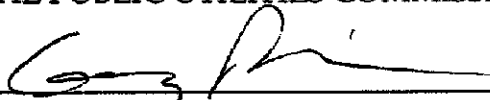
It is, therefore,

ORDERED, That a prehearing conference for Case No. 08-337-TR-CVF be scheduled in accordance with Finding (3). It is, further,

ORDERED, That a status conference for Case Nos. 05-170-TR-CVF and 05-770-TR-CVF be held in conjunction with the prehearing conference scheduled for May 20, 2008 in Case No. 08-337-TR-CVF. It is, further,

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

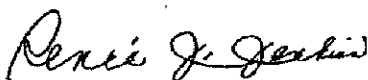
THE PUBLIC UTILITIES COMMISSION OF OHIO

  
By: Gregory A. Price  
Attorney Examiner

QAG  
/ct

Entered in the Journal

APR 25 2008



Renee J. Jenkins  
Secretary