



IGS submits that the fixed annual rate that began in the April 2006 billing cycle bears no relationship to a fixed rate offer occurring seven months later in November 2006. Finally, IGS denies providing gas to the complainant from April 2006 through April 2007 because IGS stopped serving the complainant's accounts on or about January 17, 2007.

- (3) By entry issued June 26, 2008, the attorney examiner scheduled a settlement conference in this matter for Thursday, July 24, 2008.
- (4) The attorney examiner conducting the settlement and counsel for IGS were present at the settlement conference on July 24, 2008; however, the complainant did not appear. Attempts to contact the complainant by telephone were unsuccessful, because the telephone number provided on the complaint had been disconnected.
- (5) By entry issued September 9, 2008, the attorney examiner required the complainant to file a letter in this docket, by October 15, 2008, identifying a telephone number at which the attorney examiner would be able to contact the complainant in order to reschedule the settlement conference. The attorney examiner noted in the entry that, if the complainant failed to file a letter in this docket as required by the entry, the attorney examiner might recommend to the Commission that this case be dismissed because the complainant failed to prosecute the case. The entry was served upon the complainant by certified mail.
- (6) On September 16, 2008, a return receipt for the entry that had been served upon the complainant by certified mail was filed in this docket. The signature on the return receipt was "Ralph Schroer."
- (7) To date, the complainant has failed to file a letter in this docket identifying a telephone number at which he can be contacted or to make any other filings indicating his desire to prosecute the case.
- (8) Therefore, in light of the complainant's failure to appear at the settlement conference and failure to provide a telephone number at which he can be reached for scheduling purposes,

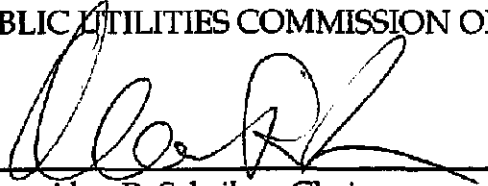
the Commission finds that this complaint should be dismissed  
for lack of prosecution.

It is, therefore,

ORDERED, That this complaint be dismissed. It is, further,

ORDERED, That a copy of this entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO



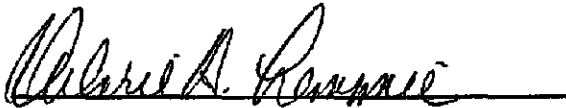
Alan R. Schriber, Chairman



Paul A. Centolella



Ronda Hartman Fergus



Valerie A. Lemmie



Cheryl L. Roberto

CMTP/vrm

Entered in the Journal

NOV 25 2008



Renee J. Jenkins  
Secretary