

FILE
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March 26, 2009

*Via Federal Express
and Facsimile (614-466-0313)*

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

Dear Ms. Jenkins:

Re: *Joint Motion to Dismiss
In the Matter of the Complaint of Lincoln Electric Company v.
Ohio Edison Company
Case No. 09-0086-EL-CSS*

Enclosed for filing, please find the original and twelve (12) copies of the *Joint Motion to Dismiss* regarding the above-referenced case. Please file the enclosed *Joint Motion to Dismiss*, 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,


Ebony L. Miller

ELM/jhp

Enclosures

cc: Parties of Record

This is to certify that the images appearing are an
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**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

IN THE MATTER OF THE COMPLAINT OF :
LINCOLN ELECTRIC COMPANY, :

Complainant, :

Case No. 09-86-EL-CSS

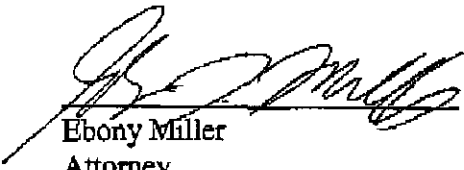
v. :


THE CLEVELAND ELECTRIC :
ILLUMINATING COMPANY, :

Respondent.

JOINT MOTION TO DISMISS

Come now Respondent, The Cleveland Electric Illuminating Company, by counsel, and Complainant, Lincoln Electric Company, and inform the Public Utilities Commission of Ohio ("Commission") that the parties have reached an informal resolution of this matter that fully and finally resolves all issues in this proceeding. Therefore, the parties respectfully request the Commission to dismiss this proceeding with prejudice effective on April 27, 2009. The parties hereby agree that The Cleveland Electric Illuminating Company reserves the right to file an answer in this proceeding at any point prior to dismissal and that such answer shall be deemed timely filed.

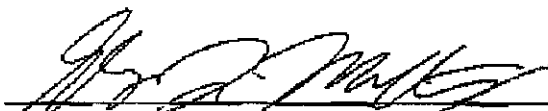

Ebony Miller
Attorney
FirstEnergy Service Company
76 South Main Street
Akron, Ohio 44308
On behalf of The Cleveland Electric
Illuminating Company


Samuel C. Randazzo, Esq.
McNees, Wallace & Nurick
Fifth Third Center
21 East State Street, Suite 1700
Columbus, Ohio 43215-4228
On behalf of Lincoln Electric Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Joint Motion to Dismiss was served by ordinary U.S. mail, postage prepaid, to the following on this 26th day of March, 2009:

Samuel C. Randazzo, Esq.
McNees, Wallace & Nurick
Fifth Third Center
21 East State Street, Suite 1700
Columbus, Ohio 43215-4228


Ebony L. Miller