

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Nexus)	
Realty Tenant Association and Raymond C.)	
Frye, Jr.,)	
)	
Complainants,)	
)	Case No. 09-69-GE-CSS
v.)	
)	
Duke Energy Ohio,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On January 28, 2009, Nexus Realty Tenant Association (Nexus) and Raymond C. Frye, Jr., (collectively, "Complainants") filed a complaint against Duke Energy Ohio, (Duke). Complainants state that Nexus is an association formed to protect the interests of tenants residing in multi-unit apartment buildings and that Mr. Frye was appointed as receiver of the properties in order to collect rents and pay the utility charges. Complainants allege that Mr. Frye attempted to establish an account with Duke to pay utility charges for the properties, but that Duke refused.
- (2) On February 18, 2009, the office of the Ohio Consumers' Counsel (OCC) filed a motion to intervene in this case. In its motion, OCC claims that its participation in these proceedings will not cause undue delay, will not unjustly prejudice any existing party, and will contribute to the just and expeditious resolution of the issues and concerns raised in this proceeding.
- (3) There is no opposition to the OCC's motion to intervene.
- (4) The attorney examiner finds that OCC's motion to intervene should be granted.

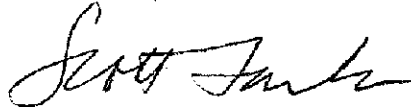
It is, therefore,

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ORDERED, That OCC's motion to intervene be granted. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO



By: Scott Farkas
Attorney Examiner

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Act

Entered in the Journal

APR 14 2009



Renee J. Jenkins
Secretary