

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Kyle D.)
Scheidler,)

Complainant,)

v.)

Case No. 09-120-GA-CSS

Duke Energy Ohio, Inc.,)

Respondent.)

ENTRY

The Commission finds:


- (1) The above-referenced complaint was filed on February 17, 2009. In the complaint, Kyle D. Scheidler alleged that Duke Energy Ohio, Inc. (Duke, company) over-estimated gas usage at his residence in a revenue recovery calculation.
- (2) On March 5, 2009, Duke filed an answer stating that the company was without sufficient knowledge at that time to admit or deny the allegations in the complaint.
- (3) On April 20, 2009, a joint motion to dismiss was filed by the parties. The joint motion submits that the parties have resolved the issues in this complaint. Accordingly, the Commission finds that the joint motion to dismiss should be granted.

It is, therefore,

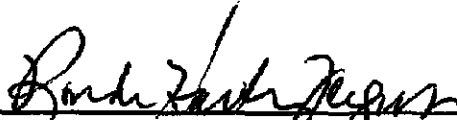
ORDERED, That the parties' joint motion to dismiss this complaint is granted. It is, further,

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

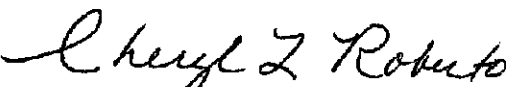
THE PUBLIC UTILITIES COMMISSION OF OHIO


Alan R. Schriber, Chairman


Paul A. Centolella


Ronda Hartman Fergus


Valerie A. Lemmie


Cheryl L. Roberto

KKS/vrm

Entered in the Journal
APR 29 2009



Renee J. Jenkins
Secretary