

Mark A. Hayden
Attorney

2009 SEP -4 AM 10: 29

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PUCO

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

September 3, 2009

Ms. Renee J. Jenkins
Director, Administration Department
Secretary to the Commission
Docketing Division
The Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215-3793

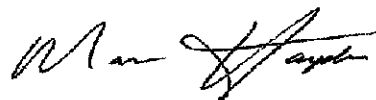
Dear Ms. Jenkins:

Re: *Joint Motion to Dismiss
Hopewell Markets, Inc. dba Frattaroli's Sparkle Market v. Ohio
Edison Company
Case No. 09-725-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,



kli
Enclosures

This is to certify that the images appearing are an
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FILE

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BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

HOPEWELL MARKETS, INC. dba)
FRATTAROLI'S SPARKLE MARKET)
COMPLAINANT,)

vs.)

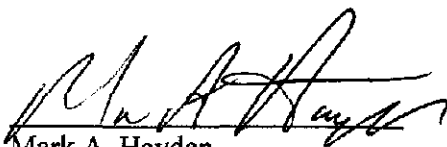
CASE NO. 09-725-EL-CSS

OHIO EDISON COMPANY,)
RESPONDENT.)

JOINT MOTION TO DISMISS

Come now Respondent, Ohio Edison Company, by counsel, and Complainant, Hopewell Markets, Inc., by counsel, and inform the Public Utilities Commission of Ohio ("Commission") that the parties have reached an informal settlement 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.

Respectfully submitted,



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On behalf of
Ohio Edison Company



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On behalf of
Hopewell Markets, Inc.