

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Complaint of)	
John F. Potts,)	
)	
Complainant,)	
)	
v.)	Case No. 09-235-TP-CSS
)	
AT&T Ohio,)	
)	
Respondent.)	

AT&T OHIO'S MOTION TO DISMISS

AT&T Ohio, by its attorney and pursuant to Ohio Admin. Code § 4901-1-08(E), hereby moves the Commission to dismiss this complaint, as this complaint has been resolved to the mutual satisfaction of the parties.

AT&T Ohio has made several attempts to contact Mr. Potts for the purpose of obtaining his consent to dismiss this case. Mr. Potts has failed to respond to letters and telephone calls. Based on this lack of response, it is reasonable to assume his concerns have all been addressed.

For the foregoing reasons, AT&T Ohio respectfully prays that this Complaint be dismissed with prejudice.

Respectfully submitted,

AT&T OHIO

By: /s/ Mary Ryan Fenlon
Mary Ryan Fenlon
AT&T
150 E. Gay St., Room 4-A
Columbus, Ohio 43215
(614) 223-3302

Its Attorney

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon the following by first class mail, postage prepaid, on December 1, 2009:

John F. Potts
National City Bank Building
405 Madison Avenue, suite 1010
Toledo, OH 43604

/s/ Mary Ryan Fenlon
Mary Ryan Fenlon

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 09-0235-TP-CSS

Summary: Motion to Dismiss the Complaint electronically filed by Ms. Mary K. Fenlon on behalf of AT&T Ohio