

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of the City)	
of Dublin, Ohio,)	
)	
Complainant,)	
)	
v.)	Case No. 08-985-EL-CSS
)	
Columbus Southern Power Company,)	
)	
Respondent.)	

ENTRY

The Commission finds:

- (1) On August 18, 2008, the city of Dublin, Ohio (Dublin or complainant) filed a complaint with the Commission against Columbus Southern Power Company (CSP). The complaint states that located within Dublin is Muirfield Village and Muirfield Village has approximately 8,000 residents. According to the complaint, Muirfield Village residents have registered numerous complaints with the city of Dublin and CSP regarding electric power outages in recent years. Dublin alleges, among other things, that the residents of Muirfield Village have experienced numerous recurring and sustained power outages unrelated to weather or other acts of God. Thus, Dublin alleges that CSP is providing inadequate service. Accordingly, Dublin requests that the Commission direct CSP to inspect its transmission and distribution facilities that serve Muirfield Village, present the company's plan to make infrastructure and service delivery improvements and make such improvements within 180 days of approval of the plan by Dublin and the Commission, as well as any additional actions the Commission deems appropriate.
- (2) On September 4, 2008, Dublin and CSP filed a joint motion for a continuance to allow CSP until October 1, 2008, to file its answer or other responsive pleading and to permit the parties additional time to discuss the issues raised in the complaint for the purpose of attempting to resolve the dispute.

- (3) On September 30, 2008, Dublin and CSP filed a joint motion to hold the complaint in abeyance. In the motion, the parties state that they have discussed the service issues raised in the complaint. CSP has developed an infrastructure work plan for the Muirfield Village area, which CSP believes will address the service concerns. CSP states that completion of the work plan will take approximately 10 months. Dublin agreed to hold the complaint in abeyance until CSP completed the work plan. CSP agreed to keep Dublin informed of its progress on the work plan and to provide Dublin and the Commission Staff with monthly reports detailing the status of the work plan. Further, Dublin agreed that CSP should not be required to file an answer to the complaint while the abeyance motion is pending and that should the Commission deny the abeyance motion, CSP shall be afforded 10 days to file its answer with the Commission.
- (4) By entry issued April 16, 2009, the parties' request to hold this complaint in abeyance while the work plan is implemented was granted. The April 16, 2009 entry also directed the parties to file a statement in the docket indicating whether or not the work plan was on target to be completed on or about August 2009 and, if not, the expected completion date.
- (5) On May 15, 2009, Dublin and CSP filed a statement that the project was on target to be completed by August 31, 2009.
- (6) On January 12, 2010, Dublin filed a request to voluntarily dismiss the complaint against CSP. Dublin states that the issues raised in the complaint have been resolved and, therefore, request that the complaint be dismissed with prejudice.
- (7) The Commission finds that in light of the fact that CSP worked with Dublin to improve the electric infrastructure serving Muirfield Village and Dublin, that Dublin's request to withdraw its complaint is reasonable. Accordingly, the request to withdraw and dismiss the complaint, with prejudice, should be granted.

It is, therefore,

ORDERED, That Dublin's request to withdraw and dismiss its complaint, with prejudice, be granted. It is, further,

ORDERED, That Case No. 08-985-EL-CSS be dismissed with prejudice. It is, further,

ORDERED, That a copy of this entry be served upon Dublin and its counsel, CSP and its counsel, and all other interested persons of record.

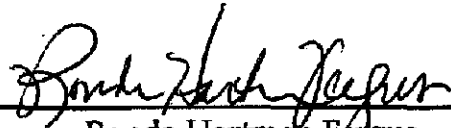
THE PUBLIC UTILITIES COMMISSION OF OHIO



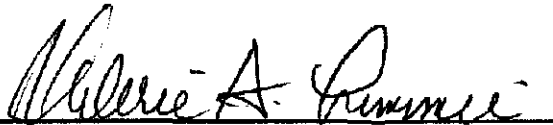
Alan R. Schriber, Chairman



Paul A. Centolella



Ronda Hartman Fergus



Valerie A. Lemmie

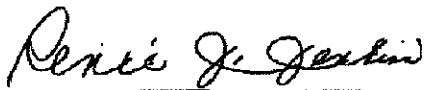


Cheryl L. Roberto

GNS/vrm

Entered in the Journal

JAN 20 2010



Renee J. Jenkins
Secretary