

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Jon A.)	
Olivito,)	
)	
Complainant,)	
)	
v.)	Case No. 09-1841-GA-CSS
)	
Columbia Gas of Ohio, Inc.,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On November 20, 2009, Jon A. Olivito (complainant) filed a complaint against Columbia Gas of Ohio, Inc. (Columbia) making numerous allegations including that Columbia damaged his lawn, caused him to incur legal expenses, and caused other damages. Complainant requests that Columbia reimburse him for those damages and legal expenses.
- (2) On December 10, 2009, Columbia filed its answer to the complaint. In its answer, Columbia denies the allegations in the complaint, and states that Columbia has not violated any rule, regulation, or tariff provision and that the complainant has failed to set forth reasonable grounds for the complaint. Moreover, Columbia requests that the complaint be dismissed, arguing that the Commission does not have jurisdiction over complainant's request for damages that appear unrelated to any of Columbia's services or rates.
- (3) By entry dated December 21, 2009, the attorney examiner scheduled this matter for a settlement conference to be held on February 10, 2010. Columbia appeared at the settlement conference. However, complainant did not appear at the settlement conference.
- (4) After the scheduled settlement conference, complainant was unable to be reached by telephone.

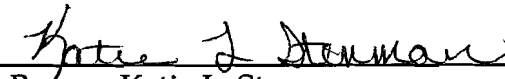
- (5) Accordingly, the attorney examiner finds that, if complainant wishes to proceed with his complaint, he should inform the Commission, in writing, within 10 days of the issuance of this entry. Complainant should include in his correspondence, acceptable dates for a settlement conference. If the Commission receives no response from complainant, the attorney examiner may recommend that the Commission dismiss this case for lack of prosecution.


It is, therefore,

ORDERED, That, if complainant wishes to proceed with his complaint, he inform the Commission in accordance with finding (5). It is, further,

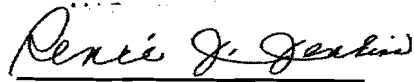
ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Katie L. Stenman
Attorney Examiner

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Entered in the Journal
FEB 16 2010



Renee J. Jenkins
Secretary