

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Robert C. Tarry, Sr.,)	
)	
Complainant,)	
)	
v.)	Case No. 09-1086-EL-CSS
)	
Ohio Edison Company,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) The above-referenced complaint was filed on November 10, 2009, and supplemented on February 4, 2010. In the complaint, Robert C. Tarry, Sr. (Mr. Tarry or complainant) stated that Ohio Edison Company (Ohio Edison) should not be charging him or anyone else for electricity that they have not distributed. Further, Mr. Tarry indicated that the minimal kilowatt usage at properties that he owns in Elyria, Ohio, was disproportionate when compared to the amount that he paid for electric service.
- (2) On November 30, 2009, Ohio Edison filed an answer denying the allegations in the complaint.
- (3) By entry dated March 4, 2010, the attorney examiner scheduled a prehearing conference in this case for April 9, 2010. However, the complainant did not attend or otherwise participate in the prehearing conference.
- (4) Under the circumstances, the examiner finds that the prehearing conference should be rescheduled. However, Mr. Tarry is advised that, absent a settlement of the complaint, failure to attend the scheduled settlement conference may result in a recommendation that the Commission dismiss the case for lack of prosecution.
- (5) Accordingly, the settlement conference in this case should be rescheduled for June 15, 2010, at 11:00 a.m., in the offices of the

Commission, conference room 1246, 12th floor, 180 East Broad
Street, Columbus, Ohio 43215.

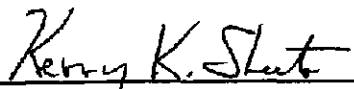
It is, therefore,


ORDERED, That the settlement conference in this case be rescheduled in
accordance with Finding (5). It is, further,

ORDERED That this case proceed under the terms set forth in Finding (4). It is,
further,

ORDERED, That a copy of this entry be served upon each party of record.


THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Kerry K. Sheets
Attorney Examiner

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Entered in the Journal

APR 28 2010



Renee J. Jenkins
Secretary