

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of APT)
Management, Inc.,)
)
Complainant,)
) Case No. 10-667-GA-CSS
v.)
)
Northeast Ohio Public Energy Council,)
)
Respondent.)

ENTRY

The attorney examiner finds:

- (1) On May 17, 2010, APT Management, Inc. (complainant) filed a complaint against the Northeast Ohio Public Energy Council (NOPEC). On June 7, 2010, NOPEC filed its answer to the complaint.
- (2) By entry issued June 14, 2010, this matter was set for a settlement conference on July 20, 2010.
- (3) On June 22, 2010, NOPEC filed a motion requesting that the settlement conference be rescheduled, as counsel for NOPEC has previously scheduled to be out of state on July 20, 2010. NOPEC stated it has advised the complainant of the conflict and has worked with the complainant on alternative dates for the conference. The parties proposed several alternative dates for the settlement conference, one of which is August 11, 2010. Accordingly, the settlement conference shall be rescheduled to August 11, 2010, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, Room 1246, Columbus, Ohio 43215-3793. The parties should bring all relevant documents to the conference.
- (4) If a settlement is not reached at the conference, the attorney examiner will conduct a discussion of procedural issues. Procedural issues for discussion may include discovery dates, possible stipulations of facts, and potential hearing dates.


- (5) As is the case in all Commission complaint proceedings, the complainant has the burden of proving the allegations of the complaint. *Grossman v. Public Util. Comm.* (1996), 5 Ohio St.2d 189.

It is, therefore,

ORDERED, That a settlement conference be rescheduled to August 11, 2010, at 10:00 a.m., at the offices of the Commission. 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

/dah ^{SKH}

Entered in the Journal
JUN 25 2010



Renee J. Jenkins
Secretary