

THE PUBLIC UTILITIES COMMISSION OF OHIO

Respondent.

Case No. 09-1081-GE-CSS

The attorney examiner finds:

- (1) On November 9, 2009, Michael Todd Dawson (complainant) filed a complaint against Duke Energy Ohio, Inc. (Duke) questioning his natural gas and electric service rates and the manner in which those services are metered. Specifically, complainant questions Duke's billing for natural gas and electric services for the common areas of two buildings that contain rental properties.
- (2) On November 30, 2009, Duke filed its answer to the complaint, as well as a motion to dismiss, denying the allegations in the complaint, and stating that Duke has not violated any rule, regulation, or tariff provision. Duke also asserts that the complainant has failed to set forth reasonable grounds for the complaint.
- (3) By entry issued on September 15, 2010, this matter was set for a hearing on October 29, 2010.
- (4) On October 20, 2010, the parties informed the attorney examiner that they have reached a settlement of this matter and will be filing a motion to dismiss. In light of the parties' representation, the October 29, 2010, hearing should be held in abeyance.

It is, therefore,

ORDERED, That the hearing currently scheduled for October 29, 2010, should be held in abeyance. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

Katie L. Stenman

By: Katie L. Stenman  
Attorney Examiner

/dah RD

Entered in the Journal

OCT 20 2010

Renee J. Jenkins

Renee J. Jenkins  
Secretary