

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

Michael Todd Dawson PO Box 32281	
Cincinnati, OH 45232	
Complainant,	
۷.	
Duke Energy Ohio, Inc.	:
Respondent	:

Case No. 09-1081-GE-CSS

JOINT MOTION TO DISMISS COMPLAINT OF MICHAEL TODD DAWSON AND RESPONDENT DUKE ENERGY OHIO, INC

Complainant Michael Todd Dawson and Respondent Duke Energy Ohio, Inc. respectfully request that the Commission dismiss the above-captioned complaint with

prejudice as the parties have settled this matter and all issues raised in the complaint have

been resolved.

Respectfully Submitted,

Robert A. McMahon (0064319) Eberly McMahon LLC 2321 Kemper Lane, Suite 100 Cincinnati, OH 45206 513-533-3441 513-533-3554 Fax bmcmahon@emh-law.com

Attorney for Respondent, Duke Energy Ohio, Inc.

Michael Todd Dawson PO Box 32281 Cincinnati, OH 45232

This is to certify that the mages appearing are an accurate and complete reproduction of a case file socument delivered in the regular course of busines rechnician _____ Date Processed ______ Date Processed _______

MEMORANDUM IN SUPPORT

The parties have resolved all issues raised in the above styled complaint and reached a settlement that is to the satisfaction of both parties. Therefore, by agreement, the parties respectfully request this Commission dismiss the above captioned case with prejudice.

Respectfully Submitted,

MIM Robert A. McMahon (0064319)

Eberly McMahon (0064319) Eberly McMahon LLC 2321 Kemper Lane, Suite 100 Cincinnati, OH 45206 513-533-3441 513-533-3554 Fax bmcmahon@emh-law.com

Michael Todd Dawson PO Box 32281 Cincinnati, OH 45232

Attorney for Respondent, Duke Energy Ohio, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Joint Motion to

Dismiss, was served on the following by first class U.S. mail, postage prepaid, on this 2

day of Detale, 2010.

Michael Todd Dawson PO Box 32281 Cincinnati, OH 45232

Robert A. McMahon