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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

BERT PAVICIC,

Complainant,

v.

THE EAST OHIO GAS COMPANY D/B/A  
DOMINION EAST OHIO,

Respondent.

Case No. 11-2700-GA-CSS

PUCO

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ANSWER

Pursuant to Ohio Adm. Code 4901-9-01(D), the Respondent, The East Ohio Gas Company d/b/a Dominion East Ohio ("DEO"), files its Answer to the Complaint of Bert Pavicic (the "Complainant");<sup>1</sup>

FIRST DEFENSE

1. DEO admits that the Complainant has an account for service at 3073 Thunderbird Drive, Youngstown, Ohio 44514.

2. DEO admits that the billing statement excerpts attached to the Complaint are portions of billing statements sent to the Complainant in December 2010 and January, February, and March 2011.

3. DEO admits that it has charged a Commission-authorized monthly fee of \$19.63 in December 2010 and January, February, and March 2011.

4. DEO admits that it reads the Complainant's meter at least once every other month, in accordance with Ohio Adm. Code 4901:1-13-04(G)(1).

<sup>1</sup> Although the Complainant did not present his allegations in individually-numbered paragraphs, DEO hereby responds to the allegations in paragraph form.

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5. DEO denies generally any allegations not specifically admitted in this Answer, pursuant to Ohio Adm. Code 4901-9-01(D).

#### **SECOND DEFENSE**

6. The Complaint fails to set forth reasonable grounds for complaint, as required by R.C. 4905.26.

#### **THIRD DEFENSE**

7. DEO avers that the Complainant has been billed by DEO for bona fide, valid and authorized charges, and that all meter readings are correct.

#### **FOURTH DEFENSE**

8. DEO at all times complied with Ohio Revised Code Title 49; the applicable rules, regulations and orders of the Public Utilities Commission of Ohio; and DEO's tariffs. These statutes, rules, regulations, orders and tariff provisions bar Complainant's claims.

#### **FIFTH DEFENSE**

9. DEO reserves the right to raise other defenses as warranted by discovery in this matter.

WHEREFORE, DEO respectfully requests an Order dismissing the Complaint and granting DEO all other necessary and proper relief.

Respectfully submitted,



Mark A. Whitt (Counsel of Record)

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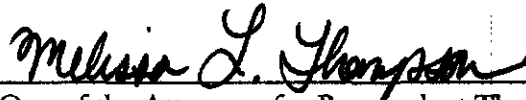
thompson@carpenterlipps.com

ATTORNEYS FOR THE RESPONDENT  
THE EAST OHIO GAS COMPANY  
D/B/A DOMINION EAST OHIO

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Answer was served by ordinary U.S. mail,  
postage prepaid, to the following persons on this 17th day of May, 2011:

Bert Pavicic  
3073 Thunderbird Drive  
Youngstown, OH 44514

A handwritten signature in black ink, reading "Melissa L. Thompson", is written over a horizontal line.

One of the Attorneys for Respondent The East Ohio  
Gas Company d/b/a Dominion East Ohio