

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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DANIEL K. ELLISON, et al.)		0 3 9
Complainants,)))	Case No. 11-4895-	GA-CSS
v.	j		
THE EAST OHIO GAS COMPANY D/B/A DOMINION EAST OHIO, et al.)		
Respondents.))		

JOINT MOTION TO CONTINUE SETTLEMENT CONFERENCE

Pursuant to Ohio Adm. Code 4901-1-13(A), Complainants, Daniel K. and Kimberly D. Ellison, and Respondent, The East Ohio Gas Company d/b/a Dominion East Ohio ("DEO") (collectively, the "Parties") respectfully move the Public Utilities Commission of Ohio ("Commission") for a continuance of the settlement conference scheduled for September 30, 2011 at 1:00 pm. The Parties request a continuance because extenuating circumstances have arisen preventing the Parties and counsel from attending. The Parties propose rescheduling the settlement conference for any day the week of October 17 through 21 at 1:30 pm.

For the reasons stated herein and in the Memorandum in Support, good cause exists to grant the continuance of the settlement conference.

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ATTORNEY FOR THE COMPLAINANTS DANIEL K. ELLISON AND KIMBERLEY D. ELLISON Respectfully submitted,

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

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

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

DANIEL K. ELLISON, et al.)	
Complainants,)	
,)	Case No. 11-4895-GA-CSS
V.)	
THE DARK OHIO CAR GOVERNATORY)	
THE EAST OHIO GAS COMPANY D/B/A)	
DOMINION EAST OHIO, et al.)	
)	
Respondents.)	

MEMORANDUM IN SUPPORT OF JOINT MOTION TO CONTINUE SETTLEMENT CONFERENCE

In her September 28, 2011 Entry, the Attorney Examiner ordered the Parties to attend a settlement conference on September 30, 2011 at 1:00 pm. In accordance with the Commission's rules, a party's motion for a continuance "may be granted...for good cause shown." Ohio Adm. Code 4901-1-13(A). Here, the Parties represent that good cause exists to grant this Motion.

Daniel K. Ellison, one of the Complainants, started a new job today, September 29, and would be unable to take off work on short notice to attend the settlement conference in Columbus.

Respondent's counsel also has a scheduling conflict, a preliminary injunction hearing tomorrow morning in Youngstown, that arose this morning. In lieu of meeting tomorrow, the Parties proposed rescheduling the settlement conference for any day the week of October 17 through 21 at 1:30 pm. Therefore, because both parties agree that attending tomorrow's settlement conference conflicts with their schedules, good cause exists for granting the requested continuance.

WHEREFORE, the Parties respectfully request that the Commission grant a continuance of the settlement conference scheduled for September 30, 2011.

DANIEL K. ELLISON KIMBERLY D. ELLISON

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Joint Motion to Continue Settlement Conference was served by electronic mail and ordinary U.S. mail, postage prepaid, to the following person on this 29th day of September, 2011:

Joseph P. Meissner, Esq. The Legal Aid Society of Cleveland 1223 West Sixth Street Cleveland, Ohio 44113 jmissn@lasclev.org

Attorney for Complainants Daniel K. Ellison and Kimberly D. Ellison

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

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