

Ohio

**Public Utilities
Commission**

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Columbus Ohio 43215-3793
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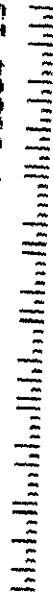
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BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Filing of Annual)	
Reports for Calendar Year 2010 by:)	
)	
Certified Competitive Retail Electric)	
Service Providers, Natural Gas Suppliers,)	Case No. 11-03-GE-RPT
and Governmental Aggregators)	
)	
)	
Competitive and Wireless Telecom-)	Case No. 11-05-TP-RPT
munications Service Providers)	
)	
Waterworks and Sewage Disposal)	Case No. 11-07-WS-RPT
Companies)	
)	
Intrastate Railroads)	Case No. 11-08-RR-RPT
)	
Regulated Toll Bridge and Water)	Case No. 11-09-AU-RPT
Transportation Companies)	

ENTRY

The Commission finds:

- (1) Section 4905.14, Revised Code, requires that every public utility, as defined by Sections 4905.02 and 4905.03, Revised Code, shall file an annual report at the time and in the form prescribed by the Commission. Section 4907.20, Revised Code, requires all intrastate railroad companies, including bridge and water transportation companies engaged in the conveyance of persons or property within this state as defined in Section 4907.02, Revised Code, to complete forms as directed by the Commission. Section 4928.06, Revised Code, requires every certified competitive retail electric service (CRES) provider and governmental aggregator subject to certification under Section 4928.08, Revised Code, to file an annual report of sales and receipts for those services for which it is subject to certification. Section 4929.23, Revised Code, requires every retail natural gas supplier (gas marketer) and governmental aggregator subject to certification under Section 4929.20, Revised Code, to file

an annual report of sales and receipts for those services for which it is subject to certification.

- (2) On March 9, 2011, the Commission issued an entry in each of the above-captioned cases directing the filing of reports by May 2, 2011, in accordance with either the posted report form or an interactive on-line form posted with instructions at www.puco.ohio.gov/puco/docketing. Each reporting entity was directed to file an annual or assessment report with the Commission even if the company was not in business or did not have intrastate gross earnings during calendar year 2010. Furthermore, entities were apprised that failure to file an annual or assessment report might result in revocation of a company's operating authority or certificate; and that any public utility's failure to comply may result in the assessment of penalties pursuant to Section 4905.54, Revised Code. Finally, all reporting companies were requested to cooperate in the transition to a paperless filing process by subscribing to the appropriate industry listserve(s), and by filing their reports electronically or by contacting the Commission's Docketing Division if they were unable to do so.
- (3) Section 4905.10(A), Revised Code, requires that any reporting entity pay at least \$100 minimum assessment regardless of intrastate gross revenues. While in past years, the Commission has not enforced this provision for entities who reported no Ohio intrastate gross revenues, all reporting entities are hereby notified that in future years, the Commission intends to assess the \$100 minimum for all reporting entities, including brokers and governmental aggregators who have no intrastate gross revenues.
- (4) Section 4905.54, Revised Code, empowers the Commission to assess a forfeiture of not more than \$10,000 per day for each violation or failure of a public utility or railroad, or an officer of a public utility or railroad, to comply with an order, direction, or requirement of the Commission made under authority of Chapter 4905, Revised Code.
- (5) By entry issued August 3, 2011, each reporting entity that had not yet filed its annual report was directed to do so no later than August 17, 2011, or file a request for waiver by that date. The entry also advised reporting entities that failure to file might result in the revocation of the entity's operating authority and the assessment of a forfeiture, pursuant to Section 4905.54, Revised Code.

- (6) The attachment to this entry lists all reporting entities who have failed to file an annual report for 2010. Each entity will be granted 10 days from the issuance of this entry to show cause why its certification or operating authority should not be revoked. Should it fail to do so, the Commission's Docketing Division should issue notice that the reporting entity's certification or operating authority was revoked effective 10 days after the issuance of this entry. Any entity seeking to maintain or restore its certification or operating authority after that date may be assessed a forfeiture of \$100.00, pursuant to Section 4905.54, Revised Code. A copy of this entry should be served upon each list entity by both regular and certified mail.

It is, therefore,

ORDERED, That each reporting entity shown on the attached list show cause why its certification or operating authority should not be revoked within 10 days of the issuance of this entry. It is, further,

ORDERED, That the Commission's Docketing Division issue notice of revocation of certification or operating authority for each listed entity that fails to file a responsive pleading within 10 days after the issuance of this entry. It is, further,

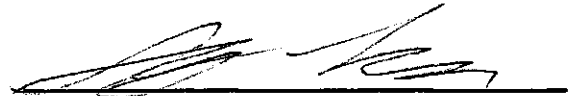
ORDERED, That notice of this entry be served via the industry listserves. It is, further,


ORDERED, That a copy of this entry be served by regular mail and certified mail upon each reporting entity shown on the attached list.


THE PUBLIC UTILITIES COMMISSION OF OHIO


Todd A. Snitchler, Chairman


Paul A. Centolella



Steven D. Lesser


Andre T. Porter


Cheryl L. Roberto

RMB/dah

Entered in the Journal
SEP 14 2011


Betty McCauley
Secretary