

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

Dustin Foster)	
5024 Katzenberger Rd.)	
Greenville, Ohio 45331)	Case No. 11-5955-EL-CSS
)	
Complainant,)	
v.)	
)	
The Dayton Power and Light Company)	
1065 Woodman Drive)	
Dayton, Ohio 45432)	
)	
Respondent.)	

**ANSWER AND REQUEST FOR MEDIATION OF
THE DAYTON POWER AND LIGHT COMPANY**

Now comes the Dayton Power and Light Company (“DP&L” or “Respondent”), by and through counsel, and for its answer to the Complaint filed in this docket by Dustin Foster (“Complainant”), hereby states as follows:

1. On or about December 13, 2011, the Public Utilities Commission of Ohio (“the Commission”) accepted for filing a Complaint by Complainant seeking the recovery of monetary damages in the amount of \$804 in connection with alleged damages resulting from an equipment failure.

2. The Respondent, DP&L, denies or is without sufficient knowledge to ascertain the veracity of all of Complainant’s allegations of wrongdoing as described in the Complaint and therefore denies the same. At all pertinent times, DP&L has complied with all relevant statutes, regulations, and approved tariffs.

3. Respondent is filing, contemporaneously with this answer, a Motion to Dismiss the Complaint pursuant to Section 4901-9-01(C)(1) of the Ohio Administrative

Code, and incorporates by reference as if fully rewritten herein, each and every one of the defenses raised in that Motion to Dismiss.

4. To the extent that the Commission denies the Motion to Dismiss, Respondent hereby requests the opportunity to mediate this issue with Complainant to determine whether a mutually acceptable resolution is possible.

Respectfully submitted,



Judi L. Sobecki (0067186)
The Dayton Power and Light Company
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Dayton, OH 45432
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Attorney for The Dayton Power and Light
Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been sent via ordinary mail, postage prepaid, this 20th day of December, 2011 to the following:

Dustin Foster
5024 Katzenberger Rd.
Greenville, Ohio 45331



Judi L. Sobecki

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

12/20/2011 2:20:05 PM

in

Case No(s). 11-5955-EL-CSS

Summary: Answer and Request For Mediation of The Dayton Power and Light Company.
electronically filed by Ms. Jenna C. Johnson on behalf of The Dayton Power & Light Company