

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Charles )  
Paquelet, MD, )  
 )  
 Complainant, )  
 )  
 v. ) Case No. 11-4177-EL-CSS  
 )  
 Ohio Edison Company, )  
 )  
 Respondent. )

ENTRY

The attorney examiner finds:

- (1) By entry dated December 6, 2011, this complaint case was continued for hearing until February 23, 2012.
- (2) On February 6, 2012, Ohio Edison Company (Ohio Edison or company) filed a motion to continue the hearing and request for expedited ruling. In the motion, Ohio Edison requested that the February 23, 2012, hearing be continued for 60 days.
- (3) In support of its motion, Ohio Edison stated that there are two reasons for its request. First, the complainant, Dr. Paquelet, recently made a counter offer to a settlement offer made by Ohio Edison. Ohio Edison stated that the company requires additional time to assess the reasonableness of the offer. Second, the 60-day continuance will allow the parties to defer costly discovery and litigation preparation and to explore more completely the possibilities for settlement. Further, if those settlement discussions ultimately prove unsuccessful, the requested extension will allow the parties a reasonable time to complete discovery and finalize their testimony for the hearing in this matter.
- (4) Subsequently, Ohio Edison also represented to the attorney examiner that the company has contacted Dr. Paquelet regarding its request for a continuance of the February 23, 2012, hearing and that Dr. Paquelet does not oppose a continuance.

- (5) In view of the continued settlement discussions between the parties, Ohio Edison's request for a continuance is reasonable and should be granted.
- (6) Accordingly, the hearing should be continued to 10:00 a.m. on April 19, 2012, in hearing room 11-C, on the 11th floor of the offices of the Commission, 180 East Broad Street, Columbus, Ohio.
- (7) As noted in the previous entry in this matter, the complainant in Commission proceedings has the burden of proving the allegations contained in the complaint. In addition, all direct expert testimony should be filed and served upon all parties no later than seven days prior to commencement of the hearing, in compliance with Rule 4901-1-29(A)(1)(h), Ohio Administrative Code.

It is, therefore,

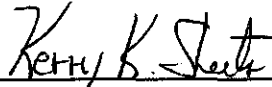
ORDERED That Ohio Edison's motion for a continuance of the hearing in this case be granted. It is, further,

ORDERED, That the hearing in this case be rescheduled to begin at 10:00 a.m. on April 19, 2012, in hearing room 11-C, on the 11th floor of the offices of the Commission. It is, further,

ORDERED, That the hearing proceed according to the terms set forth in this entry. It is, further,

ORDERED, That a copy of this entry be served upon each party of record.

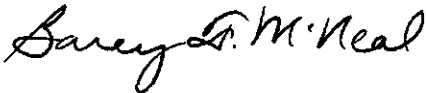
THE PUBLIC UTILITIES COMMISSION OF OHIO



By: Kerry K. Sheets  
Attorney Examiner



Entered in the Journal  
FEB 09 2012



Barcy F. McNeal  
Secretary