

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of)	
Judy Alexander,)	
)	
Complainant,)	
)	
v.)	Case No. 11-5601-GA-CSS
)	
The East Ohio Gas Company d/b/a)	
Dominion East Ohio,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On November 2, 2011, Judy Alexander (complainant) filed a complaint against The East Ohio Gas Company d/b/a Dominion East Ohio (DEO), alleging that the amounts of complainant's bills for February, March, and April 2011, are incorrect for properties located at 8207 and 8209 Beman Avenue, Cleveland, Ohio (downstairs unit and upstairs unit, respectively). Complainant asserts that she called DEO to have gas service to both the downstairs unit and the upstairs unit placed in her name in November 2010. Complainant further avers that there is no heat in the upstairs unit, which is still in the process of being completed, and, accordingly, complainant disputes the billed amounts.
- (2) On November 23, 2011, DEO filed an answer to the complaint. In its answer, DEO admits that complainant is a customer of record for both the downstairs unit and the upstairs unit. DEO also admits that complainant called DEO to establish gas service at the downstairs unit in November 2010 and that DEO is not currently providing service to the upstairs unit. DEO states that it generally

denies any allegation not specifically admitted in its answer. DEO asserts that complainant has failed to state reasonable grounds for complaint. DEO further asserts that it has complied with all applicable rules, regulations, and tariffs. Additionally, DEO argues that it has properly billed complainant for all service at the downstairs unit and the upstairs unit, and disconnected service at complainant's request on May 5, 2011. DEO concludes that the complaint should be dismissed.

- (3) By entry issued December 6, 2011, the attorney examiner scheduled a settlement conference. Pursuant to the entry, the parties convened for a mediated settlement conference on January 23, 2012. However, the parties were unable to resolve any of the issues.
- (4) The attorney examiner finds that this matter should be scheduled for hearing on April 24, 2012, at 10:00 a.m., in Hearing Room 11-C, at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215-3793.
- (5) Any party intending to present direct expert testimony should comply with Rule 4901-1-29(A)(1)(h), Ohio Administrative Code, which requires that all such testimony to be offered in this type of proceeding be filed and served upon all parties no later than seven days prior to the commencement of the hearing.
- (6) As is the case in all Commission complaint proceedings, the complainant has the burden of proving the allegations of the complaint. *Grossman v. Public Util. Comm.* (1996), 5 Ohio St.2d 189.

It is, therefore,

ORDERED, That a hearing be scheduled for April 24, 2012, at 10:00 a.m., in Hearing Room 11-C, at the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215-3793. It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

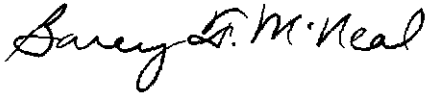


By: Sarah J. Parrot
Attorney Examiner

ST/sc

Entered in the Journal

FEB 28 2012



Barcy F. McNeal
Secretary