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FAX FILE

BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO  
RECEIVED-DOCKETING DIV  
2013 APR -9 PM 3: 30

EUGENE HOLMES,	)	
	)	
Complainant,	)	
	)	
V.	)	Case No. 12-2980-EL-CSS
	)	
THE CLEVELAND ELECTRIC	)	
ILLUMINATING COMPANY,	)	
	)	
Respondent,	)	

PUCO

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Ohio Public Records Request from Each Individual Commissioner as follows  
 Todd A. Snitchler, Chairman, Steven D. Lesser, Andre T. Porter, Lynn Slaby, M. Beth Trombold  
 And their legislative assistants regarding the lobbying  
 activities by the lobbyists for First Energy Corporation, The Illuminating Company,  
 Ohio Edison, et. al. after the filing date of November 14, 2012 and  
 prior to the March 20, 2013 Journal Entry issued in the above captioned case

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Now comes Complainant, Eugene Holmes, and respectfully requests the Public Utilities of Ohio (known as the Commission) pursuant to the Ohio Sunshine Law, also known as the Ohio Public Records Law to request full and complete disclosure of any and all lobbying activities by the First Energy Corporations, et. al., and its subsidiaries, concerning the power outages resulting from storm/hurricane damage citing abuse of discretion and unequal protection of the law by the Ohio Public Utilities Commission on March 20, 2013.

Complainant respectfully requests the broadest of leeway in proceeding to file a request for a rehearing before the filing deadline of April 19, 2013.

Dated April 9, 2013

Respectfully submitted,  
*Eugene P. Holmes*  
 Eugene P. Holmes  
 23507 Royalton Road  
 Columbia Station, Ohio 44028  
 440-236-8486  
 Complainant

BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

EUGENE HOLMES,

Complainant,

V.

THE CLEVELAND ELECTRIC  
ILLUMINATING COMPANY,

Respondent,

Case No. 12-2980-EL-CSS

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Complainant's Request for a Rehearing and Notice of Objection citing  
Error of the Commission and Abuse of Discretion by the Commissioners in  
erroneously stating that Complainant is not a directly and/or indirectly affected party and the  
mis-characterization by the commissioners that the alleged abuse of discretion is a matter  
of great public interest which would be tantamount to turning this  
case into a class action, citing that the Ohio Supreme Court and the  
Rules of the Court allow the Supreme Court on their own merits to  
proceed at their discretion in matters concerning great public interest and  
Commission has failed upon its fiduciary responsibilities to the general public  
and the interests that this case would command

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Memorandum in Support of a Rehearing

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Pursuant to Ohio Administrative Code 4901-1-13 inclusive, et. al., Complainant respectfully appears before the Commission and requests a rehearing on the above captioned case and issues this Notice of Objection in response to the decision issued March 20, 2013.

Now comes the Complainant, Eugene P. Holmes, and gives notice that the Defendant's attorneys have before the Commission, facts that are not supported that Complainant requested a class action suit, when in fact, there is absolutely no documented proof of any kind and that their assumption that this would be tantamount to a class action suit before the Commission and that the Commission agreed with their position is egregious abuse of discretion by the Commission in protecting the general public at large.

Complainant, Eugene P. Holmes, further states that the loss of power by hurricane Sandy with previous knowledge that northeast Ohio was in the direct path of the hurricane, that the Defendant knew that not only should they have not sent out their repair crews out of state but should have requested assistance from neighboring states to protect their customers and general

public and that Complainant was directly and indirectly affected by this loss of power over an extended period of time by phones calls, day and evening, support services to a disabled 80 year old customer of the Defendant and has caused a financial and otherwise burden on the Complainant.

Complainant requests for the above captioned reasons that a request for a rehearing be granted.

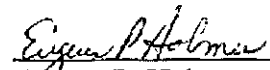
Dated: April 9, 2013

### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was delivered to the following persons by first class mail, postage prepaid/Facsimile (216) 579-0212 Lydia M. Floyd, Attorney (0088476), Carrie M. Dunn Facsimile 330-384-3875 this April 9, 2013 and to Public Utilities Commission of Ohio, Barcy F. McNeal, Secretary, Facsimile 614-466-0313.

Dated: April 9, 2013

Respectfully submitted,

  
Eugene P. Holmes  
23507 Royalton Road  
Columbia Station, Ohio 44028  
440-236-8486  
Complainant

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Copied Mayor Gary Starr, Mayor of Middleburg Heights fax: 1-440-234-7095  
Mayor Vic Collova, Mayor of Garfield Heights, fax: 216-475-1124  
Mayor Tim DeGeeter, Mayor of Parma fax 440-885-8012