

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Material Sciences Corporation,)	
)	
Complainants,)	
)	
v.)	Case No. 12-919-EL-CSS
)	
The Toledo Edison Company,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On March 12, 2012, Material Sciences Corporation (Complainant) filed a complaint against the Toledo Edison Company (TE) alleging that TE violated statutory and regulatory duties related to retail electric services provided to Complainant at its Walbridge, Ohio, facility.
- (2) On April 2, 2012, TE filed a motion for extension of the time to file an answer, stating that the parties were engaging in ongoing settlement negotiations, which the attorney examiner granted.
- (3) Thereafter, on April 13, 2012, TE filed a motion to continue and hold the proceeding in abeyance pending the outcome of TE's electric security plan (ESP) in *In re FirstEnergy*, Case No. 12-1230-EL-SSO (*ESP 3 Case*). TE explained that the parties had reached a settlement in principle.
- (4) On July 18, 2012, the Commission issued an Opinion and Order in the *ESP 3 Case*, adopting a stipulation and recommendation filed by various parties, including Complainant. The stipulation provided, in pertinent part, that Complainant would agree to dismiss, with prejudice, its complaint filed against TE in the present case, upon Commission approval of the stipulation. *ESP 3 Case*, Opinion and Order (July 18, 2012) at 16.

- (5) As of the date of this Entry, no request to dismiss has been filed in the present case. Consequently, the attorney examiner finds that the parties should participate in a status conference via telephone on January 24, 2014, at 1:00 p.m., in the event that no request to dismiss has been filed as of that date. The attorney examiner will contact the parties prior to the status conference to provide call-in information.

It is, therefore,

ORDERED, That a status conference is scheduled via telephone for January 24, 2014, at 1:00 p.m. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Mandy W. Chiles

By: Mandy W. Chiles
Attorney Examiner

GAP/sc

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in

Case No(s). 12-0919-EL-CSS

Summary: Attorney Examiner Entry scheduling a status conference via telephone for 01/24/2014 at 1:00 p.m. in the event no request to dismiss has been filed as of that date. - electronically filed by Sandra Coffey on behalf of Mandy Willey Chiles, Attorney Examiner, Public Utilities Commission of Ohio