

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Tina Lee,)	
)	
Complainant,)	
)	
v.)	Case No. 13-593-GA-CSS
)	
Columbia Gas of Ohio, Inc.,)	
)	
Respondent.)	

ENTRY

The Commission finds:

- (1) On March 6, 2013, Ms. Tina Lee (Complainant) filed a complaint against Columbia Gas of Ohio, Inc. (Columbia Gas). The Complainant alleges that Columbia Gas charged her for gas that she did not use. In support of her allegation, the Complainant states that, from January 2011 to June 2012, her home furnace was damaged and inoperable as a result of a flood. She replaced the furnace in June 2012.

The Complainant contests Columbia Gas' claim that she used 1,538 hundred cubic feet (ccf) of gas during the period that her furnace was inoperable. The Complainant argues that the gas meter must have malfunctioned. As a remedy, she seeks a refund.

- (2) Columbia Gas filed an answer to the complaint on March 26, 2013. Columbia Gas denies that its gas meter malfunctioned or that it owes the Complainant a refund. Columbia Gas explains that the actual meter reading taken on June 4, 2012, shows that 1,538 ccf of gas was used since the prior actual reading on April 11, 2011.
- (3) On April 30, 2013, the attorney examiner issued an Entry to schedule this matter for a settlement conference to occur on May 22, 2013. Upon request of the Complainant, the attorney examiner postponed the conference. By Entry issued July 11,

2013, the attorney examiner rescheduled the conference for July 29, 2013.

- (4) On November 15, 2013, Columbia Gas filed a motion to dismiss. In its memorandum in support, Columbia Gas explains that all issues raised by the complaint have been settled and that the case should be dismissed. Referring to Ohio Adm.Code 4901-9-01(C)(4) and 4901-9-01(F), Columbia Gas points out that the Commission may presume that a case is settled if the complainant does not dispute the assertion within 20 days after the service of a motion proclaiming that the case has been settled.
- (5) More than 20 days have passed since Columbia Gas filed its motion to dismiss. Accordingly, the Commission shall presume that the complaint has been satisfied. The complaint should, therefore, be dismissed.

It is, therefore,

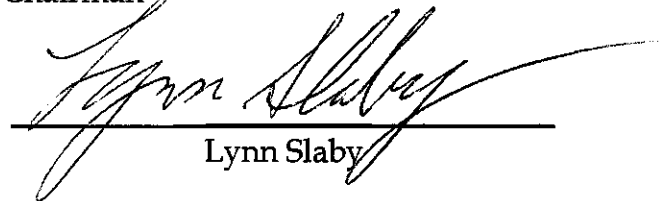
ORDERED, That Columbia Gas' motion to dismiss be granted and this complaint be dismissed. It is, further,

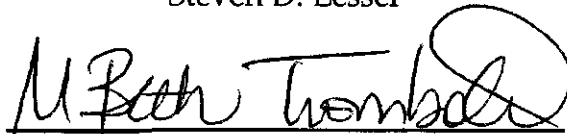
ORDERED, That a copy of this Entry be served upon all parties and interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


Todd A. Snitchler, Chairman


Steven D. Lesser


Lynn Slaby


M. Beth Trombold


Asim Z. Haque

LDJ/vrm

Entered in the Journal

DEC 18 2013


Barcy F. McNeal

Barcy F. McNeal
Secretary