

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

Daniel George,)	
)	
Complainant,)	
)	
v.)	Case No: 14-305-EL-CSS
)	
Ohio Power Company,)	
)	
Respondent.)	

ANSWER AND MOTION TO DISMISS OF OHIO POWER COMPANY

Ohio Power Company d/b/a AEP Ohio (“OPCo” or “Respondent”) responds to the complaint filed in this proceeding by Daniel George (“Mr. George” or “Complainant”) on February 26, 2014 (“Complaint”) through this Answer and Motion to Dismiss.

ANSWER TO ALLEGATIONS

1. OPCo denies any and all allegations of the Complaint.

AFFIRMATIVE DEFENSES

1. OPCo asserts as an affirmative defense that under Ohio Revised Code § 4905.26 and Ohio Administrative Code § 4901-9-01(C)(3), Complainant has failed to set forth reasonable grounds for a complaint.
2. OPCo asserts as an affirmative defense that at all relevant times to Complainant’s claims, OPCo has complied with all applicable regulations and policies, has kept accurate records, and has provided reasonable and adequate service to the Complainant according to all applicable provisions of Title 49 of the Ohio Revised Code and regulations promulgated thereunder and in accordance with all of OPCo’s filed tariffs.

3. OPCo reserves the right to raise additional affirmative defenses or to withdraw any of the foregoing affirmative defenses as may become necessary during the investigation and discovery of this matter.

MOTION TO DISMISS

1. OPCo breached no legal duty owed to Complainant, and Complainant has failed to state reasonable grounds upon which relief may be granted.
2. Complainant has not identified any Commission rule or regulation that OPCo has violated.
3. Accordingly, dismissal is appropriate on grounds that Complainant fails to state a claim against OPCo.

WHEREFORE, Respondent Ohio Power Company respectfully requests that the Complaint be dismissed.

CONCLUSION

Having fully answered, OPCo respectfully moves this Commission to dismiss the Complaint of Mr. George for failure to set forth reasonable grounds for the Complaint.

Respectfully submitted,

/s/ Yazen Alami

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Company*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Answer and Motion to Dismiss of Ohio Power Company was served by regular mail upon Daniel George at the address listed below, on this 18th day of March, 2014.

/s/ Yazen Alami

Yazen Alami

Daniel George
16867 County Road 20
Forest, Ohio 45843

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in

Case No(s). 14-0305-EL-CSS

Summary: Answer and Motion to Dismiss electronically filed by Mr. Yazen Alami on behalf of Ohio Power Company