

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

DANIEL REPPERT,

Complainant,

v.

THE EAST OHIO GAS COMPANY D/B/A
DOMINION EAST OHIO,

Respondent.

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Case No. 14-0524-GA-CSS

ANSWER

In accordance with Ohio Adm. Code 4901-9-01(D), the Respondent, The East Ohio Gas Company d/b/a Dominion East Ohio, for its answer to the complaint of Daniel Reppert, states:

FIRST DEFENSE

1. The Company denies that Complainant is the customer of record under the account ending 9653¹ for service consumed at 10400 Swanson Court, Painesville, Ohio 44077² (the Service Address). The Company avers that Susan M. Reppert is the customer of record. The Company is without sufficient knowledge or information to admit or deny whether Complainant is a consumer of natural gas service at the Service Address.

2. The Company admits that the February 2014 bill for service consumed at the Service Address included an “SCO Rate Adjustment” of \$13.24. The Company avers that the January 2014 bill for service consumed at the Service Address applied an incorrect volumetric rate to metered consumption, which resulted in an undercharge of \$13.24. The Company avers

¹ For ease of reference only the last four numbers of the account number are provided; the actual account number is longer.

² The Company would note that its records describe the Service Address as being located in Painesville, Ohio, not Concord, Ohio, as listed in the Complaint.

that to correct this undercharge, an adjustment of \$13.24 was added to the balance of the February 2014 bill. The Company denies that “[t]he error was backdated to January 2014.”

3. The Company denies that it did not provide “notification” of the February 2014 rate adjustment. The Company avers that the February 2014 bill clearly disclosed the rate adjustment.

4. The Company avers that the allegation that “Dominion should correct their error by notifying customers but not backbilling for their error” is not an allegation of fact and is not susceptible of admission or denial.

5. The Company denies that any billing reversal or credit is appropriate in this situation.

6. The Company denies generally any allegations not specifically admitted or denied in this Answer in accordance with Ohio Adm. Code 4901-9-01(D).

AFFIRMATIVE DEFENSES

SECOND DEFENSE

7. The complaint does not comply with the Commission’s rules requiring “a statement which clearly explains the facts.” Ohio Adm. Code 4901-9-01(B). The allegations are not in numbered-paragraph, but narrative, form; many of the allegations and statements in the complaint are compound; and many of the allegations omit numerous details necessary to answer them. The Company has attempted, to the best of its ability, to answer the allegations, but reserves the right to amend its answer in the event it has incorrectly understood the allegations.

THIRD DEFENSE

8. The complaint fails to set forth reasonable grounds for complaint, as required by R.C. 4905.26.

FOURTH DEFENSE

9. The complaint fails to state a claim upon which relief can be granted.

FIFTH DEFENSE

10. The Company at all times complied with Ohio Revised Code Title 49; the applicable rules, regulations, and orders of the Public Utilities Commission of Ohio; and the Company's tariffs. These statutes, rules, regulations, orders, and tariff provisions bar the Complainant's claims.

SIXTH DEFENSE

11. In the event evidence shows that Mr. Reppert is not a consumer of service provided by the Company, Mr. Reppert lacks standing to file the Complaint.

SEVENTH DEFENSE

12. The Company reserves the right to raise other defenses as warranted by discovery in this matter.

Accordingly, the Company respectfully requests an order dismissing the complaint and granting it all other necessary and proper relief.

Dated: April 21, 2014

Respectfully submitted,

/s/ Gregory L. Williams
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ATTORNEYS FOR THE EAST OHIO
GAS COMPANY D/B/A DOMINION
EAST OHIO

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Answer was served by U.S. mail this 21st day of April 2014 to the following:

Daniel Reppert
10400 Swanson Court
Painesville, Ohio 44077

/s/ Gregory L. Williams
One of the Attorneys for The East Ohio Gas
Company d/b/a Dominion East Ohio

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Case No(s). 14-0524-GA-CSS

Summary: Answer to the Complaint electronically filed by Mr. Gregory L. Williams on behalf of The East Ohio Gas Company d/b/a Dominion East Ohio