

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Donald McGovern,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. 13-1981-GA-CSS
	)	
The East Ohio Gas Company dba	)	
Dominion East Ohio,	)	
	)	
Respondent.	)	

ENTRY

The Commission finds:

- (1) On September 20, 2013, Donald McGovern (Complainant) filed a complaint against The East Ohio Gas Company dba Dominion East Ohio (DEO), alleging inaccurate billing for two meters in a multiple tenant building. Complainant contended that the first meter was "read, turned off and locked on April 27, 2011," and that the final bill was paid in full on June 21, 2011. He asserted that the second meter was "turned off and locked on December 13, 2002." Complainant added that the meters are in a vacant property that was secured after both meters were locked, and that both meters were subsequently removed and tested by DEO, yet he received bills for charges that were incurred after each meter was turned off.
- (2) DEO filed its answer on October 10, 2013. DEO asserted that the first meter had been sealed on October 21, 2011, and that, on May 3, 2013, DEO conducted an equipment inspection at the premises and it found that the meter was not sealed, the curb



box was on, and there had been unauthorized usage of gas. Regarding the second meter, DEO contended that the meter was inactive since October 1998, and that, on December 13, 2002, it inspected the premises, found that the meter was turned off and locked, and read the meter. DEO added that, on May 3, 2013, it conducted an equipment inspection and detected usage on the meter; the meter was unlocked and the curb box was turned on. In response to other allegations by Complainant, DEO admitted that it removed both meters on May 3, 2013, after unauthorized usage was detected. DEO denied that it subsequently tested both meters, and it stated that monthly bills were not sent for gas usage on either meter, even though each account was considered inactive and the usage was unauthorized.

- (3) By Entry issued October 17, 2013, the attorney examiner scheduled a settlement conference for November 5, 2013. At Complainant's request, the conference was rescheduled to November 21, 2013. The parties met for the conference and continued settlement discussions afterwards.
- (4) On April 30, 2014, the parties filed a joint motion to dismiss the complaint, with prejudice. The parties explain that the matter has been settled and a confidential settlement agreement has been executed.
- (5) The Commission finds that the parties' request to dismiss the complaint, with prejudice, is reasonable and should be granted.

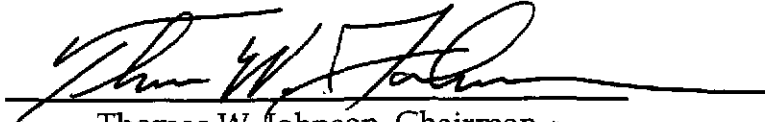
It is, therefore,

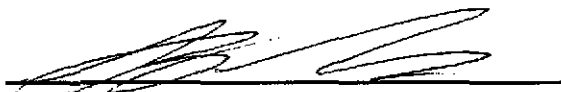
ORDERED, That the request to dismiss the complaint, with prejudice, is granted. It is, further,

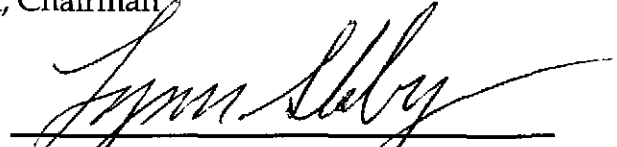


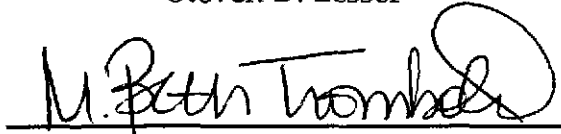
ORDERED, That a copy of this Entry be served upon all parties of record.

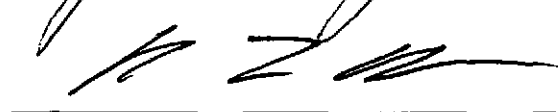
THE PUBLIC UTILITIES COMMISSION OF OHIO

  
Thomas W. Johnson, Chairman

  
Steven D. Lesser

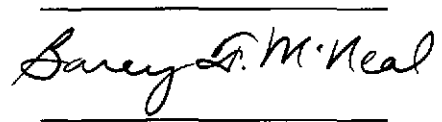
  
Lynn Slaby

  
M. Beth Trombold

  
Asim Z. Haque

JML/sc

Entered in the Journal  
**MAY 21 2014**

  
Barcy F. McNeal

Barcy F. McNeal  
Secretary