

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Stephen Grace,)	
)	
Complainant,)	
)	
v.)	Case No. 14-865-EL-CSS
)	
Duke Energy Ohio, Inc.,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) By entry issued on July 7, 2014, a prehearing settlement conference in this matter was scheduled for July 17, 2014. Later on that same day, counsel for the respondent requested that the prehearing settlement conference be rescheduled because of a conflict on his schedule.
- (2) After consultation with both parties, the attorney examiner finds that the prehearing settlement conference currently scheduled to occur on July 17, 2014, is, by this entry, rescheduled to occur, instead, on August 5, 2014, in Hearing Room 11-C of the offices of the Commission, 11th Floor, 180 East Broad Street, Columbus, Ohio 43215.
- (3) The purpose of the settlement conference will be to explore the parties' willingness to negotiate a resolution of this complaint in lieu of an evidentiary hearing. In accordance with Ohio Adm.Code 4901-1-26, any statement made in an attempt to settle this matter without the need for an evidentiary hearing will not generally be admissible to prove liability or invalidity of a claim. An attorney examiner from the Commission's legal department will facilitate the settlement process. However, nothing prohibits either party from initiating settlement negotiations prior to the scheduled settlement conference.

- (4) Pursuant to Ohio Adm.Code 4901-1-26(F), the representatives of the public utility shall investigate the issues raised in the complaint prior to the settlement conference, and all parties attending the conference shall be prepared to discuss settlement of the issues raised and shall have the requisite authority to settle those issues. In addition, parties attending the settlement conference should bring with them all documents relevant to this matter.
- (5) As is the case in all Commission complaint proceedings, the complainant has the burden of proving the allegations of the complaint. *Grossman v. Public. Util. Comm.*, 5 Ohio St. 2d 189, 214 N.E. 2d 666 (1966).

It is, therefore,

ORDERED, That the prehearing settlement conference previously scheduled to occur on July 17, 2014, is rescheduled to occur, instead, on August 5, 2014, at 10:00 a.m., in Hearing Room 11-C, at the offices of the Commission, 11th Floor, 180 East Broad Street, Columbus, Ohio 43215. It is, further,

ORDERED, That the directives set out in Findings (4) and (5), above, be observed. 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

s/Daniel Fullin

By: Daniel E. Fullin
Attorney Examiner

JRJ/sc

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 14-0865-EL-CSS

Summary: Attorney Examiner Entry rescheduling the prehearing settlement conference from 07/17/2014 to 08/05/2014. - electronically filed by Sandra Coffey on behalf of Daniel Fullin, Attorney Examiner, Public Utilities Commission of Ohio