

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of)
Millersville Construction,)
)
 Complainant,)
)
 v.) Case No. 14-366-TP-CSS
)
 Frontier North Inc.,)
)
 Respondent.)

ENTRY

The attorney examiner finds:

- (1) On March 3, 2014, Glenn Kreais, owner and sole proprietor of Complainant, Millersville Construction, filed a complaint in this case against Frontier North Inc. (Frontier).¹ Briefly summarized, the complaint asserts that Frontier intentionally misrepresented the pricing of a promotional offering involving business line and broadband service, which Complainant allegedly detrimentally relied on. Complainant is seeking, among other things, to have the promotional pricing Complainant relied upon reinstated, and to be reimbursed for any amounts Complainant paid which exceeded the promotional price.
- (2) On March 28, 2014, Frontier filed an answer to the complaint which, by Attorney Examiner's Entry dated April 24, 2014, was accepted as if timely filed. In its answer, Frontier denies any wrongdoing and disputes each of the substantive allegations of the complaint.
- (3) Pursuant to an Entry issued on April 24, 2014, a settlement conference was held in this matter at the Commission's offices on June 3, 2014. However, Complainant failed to attend the settlement conference, has never provided any explanation for

¹ The complaint was filed against Frontier Communications, Inc. In its answer, Frontier explained that its proper corporate name is Frontier North Inc. The caption contains the proper corporate name of the respondent.

his failure to attend to the settlement conference, and cannot be reached at the phone number provided in the complaint. Indeed, since initially filing the complaint, Mr. Kreais has never contacted the Commission, nor provided any indication of his intention to move forward with the complaint.

- (4) Complainant is directed to file a letter in this docket, on or before August 15, 2014, which shall notify the Commission as to whether Complainant intends to pursue further the complaint filed in this case. If Complainant intends to pursue this matter, the letter shall include a proposed date upon which a settlement conference shall be held.
- (5) Complainant is hereby put on notice that if he fails to respond to the directives of this entry, on or before August 15, 2014, the attorney examiner will recommend that this case be dismissed.
- (6) By Entry issued July 15, 2014, a hearing in this matter was scheduled to occur at the Commission's offices on August 14, 2014. The August 14, 2014, hearing is hereby canceled and its rescheduling shall be postponed indefinitely. Such an evidentiary hearing in this matter will be rescheduled, if at all, only after Complainant files a letter in this docket which clearly complies with the directives set forth in Finding (4) of this Entry.

It is, therefore,

ORDERED, That, in accordance with the above findings, Complainant shall, by August 15, 2014, file a letter notifying the Commission whether he intends to pursue the complaint filed in this case and, if so, specifying a proposed date upon which a settlement conference shall be held, otherwise the attorney examiner will recommend dismissal of this case. It is, further

ORDERED, That the scheduled August 14, 2014, hearing is hereby canceled and will be rescheduled, if at all, only after Complainant files a letter which clearly complies with the directives set forth in Finding (4) of this Entry. It is, further,

ORDERED, That a copy of this entry be served upon the complainant by certified and regular mail and upon Respondent and its counsel by regular mail.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Daniel Fullin

By: Daniel E. Fullin
Attorney Examiner

jrj/vrm

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

7/21/2014 4:06:44 PM

in

Case No(s). 14-0366-TP-CSS

Summary: Attorney Examiner Entry cancelling a scheduled August 14, 2014 hearing and requires Complainant to file a letter by August 15, 2014, indicating whether he intends to proceed further with the complaint; electronically filed by Vesta R Miller on behalf of Daniel E. Fullin, Attorney Examiner, Public Utilities Commission of Ohio