

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

MICHELLE MEINKE

Complainant,

v.

THE TOLEDO EDISON COMPANY

Respondent.

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Case No. 14-1303-EL-CSS

**ANSWER OF THE TOLEDO EDISON COMPANY**

In accordance with Rule 4901-9-01(D), Ohio Administrative Code, the Respondent The Toledo Edison Company (“Toledo Edison”) and for its answer to the Complaint of Michelle Meinke (“Complainant”) states:

**FIRST DEFENSE**

1. Toledo Edison is a public utility, as defined by Section 4905.03(A)(4) Revised Code, and is duly organized and existing under the laws of the State of Ohio.

2. Complainant’s Complaint consists of one unnumbered page and a copy of Complainant’s June bill. Toledo Edison will attempt to specifically answer each allegation. To the extent Toledo Edison does not respond to a specific allegation, Toledo Edison denies such allegation.

3. Toledo Edison admits that Complainant’s June 5, 2014 bill was in the amount of \$981.7 based on an actual meter reading of 70,627 kWh. Toledo Edison admits that Complainant’s meter was removed and tested 100.37% accuracy.

4. Toledo Edison denies for lack of knowledge the allegations related to Complainant’s conversation with “Shelby” and “Lee” at the PUCO.

5. Toledo Edison denies that it provided inadequate service.
6. Toledo Edison denies the remaining allegations contained in Complainant's Complaint.

### **AFFIRMATIVE DEFENSES**

#### **FIRST DEFENSE**

7. The Complaint fails to allege that Toledo Edison has violated a rule or statute applicable to it.

#### **SECOND DEFENSE**

8. The Complaint fails to set forth reasonable grounds for complaint, as required by Section 4905.26, Revised Code.

#### **THIRD DEFENSE**

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

#### **FOURTH DEFENSE**

10. Toledo Edison at all times complied with Ohio Revised Code Title 49; the applicable rules, regulations, and order of the Public Utilities Commission of Ohio; and its Tariff on file with the Public Utilities Commission of Ohio. These statutes, rules, regulations, orders, and tariff provisions bar Complainant's claims.

#### **FIFTH DEFENSE**

11. Toledo Edison reserves the right to raise other defenses as warranted by discovery in this matter.

WHEREFORE, Toledo Edison respectfully requests an Order dismissing the complaint and granting Toledo Edison all other necessary and proper relief.

Respectfully submitted,

/s/ Carrie M. Dunn  
Carrie M. Dunn (#0076952)  
Counsel of Record  
FirstEnergy Service Company  
76 South Main Street  
Akron, Ohio 44308  
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Fax: 330-384-3875

On behalf of The Toledo Edison Company

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Answer was served by U.S. mail to the following person on this 18<sup>th</sup> day of August 2014.

Michelle Meinke  
640 N. Decant Rd.  
Oregon, Ohio 43616

/s/ Carrie M. Dunn  
Attorney for The Toledo Edison Company

**This foregoing document was electronically filed with the Public Utilities**

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**Case No(s). 14-1303-EL-CSS**

Summary: Answer electronically filed by Ms. Carrie M Dunn on behalf of The Toledo Edison Company