

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of)	
Darryl Rosenberg,)	
)	
Complainant,)	
)	
v.)	Case No. 14-587-EL-CSS
)	
The Cleveland Electric Illuminating)	
Company,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) By entry issued on August 27, 2014, a prehearing settlement conference in this matter was scheduled for October 2, 2014. Since then, Complainant has informed the attorney examiner that, due to a serious medical condition, he is scheduled to undergo a series of medical procedures in the coming months. He has requested that the settlement conference be rescheduled to occur during February 2015. The attorney examiner finds that this request should be granted.
- (2) Accordingly, the prehearing settlement conference currently scheduled to occur on October 2, 2014, is, by this entry, rescheduled to occur, instead, on February 5, 2015, at 1:00 p.m., in Conference Room 1246 of the offices of the Commission, 12th 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 October 2, 2014, is rescheduled to occur, instead, on February 5, 2015, at 1:00 p.m., in Conference Room 1246, at the offices of the Commission, 12th 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 E. Fullin

By: Daniel E. Fullin
Attorney Examiner

JRJ/dah

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 14-0587-EL-CSS

Summary: Attorney Examiner Entry reschedules a previously scheduled prehearing settlement conference; electronically filed by Debra Hight on behalf of Daniel E. Fullin, Attorney Examiner.