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Amy B. Spiller  
Deputy General Counsel

September 22, 2014

Barcy F. McNeal  
Docketing Division Chief  
Public Utilities Commission of Ohio  
180 E. Broad Street  
Columbus, OH 43215-3793

Re: *Carbo Forge, Inc. v. FirstEnergy Solutions Corp.*  
Case No. 14-1610-EL-CSS

Dear Ms. McNeal:

The referenced matter was initiated on September 12, 2014, when the Complainants filed a complaint against FirstEnergy Solutions (FES). On that same date, counsel for Complainants provided to the undersigned a courtesy copy of a Motion for Assistance to Prevent Termination of Service (Motion). Through their Motion, Complainants are asking the Public Utilities Commission of Ohio (Commission) to direct non-parties in this complaint proceeding to engage, or refrain from engaging, in certain activities. FES has requested that the Motion be dismissed for, among other reasons, a lack of jurisdiction.

Duke Energy Ohio, Inc., (Duke Energy Ohio) prefers not to inject itself in the billing dispute that gives rise to this matter, unless it should become necessary to do so. It thus offers no comment now in respect of the merits of the Motion and FES's response thereto. But Duke Energy Ohio wishes to inform the Commission that, with regard to the previously billed charges at issue in this proceeding, there appear to be remedies that do not directly involve a non-party, such as Duke Energy Ohio. One such remedy may include a reversal and rebill. Thus, to the extent any Complainant wishes to avoid disconnection or assessment of a late payment fee, it should work with FES to have charges reversed and bills reissued. Alternatively, Complainants need to identify which of their many accounts may be dual billed and thus unrelated to electric distribution utility bills. But Duke Energy Ohio should not be subject to a blanket order from the Commission, restricting it from disconnecting unpaid bills or charging a late fee for same. Imposing such a requirement upon Duke Energy Ohio, without proper notice and a right to be heard, would violate its due process rights. Further, such a requirement is unnecessary where there are other remedies that may be achieved as between the parties to this matter that do not unduly or unfairly burden a non-party and its ratepayers. To the extent the Commission or the Complainants expect otherwise, Duke Energy Ohio requests proper notice and the opportunity to become a party.

Barcy F. McNeal  
September 19, 2014  
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Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in blue ink that reads "Amy B. Spiller". The signature is written in a cursive style with a large, stylized initial "A".

Amy B. Spiller

cc: Parties of Record

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

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**in**

**Case No(s). 14-1610-EL-CSS**

Summary: Correspondence Duke Energy Ohio's Comments regarding FES Motion to Dismiss electronically filed by Brenda S. Carnahan on behalf of Spiller, Amy B. and Duke Energy Ohio, Inc.