

FILE

also I testified
all the agreement
was mine also I
never had Post Code Duke with Duke eng 0150.52 B Budget
Case no - 14-834-6A-CSS

Marilyn J Rhodes
9846 arvon ave
Cincinnati, Ohio 45231
1-28-2015

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PUBLIC UTILITIES OF COMMISSION
of Ohio

Application For Re-Pleading
and place for an appeal that
was heard 12-9-2014 Scott Farkas
Attorney General. And went to
The Commission for Review which
I truly under oath that I don't
not owe Duke Energy over 9,000.00
which I still stand by. Also I am
a Victim of ID Theft + Fraud and
Check fraud + Forgery checks to Duke
was forgery checks not mine signature
check for was only no account no
also I don't and never had
use a computer nor paid on line.
which I have submitted to PUCO
Before 12-9-14 and stated on copies of those
and rule in my favor the amount of over 9000.00
which I still stand by which ~~Duke~~ was also
PH 1111 1123,059 112 -541-10305

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Public Utilities of Commission of Ohio

FUCO
Application For Re-Pleading
and place for an Appeal that
was heard 12-9-2014 Scott Farkas
Attorney General. And went to
The Commission for Review which
I testify under oath that I don't
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Check fraud + Forgery checks to Duke
was forgery checks Not mine signature
check for was only no account no
also I don't and never had
use a computer nor paid on line.
which I have submitted to FUCO
Before 12-9-14 and stated on copus of those checks
and Rule in my Favor the amount of ~~wa~~ 9000.00
which I still stand by which ~~Duke was aware~~
PH NO 513-735-0989, 513-541-6305
also 513-376-8450 also address of
2505 Vera ave apt 4 cira vt 45237
also 2381 Vera - also I testify
Those address where I never lived
at also PH. NO associated with
This account also I testify Pass
code of Duke on this account
Wasn't mine with Duke Energy, nor
Did I have a Post Office until I found out I was a Victim

- (2) On May 6, 2014, as supplemented on May 12, 2014, Marilyn J. Rhodes filed a complaint against Duke.
- (3) On May 23, 2014, Duke filed an answer to the complaint.
- (4) On June 16, 2014, Duke filed historical information on the Complainant's account.
- (5) By Entry of July 8, 2014, the attorney examiner determined that the disputed amount in this case was \$1,001.26 and the undisputed amount was \$2,061.94, and directed the Complainant to pay the undisputed amount.
- (6) On September 19, 2014, the Commission held a prehearing settlement conference; however, the parties were unable to resolve the issues in the complaint.
- (7) At the December 9, 2014 hearing, the Complainant testified on her own behalf and Duke presented the testimony of Melissa Coffman.
- (8) The burden of proof in a complaint proceeding is on the Complainant. *Grossman v. Pub. Util. Comm.*, 5 Ohio St.2d 189, 214 N.E.2d 666 (1966).
- (9) There is insufficient evidence to support a finding that any charge for any service provided by Duke was unjust, unreasonable, or more than allowed by law or order of the Commission.
- (10) There is insufficient evidence to support a finding that the billing of the Complainant for gas or electric service was in any respect unreasonable, unjust, insufficient, unjustly discriminatory, or unjustly preferential as contemplated by R.C. 4905.22 or 4905.26.

ORDER:

It is, therefore,

ORDERED, That this matter be decided in favor of Duke for failure of the Complainant to sustain her burden of proof. It is, further,