

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Marilyn J. Rhodes,)	
)	
Complainant,)	
)	
v.)	Case No. 14-834-GA-CSS
)	
Duke Energy Ohio, Inc.,)	
)	
Respondent.)	

ENTRY ON REHEARING

The Commission finds:

- (1) On May 6, 2014, Marilyn J. Rhodes filed a complaint against Duke Energy Ohio, Inc. (Duke) alleging: Duke improperly transferred an unpaid balance from another Duke customer to her account; Duke improperly calculated the outstanding amount due on her account; Duke's records for her account were incorrect; and she was the victim of credit card fraud, identity theft, and mail diversion.
- (2) By Opinion and Order dated January 21, 2015, the Commission dismissed the complaint and decided this case in favor of Duke as the Complainant failed to sustain her burden of proof. The Commission found insufficient evidence to support a finding that any unpaid balance from another customer was transferred to Ms. Rhodes' account. The Commission also found that there was insufficient evidence that any billing or charge for any gas or electric service provided by Duke was unjust, unreasonable, more than allowed by law or order of the Commission, or in violation of R.C. 4905.22 or 4905.26. In addition, the Commission found that, because Ms. Rhodes admitted at the hearing Duke had no involvement or responsibility for anything related to her allegations involving credit card fraud, identity theft, and mail diversion, there was no need to address those allegations.
- (3) R.C. 4903.10 provides that any party who has entered an appearance in a Commission proceeding may apply for

rehearing with respect to any matters determined therein by filing an application within 30 days after the entry of the order upon the journal of the Commission. This section also provides that such application shall set forth specifically the ground or grounds on which the applicant considers the order to be unreasonable or unlawful.

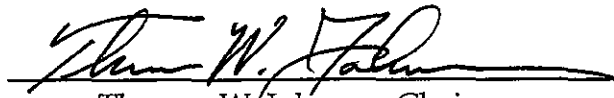
- (4) On February 2, 2015, Ms. Rhodes filed an application for rehearing of the Commission's January 21, 2015 Opinion and Order. Ms. Rhodes asserts that she does not owe Duke \$4,000 and that she is the victim of identity theft, credit card fraud, and forgery. She also claims that an address where she does not live, a telephone number which is not hers, and a passcode should not have been associated with her account.
- (5) On February 10, 2015, Duke filed a memorandum contra the application for rehearing.
- (6) Upon review, we find that Ms. Rhodes has failed to specifically set forth in her application for rehearing any ground or grounds on which the Opinion and Order was unreasonable or unlawful. Ms. Rhodes has failed to point to any evidence or raise any arguments that the Commission erred in its findings regarding assertions related to Duke's billed charges for gas or electric service, allegations of identity theft, credit card fraud, and forgery, or claims associated with her address, telephone number, and passcode for her Duke account. Accordingly, Ms. Rhodes' application for rehearing should be denied.

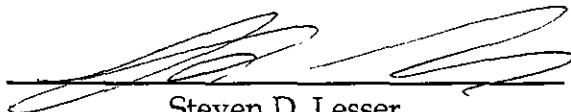
It is, therefore,

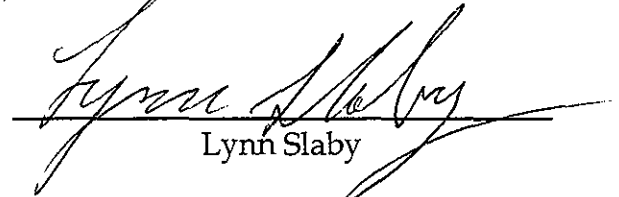
ORDERED, That Ms. Rhodes' application for rehearing be denied. It is, further,

ORDERED, That copies of this Entry on Rehearing be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


Thomas W. Johnson, Chairman


Steven D. Lesser

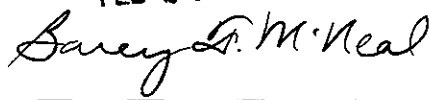

Lynn Slaby


M. Beth Trombold


Asim Z. Haque

SEF/vrm

Entered in the Journal

~~FEB 25 2015~~


Barcy F. McNeal
Secretary