

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of James Gorsuch,)	
)	
Complainant,)	
)	
v.)	Case No. 15-1158-EL-CSS
)	
The Toledo Edison Company,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On July 27, 2015, the attorney examiner issued an Entry scheduling an August 26, 2015 settlement conference in this matter.
- (2) Counsel for The Toledo Edison Company contacted the attorney examiner on July 30, 2015, to request rescheduling of the conference date.
- (3) Accordingly, the settlement conference is rescheduled to August 25, 2015, at 11:00 a.m. at the Commission offices, 180 East Broad Street, 12th floor, Conference Room 1247, Columbus, Ohio 43215-3793. The parties should bring with them all documents relevant to this matter. If a settlement is not reached at the conference, the attorney examiner will conduct a discussion of procedural issues. Procedural issues for discussion may include discovery dates, possible stipulations of facts, and potential hearing dates.
- (4) The purpose of the settlement conference will be to explore the parties' willingness to negotiate a resolution in lieu of an evidentiary hearing. In accordance with Ohio Adm.Code 4901-1-26, any statements 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 any party from initiating settlement negotiations prior to the scheduled settlement conference.

- (5) Pursuant to Ohio Adm.Code 4901-1-26(F) the representatives of the public utility shall investigate the issues raised on 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 authority to settle those issues.
- (6) 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 a settlement conference be rescheduled for August 25, 2015, at 11:00 a.m. at the Commission offices, 180 East Broad Street, 12th floor, Conference Room 1247, Columbus, Ohio 43215-3793. It is, further,

ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/James Lynn

By: James M. Lynn
Attorney Examiner

JRJ/sc

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in

Case No(s). 15-1158-EL-CSS

Summary: Attorney Examiner Entry rescheduling settlement conference to 08/25/2015 at 11:00 a.m. in accordance with Finding (3). - electronically filed by Sandra Coffey on behalf of James Lynn, Attorney Examiner, Public Utilities Commission of Ohio