## BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

| James M. Lehmkuhl             | )                         |
|-------------------------------|---------------------------|
| 2955 W. McMicken Ave., Apt. 4 | )                         |
| Cincinnati, OH 45225          | )                         |
|                               | )                         |
| Complainant,                  | ) Case No. 15-1067-EL-CSS |
|                               | )                         |
| V.                            | )                         |
|                               | )                         |
| Duke Energy Ohio, Inc.        |                           |
|                               | )                         |
| Respondent.                   | )                         |
| •                             | •                         |
|                               | )<br>)<br>)<br>)          |

## JOINT MOTION TO DISMISS COMPLAINT OF JAMES M. LEHMKUHL AND RESPONDENT DUKE ENERGY OHIO, INC

Complainant James M. Lehmkuhl and Respondent Duke Energy Ohio, Inc. respectfully request that the Commission dismiss the above-captioned complaint with prejudice as the parties have settled this matter and all issues raised in the complaint have been resolved.

Respectfully Submitted,

Robert A. McMahon (0064319) Eberly McMahon Copetas LLC 2321 Kemper Lane, Suite 100

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Attorney for Respondent, Duke Energy Ohio, Inc.

James M. Lehmkuhl, Complainant 2955 W. McMicken Ave., Apt. 4

Cincinnati, OH 45225

## **MEMORANDUM IN SUPPORT**

The parties have resolved all issues raised in the above styled complaint and reached a settlement that is to the satisfaction of both parties. Therefore, by agreement, the parties respectfully request this Commission dismiss the above captioned case with prejudice.

Respectfully Submitted,

Robert A. McMahon (0064319) Eberly McMahon Copetas LLC 2321 Kemper Lane, Suite 100 Cincinnati, OH 45206 513-533-3441 513-533-3554 Fax bmcmahon@emclawyers.com

James M. Lehmkuhl, Complainant 2955 W. McMicken Ave., Apt. 4 Cincinnati, OH 45225

Attorney for Respondent, Duke Energy Ohio, Inc.

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Joint Motion to Dismiss, was served on the following by first class U.S. mail, postage prepaid, on this 3/1/2 day of August, 2015:

James M. Lehmkuhl 2955 W. McMicken Ave., Apt. 4 Cincinnati, OH 45225

Robert A. McMahon

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 15-1067-EL-CSS

Summary: Motion Joint Motion To Dismiss Complaint of James M. Lehmkuhl and Respondent Duke Energy Ohio, Inc. electronically filed by Mr. Robert A. McMahon on behalf of Duke Energy Ohio, Inc.