

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Northeast)	
Ohio Neighborhood Health Services, Inc.,)	
)	
Complainant,)	
)	
v.)	Case No. 15-325-TP-CSS
)	
Windstream Communications, Inc.,)	
)	
Respondent.)	

ENTRY

The attorney examiner finds:

- (1) On February 13, 2015, Northeast Ohio Neighborhood Health Services, Inc. (NEON or Complainant) filed a complaint against Windstream Communications, Inc. (Windstream) to resolve billing issues.
- (2) Windstream filed an answer and a motion to dismiss on March 5, 2015.
- (3) By Entry issued March 16, 2015, the attorney examiner scheduled a settlement conference for April 14, 2015.
- (4) On May 6, 2015, NEON filed a motion for default judgment and sanctions because Windstream failed to have a corporate representative appear at the settlement conference. NEON pleaded for sanctions to recover out-of-pocket expenses related to travel expenses, wages, and attorney's fees.
- (5) On May 19, 2015, June 16, 2015, and July 22, 2015, the parties filed joint motions to extend the time for Windstream to file a memorandum contra the motion for default judgment and sanctions. The parties explained that they wish to focus efforts on settlement negotiations. The attorney examiner granted the motions by Entries issued May 20, 2015, June 22, 2015, and July 27, 2015, respectively.

- (6) On August 27, 2015, the parties filed a joint motion to extend the time to plead until September 8, 2015. As before, the parties wish to focus their efforts on settlement negotiations.
- (7) The attorney examiner finds that the parties' joint request to extend the time to file a memorandum contra is reasonable and should be granted. Accordingly, Windstream shall be granted until September 8, 2015, to file a memorandum contra.

It is, therefore,

ORDERED, That the joint motion to extend the time to plead be granted and that Windstream be permitted to file a memorandum contra by September 8, 2015. It is, further,

ORDERED, That a copy of this Entry be served upon the parties and interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ L. Douglas Jennings

By: L. Douglas Jennings
Attorney Examiner

jrj/vrm

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in

Case No(s). 15-0325-TP-CSS

Summary: Attorney Examiner Entry granting motion to extend until September 8, 2015, the time to file a memorandum contra; electronically filed by Vesta R Miller on behalf of L. Douglas Jennings, Attorney Examiner, Public Utilities Commission of Ohio