

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of RB Tool	)	
& Mfg. Co.,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. 15-1012-EL-CSS
	)	
Duke Energy Ohio, Inc.,	)	
	)	
Respondent.	)	

ENTRY

The attorney examiner finds:

- (1) On May 22, 2015, RB Tool & Mfg. Co. (Complainant) filed a complaint against Duke Energy Ohio, Inc. (Duke).
- (2) On June 12, 2015, Duke filed its answer to the complaint.
- (3) On July 6, 2015, the attorney examiner issued an entry seeking additional information from the Complainant.
- (4) On July 31, 2015, the Complainant filed an amended complaint.
- (5) On August 20, 2015, Duke filed its answer to the amended complaint.
- (6) At this time, the attorney examiner finds that a settlement conference should be scheduled in this matter to discuss settlement of the issues. The settlement conference in this matter is scheduled for 10:00 a.m. on October 28, 2015, at the offices of the Commission, 180 East Broad Street, 12th Floor, Conference Room 1246, Columbus, Ohio 43215-3793. If it becomes apparent that the parties are not likely to settle this matter, the parties should be prepared to discuss a procedural schedule to facilitate the timely and efficient processing of this complaint.
- (7) Pursuant to Ohio Adm.Code 4901-1-26(F), the representatives of the public utility shall investigate the issues raised in 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. In addition, parties attending the settlement conference should bring with them all documents relevant to this matter.

- (8) 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 is scheduled for 10:00 a.m. on October 28, 2015, at the offices of the Commission, 180 East Broad Street, 12th Floor, Conference Room 1246, Columbus, Ohio 43215-3793, in accordance with Finding (6). It is, further,

ORDERED, That a copy of this Entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Nicholas Walstra

By: Nicholas Walstra  
Attorney Examiner

jrj/vrm

**This foregoing document was electronically filed with the Public Utilities**

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**in**

**Case No(s). 15-1012-EL-CSS**

Summary: Attorney Examiner Entry scheduling a settlement conference on October 28, 2015, at 10:00 a.m.; electronically filed by Vesta R Miller on behalf of Nicholas Walstra, Attorney Examiner, Public Utilities Commission of Ohio