

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE COMPLAINT OF
STAND ENERGY CORPORATION,

COMPLAINANT,

v.

CASE NO. 16-1037-TP-CSS

WINDSTREAM OHIO, LLC D/B/A
WINDSTREAM COMMUNICATIONS;
WINDSTREAM NUVOX OHIO, LLC; AND
WINDSTREAM COMMUNICATIONS, LLC,

RESPONDENTS.

ENTRY

Entered in the Journal on September 22, 2016

I. SUMMARY

{¶ 1} The Commission dismisses the complaint with prejudice pursuant to a joint motion to dismiss as the case has been settled.

II. DISCUSSION

{¶ 2} Pursuant to R.C. 4927.21, the Commission has authority to consider written complaints filed against a telephone company by any person or corporation regarding any rate, service, regulation, or practice relating to any service furnished by the telephone company that is in any respect unjust, unreasonable, insufficient, or unjustly discriminatory.

{¶ 3} Windstream Ohio, LLC d/b/a Windstream Communications; Windstream Nuvox Ohio, LLC; and Windstream Communications, LLC (Windstream) are telephone companies as defined in R.C. 4905.03 and, as such, are subject to the jurisdiction of this Commission.

{¶ 4} On May 10, 2016, Stand Energy Corporation (Stand) filed a complaint against Windstream. Stand alleges that it entered into a customer service agreement with Windstream on May 5, 2011, where Windstream agreed to provide telephone and facsimile services to Stand. In its complaint, Stand sought an order from the Commission finding that Stand had cancelled the customer service agreement, that it is entitled to a refund of money paid after the cancellation, and that Windstream cease invoicing Stand for services.

{¶ 5} With a motion to file answer instanter, Windstream filed an answer on July 6, 2016.

{¶ 6} Stand filed a response to Windstream's answer on July 8, 2016.

{¶ 7} By Entry issued July 29, 2016, the attorney examiner scheduled a settlement conference for August 30, 2016,

{¶ 8} On August 10, 2016, the parties filed a joint motion to dismiss the complaint with prejudice. The parties explain that they have settled all issues raised by the complaint.

{¶ 9} The parties have stated good cause to dismiss the complaint. Accordingly, the joint motion to dismiss the complaint with prejudice should be granted.

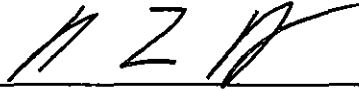
III. ORDER

{¶ 10} It is, therefore,

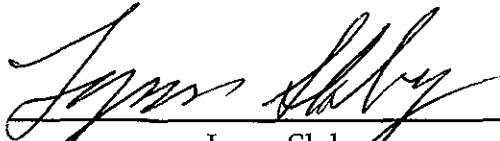
{¶ 11} ORDERED, That, in accordance with paragraph (9), the joint motion to dismiss the complaint with prejudice be granted. It is, further,

{¶ 12} ORDERED, That a copy of this Entry be served upon all parties and interested persons of record.

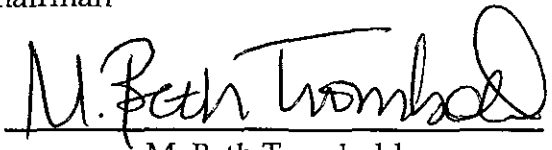
THE PUBLIC UTILITIES COMMISSION OF OHIO



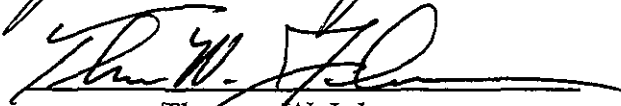
Asim Z. Haque, Chairman



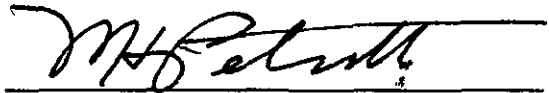
Lynn Slaby



M. Beth Trombold



Thomas W. Johnson

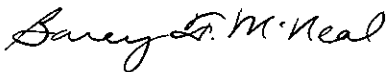


M. Howard Petricoff

LDJ/vrm

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SEP 22 2018



Barcy F. McNeal
Secretary