

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE COMPLAINT OF

**CARBO FORGE, INC., WYANDOT, INC.,
PLASKOLITE, INC., AMERICAN TRIM, LLC,
WHIRLPOOL CORPORATION, MCWANE, INC.,
NAVISTAR, INC., SAUER WOODWORKING
Co., McDONALD STEEL CORPORATION,
HENNY PENNY CORPORATION, LIMA
REFINING COMPANY, CAMPBELL SOUP
SUPPLY COMPANY, LLC, COOPER TIRE &
RUBBER COMPANY, MANTALINE
CORPORATION, REPUBLIC STEEL, JAY
INDUSTRIES, INC., SUN CHEMICAL
CORPORATION, AND 3M COMPANY,**

CASE NO. 14-1610-EL-CSS

COMPLAINANTS,

v.

FIRSTENERGY SOLUTIONS CORP.,

RESPONDENT.

ENTRY

Entered in the Journal on December 14, 2016

I. SUMMARY

{¶ 1} The Commission grants the parties' joint request to dismiss the complaint and finds that this case should be dismissed and closed of record.

II. DISCUSSION

{¶ 2} FirstEnergy Solutions Corp. (FES) is an electric services company as defined in R.C. 4928.01(A)(9), and, as such, is subject to the jurisdiction of this Commission.

{¶ 3} Pursuant to R.C. 4905.26, the Commission has authority to consider written complaints filed against a public utility by any person or corporation regarding any rate,

service, regulation, or practice relating to any service furnished by the public utility that is in any respect unjust, unreasonable, insufficient, or unjustly discriminatory. Pursuant to R.C. 4928.16, the Commission has jurisdiction under R.C. 4905.26, upon complaint of any person regarding the provision by electric services company or governmental aggregator subject to certification under R.C. 4928.08 of any service for which it is subject to certification.

{¶ 4} On September 12, 2014, pursuant to R.C. 4905.26, a complaint was filed by Carbo Forge, Inc., Wyandot, Inc., Plaskolite, Inc., American Trim, LLC, Whirlpool Corporation, McWane, Inc., Navistar, Inc., Sauder Woodworking Co., McDonald Steel Corporation, Henny Penny Corporation, Lima Refining Company, Campbell Soup Supply Company, LLC, Cooper Tire & Rubber Company, Mantaline Corporation, Republic Steel, Jay Industries, Inc., Sun Chemical Corporation, and 3M Company (collectively, Complainants) against FES. The complaint alleged FES improperly billed the Complainants for the RTO expense surcharge.

{¶ 5} On October, 2014, FES filed its answer to the complaint denying the allegations made by the Complainants.

{¶ 6} On November 3, 2016, the parties filed a notice in this case indicating the parties agreed that this proceeding may be dismissed. Therefore, the parties request the Commission issue an order terminating the complaint.

{¶ 7} The Commission finds the joint request to dismiss the complaint is reasonable and should be granted. Accordingly, this case should be dismissed and closed of record.

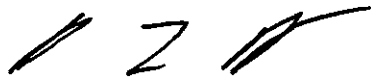
III. ORDER

{¶ 8} It is, therefore,

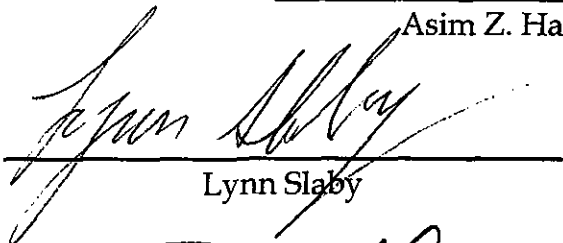
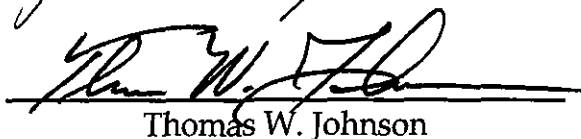
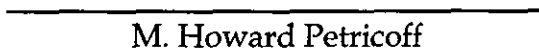
{¶ 9} ORDERED, That the joint request to dismiss this case be granted and this case be dismissed and closed of record. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO



Asim Z. Haque, Chairman


Lynn Slaby
M. Beth Trombold
Thomas W. Johnson
M. Howard Petricoff

BAM/sc

Entered in the Journal

DEC 14 2016



Barcy F. McNeal
Secretary