

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

<b>DON HABEGGER,</b>	)	
	)	
<b>Complainant,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 16-1208-EL-CSS</b>
	)	
<b>THE TOLEDO EDISON COMPANY,</b>	)	
	)	
<b>Respondent.</b>	)	
	)	

**THE TOLEDO EDISON COMPANY’S MOTION TO CONTINUE HEARING**

Respondent The Toledo Edison Company (“Toledo Edison”) hereby moves the Public Utilities Commission of Ohio (“Commission”) to continue the evidentiary hearing in this case currently scheduled for January 24, 2017. On December 20, 2016, Toledo Edison filed a Motion to Dismiss this matter, pursuant to Rule 4901-9-01(F) of the Ohio Administrative Code, as the Complaint had been satisfied. In accordance with Rule 4901-9-01(F), the Complainant has twenty days, or until January 9, 2017, to respond to that motion.

The current procedural schedule in this proceeding requires that expert witnesses file direct testimony with the Commission by January 17, 2017, only eight days after the deadline for Complainant’s response. Given that Toledo Edison has already satisfied the Complaint by refunding and/or crediting all amounts in dispute, it would save the resources of the parties and the Commission to continue the hearing in this matter. Accordingly, Toledo Edison respectfully requests that the Commission continue the evidentiary hearing in this matter until such time as the Commission rules on Toledo Edison’s Motion to Dismiss.

Respectfully submitted,

/s/ Joshua R. Eckert

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On behalf of The Toledo Edison  
Company

**CERTIFICATE OF SERVICE**

I hereby declare that a copy of the foregoing The Toledo Edison Company's Motion to Continue Hearing was served upon the following by U.S. mail this 20th day of December, 2016.

Don Habegger  
PO Box 325  
Toledo, Ohio 43697

/s/ Joshua R. Eckert  
Attorney for The Toledo Edison  
Company

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Summary: Motion --The Toledo Edison Company's Motion to Continue Hearing electronically filed by Mr. Joshua R. Eckert on behalf of The Toledo Edison Company