

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

<b>Richard Burkart,</b>	)	
	)	
<b>Complainant,</b>	)	
	)	
<b>v.</b>	)	<b>Case No: 17-0818-EL-CSS</b>
	)	
<b>Ohio Power Company,</b>	)	
	)	
<b>Respondent.</b>	)	

**ANSWER OF OHIO POWER COMPANY**

Ohio Power Company d/b/a AEP Ohio (“AEP Ohio” or the “Company”)<sup>1</sup> hereby responds to the complaint filed in this proceeding by Richard Burkart (“Complainant”) on March 23, 2017 (“Complaint”) through this Answer.

**ANSWER TO ALLEGATIONS**

1. AEP Ohio denies the allegation that Complainant was erroneously billed for electricity used due to a faulty meter for the period of December 1, 2016 to February 2, 2017.
2. AEP Ohio admits the dials on the meter were slightly misaligned. However, the meter accuracy tested within the applicable American National Standards Institute 2008 standards.
3. AEP Ohio denies any and all remaining allegations of the Complaint.

**AFFIRMATIVE DEFENSES**

1. AEP Ohio asserts as an affirmative defense that under Ohio Revised Code §4905.26 and Ohio Administrative Code Rule §4901-9-01(C)(3), Complainant has failed to set forth reasonable grounds for a complaint.

---

<sup>1</sup> Complainant names AEP as the Respondent. Ohio Power Company is the correct entity.

2. AEP Ohio, at all times, complied with Ohio Revised Title 49; Commission rules, regulations and orders; and the applicable Tariff.
3. AEP Ohio's meter accuracy, at all times, complied with the American National Standards Institute (ANSI) 2008 standards.
4. AEP Ohio reserves the right to raise additional affirmative defenses or to withdraw any of the foregoing affirmative defenses as may become necessary during the investigation and discovery of this matter.

### **CONCLUSION**

WHEREFORE, Defendant Ohio Power Company respectfully requests that the Commission deny the Complaint in its entirety, and grant Ohio Power Company any further legal or equitable relief this Commission deems appropriate.

Respectfully submitted,

/s/ Ryan F.M. Aguiar  
Ryan F.M. Aguiar  
American Electric Power Service Corp.  
1 Riverside Plaza, 29<sup>th</sup> Floor  
Columbus, Ohio 43215  
raguiar@aep.com

*Counsel for Ohio Power Company*

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Answer of Ohio Power Company was served by regular mail upon the address listed below, on this 11th day of April, 2017.

/s/ Ryan F.M. Aguiar  
Ryan F.M. Aguiar

Richard Burkart  
990 Rutland Way  
Worthington, OH 43085

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

**Commission of Ohio Docketing Information System on**

**4/11/2017 9:59:22 AM**

**in**

**Case No(s). 17-0818-EL-CSS**

Summary: Answer of Ohio Power Company electronically filed by Mr. Ryan F.M. Aguiar on behalf of Ohio Power Company