

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE COMPLAINT OF
KRIST BUSSART,

COMPLAINANT,

v.

CASE NO. 16-2149-EL-CSS

OHIO POWER COMPANY DBA AEP OHIO,

RESPONDENT.

ENTRY

Entered in the Journal on April 19, 2017

I. SUMMARY

{¶ 1} The Commission grants Respondent's motion to dismiss this complaint case with prejudice, on grounds that the parties have reached a settlement resolving all issues raised.

II. DISCUSSION

{¶ 2} 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.

{¶ 3} Respondent, Ohio Power Company d/b/a AEP Ohio (AEP Ohio) is a public utility as defined in R.C. 4905.02 and, as such, is subject to the jurisdiction of this Commission.

{¶ 4} On October 31, 2016, Krist Bussart (Complainant) filed a complaint against AEP Ohio alleging, among other things, that Respondent overcharged her for electric utility service.

{¶ 5} On November 22, 2016, AEP Ohio filed its answer, in which it admits some and denies others of the allegations of the complaint and sets forth several affirmative defenses.

{¶ 6} A settlement conference was scheduled for, and held, on January 31, 2017. After that, the parties continued working together towards the goal of resolving this matter through settlement.

{¶ 7} On March 27, 2017, Respondent filed, pursuant to Ohio Adm.Code 4901-9-01(F), a motion to dismiss this case with prejudice, on grounds that it has been settled.

{¶ 8} Ohio Adm.Code 4901-9-01(F) provides that, if the public utility complained against files an answer or motion which asserts that the complaint has been satisfied and no response is filed within 20 days, the Commission may presume that satisfaction has occurred and dismiss the complaint. No response to AEP Ohio's motion to dismiss has been filed.

{¶ 9} Accordingly, the Commission finds Respondent's motion should be granted and this case should be dismissed with prejudice.

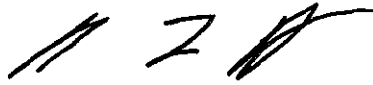
III. ORDER

{¶ 10} It is, therefore,

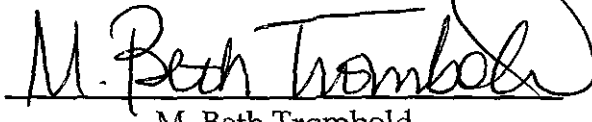
{¶ 11} ORDERED, That Respondent's motion be granted, and that Case No. 16-2149-EL-CSS be dismissed with prejudice and closed of record. It is, further,

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

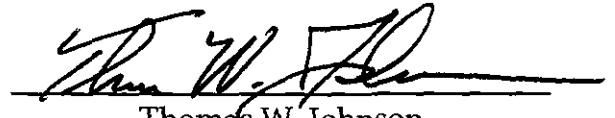
THE PUBLIC UTILITIES COMMISSION OF OHIO



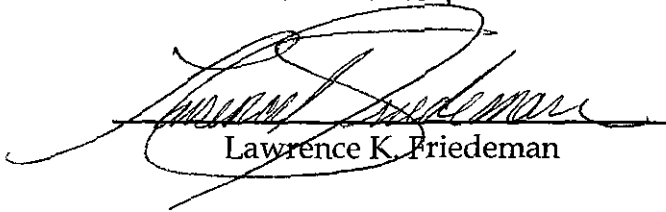
Asim Z. Haque, Chairman



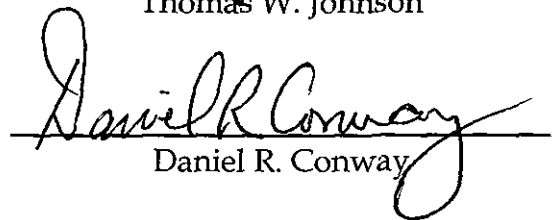
M. Beth Trombold



Thomas W. Johnson



Lawrence K. Friedeman



Daniel R. Conway

DEF/dah

Entered in the Journal

APR 19 2017



Barcy F. McNeal
Secretary