

**Before the
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Complaint of Robert)
and Lisa King vs. Cincinnati Bell) Case No. 17-2011-TP-CSS
Telephone Company LLC)

ANSWER

Cincinnati Bell Telephone Company LLC (“CBT”) hereby responds to the Complaint filed by Robert and Lisa King on September 21, 2017 pursuant to O.A.C. § 4901-9:

1. CBT denies that it damaged the Complainants’ tree and states that the tree was dying before CBT installed fiber optics lines in the area.

AFFIRMATIVE DEFENSES

1. The Complaint fails to state reasonable grounds for complaint.
2. The Commission has no jurisdiction to award damages.
3. All work by CBT in the vicinity of Complainants’ tree was within CBT’s utility easement, which includes the right to cut, trim, or remove any trees, undergrowth or overhanging branches within said easement or immediately adjacent thereto.

Wherefore, having answered and raised its affirmative defenses, CBT respectfully requests that the Commission dismiss the Complaint with prejudice and deny the relief sought.

Respectfully submitted,

/s/ Douglas E. Hart
Douglas E. Hart (0005600)
441 Vine Street
Suite 4192
Cincinnati, OH 45202
(513) 621-6709
(513) 621-6981
dhart@douglasshart.com

Attorney for Cincinnati Bell Telephone
Company LLC

CERTIFICATE OF SERVICE

I certify that on this 12th day of October 2017, I served the foregoing Answer on Robert and Lisa King, 2346 Shimmering Bay Lane, Cincinnati, OH 45244, by first class U.S. mail, postage prepaid.

/s/Douglas E. Hart

This foregoing document was electronically filed with the Public Utilities

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Summary: Answer electronically filed by Mr. Douglas E. Hart on behalf of Cincinnati Bell Telephone Company LLC