

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
XIAN MAO AND QI YU,**

COMPLAINANTS,

v.

CASE NO. 18-81-EL-CSS

**THE CLEVELAND ELECTRIC
ILLUMINATING COMPANY,**

RESPONDENT.

ENTRY

Entered in the Journal on May 16, 2018

I. SUMMARY

{¶ 1} The Commission grants the joint motion to dismiss the complaint with prejudice as the parties represent that all issues and claims have been resolved.

II. DISCUSSION

{¶ 2} The Cleveland Electric Illuminating Company (CEI) is a public utility, pursuant to R.C. 4905.02, and is, therefore, 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.

{¶ 4} On January 8, 2018, Xian Mao and Qi Yu (Complainants) filed a complaint against CEI generally alleging that CEI wrongly instructed Complainants that an underground meter could be installed at 2373 Kenilworth Road, Cleveland Heights, Ohio 44106 (Property). Specifically, Complainants wished to upgrade Complainants' meter base from 100 amps to 200 amps at the Property. Complainants allege that they relied upon instruction from CEI personnel to dig a pit and run cable from the basement to install an

underground service meter base. Complainants further allege that when they asked CEI to reconnect service, Complainants were told that electricity could only be connected overhead. Complainants are requesting that CEI reimburse them for the costs of building materials, tools, labor, and move-in delay totaling \$2,680.

{¶ 5} On January 29, 2018, CEI filed its answer to the complaint, denying many of the allegations and raising several affirmative defenses.

{¶ 6} On February 9, 2018, Complainants filed a letter indicating that this matter has not been resolved.

{¶ 7} On February 14, 2018, the attorney examiner scheduled a settlement conference for May 1, 2018.

{¶ 8} On April 24, 2018, Complainants and CEI filed a joint motion to dismiss. In the motion, the parties advise the Commission that they have resolved all issues and claims raised in and arising from the complaint. Accordingly, the parties jointly request that this complaint be dismissed with prejudice.

{¶ 9} In view of the settlement of the complaint, the Commission finds that this matter should be dismissed with prejudice and closed of record.

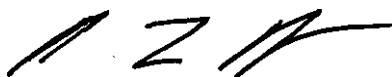
III. ORDER

{¶ 10} It is, therefore.

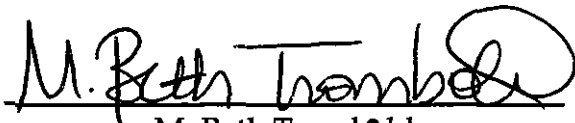
{¶ 11} ORDERED, that the joint motion to dismiss be granted and that this complaint be dismissed with prejudice. It is, further,

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

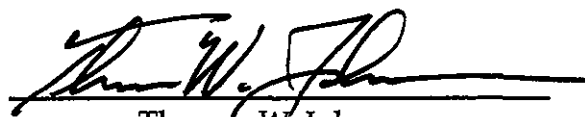
THE PUBLIC UTILITIES COMMISSION OF OHIO



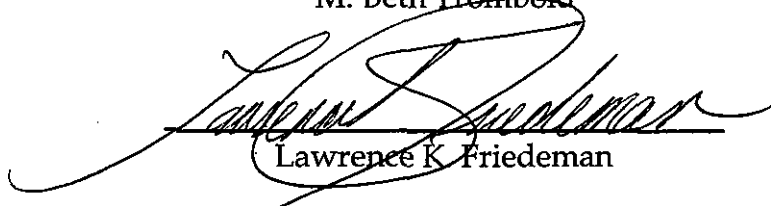
Asim Z. Haque, Chairman



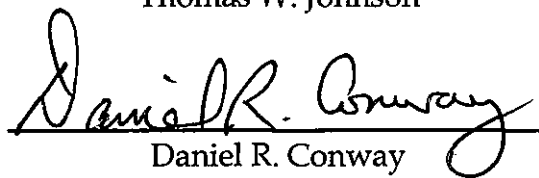
M. Beth Trombold



Thomas W. Johnson



Lawrence K. Friedeman



Daniel R. Conway

RMB/LLA/mef

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MAY 16 2018



Barcy F. McNeal
Secretary