

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
THE J. CALICO HOLDING COMPANY D/B/A
ROOSTER'S MEN'S GROOMING CENTER,**

COMPLAINANT,

v.

CASE NO. 18-466-TP-CSS

**CINCINNATI BELL TELEPHONE COMPANY,
LLC,**

RESPONDENT.

ENTRY

Entered in the Journal on May 29, 2018

{¶ 1} On March 19, 2018, The J. Calico Holding Company d/b/a Roosters Men's Grooming Center (Complainant) filed a complaint against Cincinnati Bell Telephone Company, LLC (CBT). The Complainant alleged that CBT's failure to port telephone service as requested led to an interruption of its business and a financial loss. The Complainant filed the complaint to recover damages.

{¶ 2} On April 4, 2018, CBT filed an answer in which it disputed material factual allegations of the complaint.

{¶ 3} By Entry issued May 10, 2018, the attorney examiner scheduled a settlement conference for June 1, 2018.

{¶ 4} On May 18, 2018, CBT filed a motion to dismiss the complaint pursuant to Ohio Adm.Code 4901-9-01(F), which allows the Commission to presume settlement if a respondent asserts that settlement has occurred and the complainant does not file a written objection within 20 days.

{¶ 5} Considering that CBT has asserted that the parties have settled the dispute, the attorney examiner shall cancel the settlement conference scheduled for June 1, 2018.

If the Complainant does not file a written objection to CBT's motion to dismiss by June 7, 2018, the attorney examiner shall recommend to the Commission that it presume settlement and dismiss the complaint.

{¶ 6} It is, therefore,

{¶ 7} ORDERED, That the settlement conference scheduled for June 1, 2018, be canceled. It is, further,

{¶ 8} ORDERED, That the Complainant be granted until June 7, 2018, to file a written objection to CBT's motion to dismiss. It is, further,

{¶ 9} ORDERED, That a copy of this Entry be served upon all parties and interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/L. Douglas Jennings

By: L. Douglas Jennings
Attorney Examiner

JRJ/sc

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in

Case No(s). 18-0466-TP-CSS

Summary: Attorney Examiner Entry cancelling settlement conference and setting date for Complainant to respond to motion to dismiss. electronically filed by Sandra Coffey on behalf of L. Douglas Jennings, Attorney Examiner, Public Utilities Commission of Ohio