

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
STEVEN N. BURDEN,**

COMPLAINANT,

V.

CASE No. 17-1090-EL-CSS

**THE DAYTON POWER AND LIGHT
COMPANY,**

RESPONDENT.

ENTRY

Entered in the Journal on August 1, 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} 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, The Dayton Power and Light Company (DP&L), is a public utility as defined in R.C. 4905.02 and, as such, is subject to the jurisdiction of this Commission.

{¶ 4} On April 18, 2017, Steven N. Burden (Complainant) filed a complaint against DP&L alleging inadequate service with regard to his eligibility for the Percentage of Income Payment Plan (PIPP) for electric service. In the complaint, Complainant requested that new procedures be instituted for determining PIPP re-certification, that he be placed back on the PIPP program without penalty, and that late fees be removed from his account.

{¶ 5} DP&L filed its answer on May 8, 2017. In its answer, DP&L admitted some and denied other allegations in the complaint. In addition, DP&L set forth in the answer several affirmative defenses.

{¶ 6} On July 6, 2018, Complainant and DP&L filed a joint motion to dismiss. In the motion, the parties advise the Commission that they have entered into a full and comprehensive settlement agreement regarding the complaint. Further, having resolved all issues and claims arising in conjunction with the matters set forth in this proceeding, the parties request that this complaint be dismissed with prejudice.

{¶ 7} In view of the settlement of the complaint, the Commission finds that this case should be dismissed and closed of record.

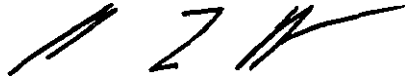
III. ORDER

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That the joint motion to dismiss be granted and that Case No. 17-1090-EL-CSS be dismissed with prejudice and closed of record. It is, further,

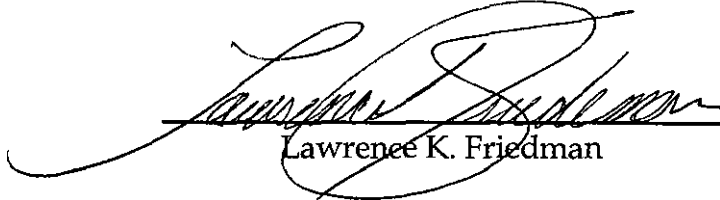
{¶ 10} ORDERED, That a copy of this Entry be served upon all parties and interested persons of record.

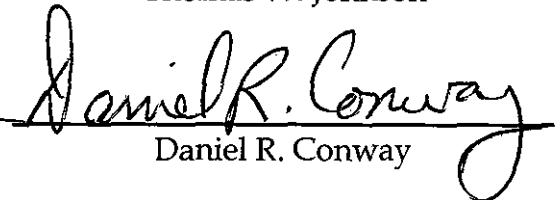
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Asim Z. Haque, Chairman


M. Beth Trombold


Thomas W. Johnson


Lawrence K. Friedman


Daniel R. Conway

KKS/mef/hac

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AUG 01 2018


Barcy F. McNeal

Barcy F. McNeal
Secretary