

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
NATHAN KLEIN,**

COMPLAINANT,

V.

CASE NO. 17-1208-GA-CSS

**THE EAST OHIO GAS COMPANY D/B/A
DOMINION ENERGY OHIO,**

RESPONDENT.

ENTRY

Entered in the Journal on September 5, 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 East Ohio Gas Company d/b/a Dominion Energy Ohio (DEO), is a natural gas company as defined in R.C. 4905.03 and a public utility as defined in R.C. 4905.02, and, as such, is subject to the jurisdiction of this Commission.

{¶ 4} On May 8, 2017, Nathan Klein (Complainant) filed a complaint against DEO, alleging that DEO underestimated the gas usage needs of a new development area where Complainant is building a house, and installed a three-inch diameter line, rather than a six-inch line. According to the complaint, DEO informed Complainant that, in

order to receive service, he must pay the cost of the line upgrade that is necessary to provide a sufficient amount of natural gas to his home and to the remaining undeveloped lots in the area.

{¶ 5} DEO filed its answer on May 30, 2017. In its answer, DEO admitted some and denied other allegations of the complaint and set forth several affirmative defenses.

{¶ 6} A settlement conference in this case was originally scheduled to occur on July 13, 2017, and was subsequently rescheduled for July 5, 2017, and September 13, 2017. On June 15, 2018, Complainant and DEO filed a joint request to stay the proceeding until performance of a confidential settlement agreement was completed.

{¶ 7} On August 7, 2018, Complainant and DEO filed a joint motion to dismiss. In the motion, the parties advise the Commission that they have entered into a confidential 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.

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

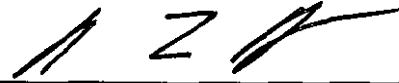
III. ORDER

{¶ 9} It is, therefore,

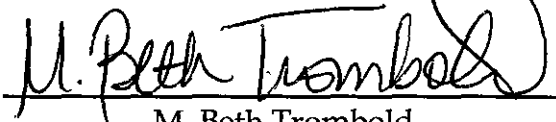
{¶ 10} ORDERED, That the joint motion to dismiss be granted and that Case No. 17-1208-GA-CSS be dismissed with prejudice and closed of record. It is, further,

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

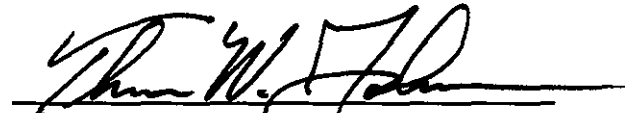
THE PUBLIC UTILITIES COMMISSION OF OHIO



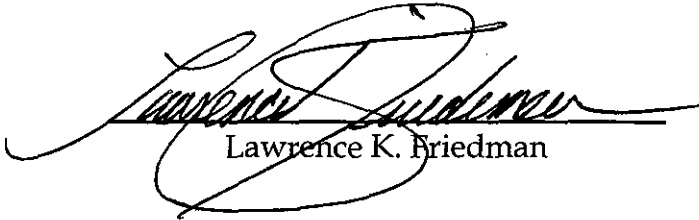
Asim Z. Haque, Chairman



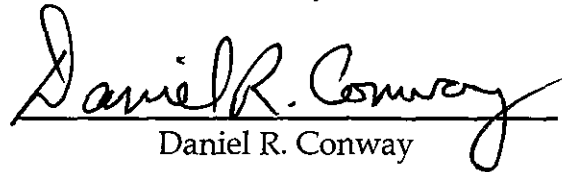
M. Beth Trombold



Thomas W. Johnson



Lawrence K. Friedman

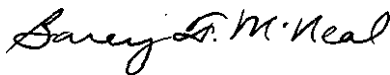


Daniel R. Conway

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SEP 05 2018



Barcy F. McNeal
Secretary