

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
TIMOTHY DIALS,**

COMPLAINANT,

v.

CASE NO. 18-224-EL-CSS

**OHIO POWER COMPANY DBA AEP
OHIO,**

RESPONDENT.

ENTRY

Entered in the Journal on October 31, 2018

I. SUMMARY

{¶ 1} The Commission grants the motion to dismiss the complaint with prejudice, as the issues in the case 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} Ohio Power Company dba AEP Ohio (AEP) is a public utility as defined in R.C. 4905.02, and, as such, is subject to the jurisdiction of this Commission.

{¶ 4} On February 2, 2018, Timothy Dials (Complainant) filed a complaint against AEP, alleging that, although he is enrolled in the percentage of income payment plan (PIPP), he receives excessively high bills. He also contends that AEP is charging him more than was agreed upon under a payment arrangement. Finally, he asserts that AEP did not follow the Commission's winter reconnection procedures.

{¶ 5} AEP filed its answer on February 21, 2018. AEP asserts that Complainant is not enrolled in PIPP and that he has not complied with requirements necessary to maintain service under the Commission's winter reconnection procedures. AEP denies other allegations made by Complainant.

{¶ 6} A settlement conference was conducted on March 15, 2018, after which settlement discussions continued.

{¶ 7} On August 28, 2018, AEP filed a motion to dismiss the complaint with prejudice. In the motion, AEP states that the parties have resolved all issues in the complaint.

{¶ 8} Ohio Adm.Code 4901-9-01(F) provides that, if an answer or motion is filed that asserts that a complaint has been satisfied or settled, and no response is filed within 20 days, the Commission may presume that satisfaction or settlement has occurred and dismiss the complaint.

{¶ 9} Complainant did not file a response to AEP's assertion that the matter has been resolved. Pursuant to Ohio Adm.Code 4901-9-01(F), the Commission finds that AEP's motion to dismiss the complaint with prejudice is reasonable and should be granted.

III. ORDER

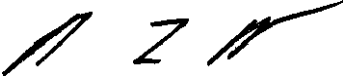
{¶ 10} It is, therefore,

{¶ 11} ORDERED, That AEP's motion to dismiss the complaint with prejudice be granted. It is, further,

{¶ 12} ORDERED, That this case be dismissed and closed of record. It is, further,

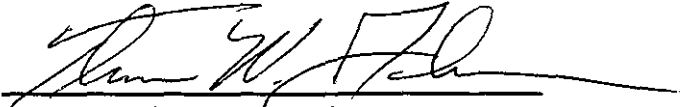
{¶ 13} ORDERED, That a copy of this Entry be served upon all parties of record.

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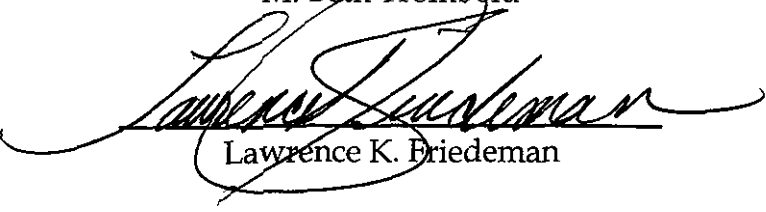


Asim Z. Haque, Chairman

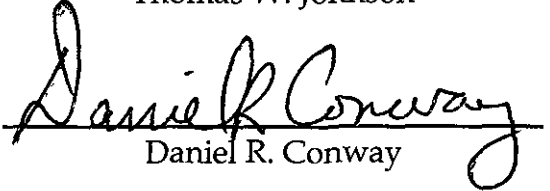
M. Beth Trombold



Thomas W. Johnson



Lawrence K. Friedeman

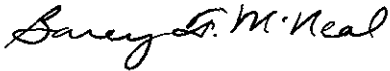


Daniel R. Conway

JML/hac

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OCT 31 2018



Barcy F. McNeal
Secretary