

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
JOHNNIE GRAHAM JR.,**

COMPLAINANT,

v.

CASE No. 17-2114-TP-CSS

FRONTIER NORTH, INC.

RESPONDENT.

ENTRY

Entered in the Journal on January 2, 2019

{¶ 1} On December 19, 2018, a case status teleconference occurred in this case. The purpose of the teleconference was to allow the attorney examiner to join both parties in a discussion of any outstanding discovery issues, and to establish a procedural schedule and process for resolving them so that, once discovery was complete, a hearing in this case could be scheduled.

{¶ 2} During the case status teleconference, the parties resolved discovery issues and, by mutual agreement, completed the discovery process in this case. They reached agreement that a hearing in this case should now be scheduled to occur. They also reserved the right to continue settlement discussions, during the period prior to the hearing date now being scheduled.

{¶ 3} Accordingly, upon consultation with both parties that occurred during the December 19, 2018 case status teleconference, the attorney examiner finds that a hearing in this case shall be scheduled for March 4, 2019, at 1:30 p.m., at the offices of the Commission, 180 East Broad Street. All parties should register at the lobby desk and then proceed to the 11th floor in order to participate in the hearing.

{¶ 4} Any party intending to present direct expert testimony should comply with Ohio Adm.Code 4901-1-29(A)(1)(h), which requires that all such testimony to be offered in this type of proceeding be filed and served upon all parties no later than seven days prior to commencement of the hearing.

{¶ 5} In complaint proceedings before the Commission, the complainant has the burden of proving the allegations of the complaint. *Grossman v. Public Util. Comm.*, 5 Ohio St.2d 189, 214 N.E. 2d 666 (1966). Therefore, at hearing, it shall be Complainant's responsibility to appear and present evidence in support of the complaint.

{¶ 6} It is, therefore,

{¶ 7} ORDERED, That a hearing be scheduled in accordance with Paragraph 3.
It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Daniel Fullin

By: Daniel E. Fullin
Attorney Examiner

JRJ/sc

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Case No(s). 17-2114-TP-CSS

Summary: Attorney Examiner Entry scheduling hearing for 03/04/2019 in accordance with Paragraph 3 - electronically filed by Sandra Coffey on behalf of Daniel Fullin, Attorney Examiner, Public Utilities Commission of Ohio