

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

Michelle DiFiori,	)	
	)	
Complainant,	)	
	)	Case No. 18-1608-EL-CSS
v.	)	
	)	
THE CLEVELAND ELECTRIC	)	
ILLUMINATING COMPANY,	)	
	)	
Respondent.	)	

**THE CLEVELAND ELECTRIC ILLUMINATING COMPANY'S  
MOTION FOR CONTINUANCE**

Pursuant to Ohio Administrative Code Sections 4901-1-12 and 4901-1-13, Respondent, The Cleveland Electric Illuminating Company (“CEI” or the “Company”), respectfully moves the Commission for an Order continuing the Hearing that is currently scheduled for June 11, 2019, to accommodate a scheduling conflict and to allow the parties further opportunities for negotiation. A Memorandum in Support of this Motion is attached.

Respectfully submitted

/s/ Emily V. Danford  
Emily V. Danford (0090747)  
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*Attorney for The Cleveland Electric  
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## **MEMORANDUM IN SUPPORT**

### **I. Background**

The Complainant filed a Complaint against CEI on October 25, 2018, alleging that she has received high bills from CEI and that CEI is overcharging her. On November 14, 2018, CEI filed its Answer, in which CEI denied that it is overcharging Complainant. CEI and Complainant attended a settlement conference on January 10, 2019. The parties have engaged in informal discovery since that time. On May 6, 2019, the Commission issued an Entry scheduling a Hearing in this matter for June 11, 2019.

### **II. Law and Argument**

CEI respectfully requests that the Hearing be continued and rescheduled for a date that is mutually agreeable to CEI and the Complainant. First, Counsel for CEI has a scheduling conflict on June 11, 2019, as the PowerForward Distribution System Planning Workgroup is scheduled to meet that day. This Commission has held that scheduling conflicts, including those stemming from previously-scheduled obligations in other Commission proceedings, are good cause shown justifying the continuance of a hearing.<sup>1</sup> Second, it would give the parties further opportunity to negotiate.

### **III. Conclusion**

For the foregoing reasons, The Cleveland Electric Illuminating Company respectfully requests that the Commission continue the Hearing in this matter and reschedule the Hearing for a date that is mutually agreeable to CEI and the Complainant.

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<sup>1</sup> See, e.g., *Adkins v. Ohio Edison Company*, PUCO Case No. 16-1543-EL-CSS, Entry (Dec. 9, 2016) (granting continuance due to counsel's scheduling conflict with hearing in another case); see also *Tri-Pyramid Machining, Inc. v. CEI*, PUCO Case No. 09-443-EL-CSS, Entry (Dec. 3, 2009) (granting continuance due to counsel's scheduling conflict).

Respectfully submitted,

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*Attorney for The Cleveland Electric  
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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing The Cleveland Electric Illuminating Company's Motion for Continuance was served by Regular U.S. Mail to the following person on this 9<sup>th</sup> day of May 2019.

Michelle DiFiori  
3427 Norris Ave.  
Parma, Ohio 44134

/s/ Emily V. Danford  
*An Attorney for The Cleveland Electric  
Illuminating Company*

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Summary: Motion for Continuance electronically filed by Ms. Emily V Danford on behalf of  
The Cleveland Electric Illuminating Company