

THE PUBLIC UTILITIES COMMISSION OF OHIO
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DATE September 2 1986 Lucille Holland
(Month) (Day) (Signature of Camera Operator)

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BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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AUG 29 1986

DOCKETING DIVISION
PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of:

The Suburban Fuel Gas, Inc.
Cygnet, Ohio 43413

Complainant

vs.

Case No. 86-1747-GA-CSS

Columbia Gas of Ohio, Inc.
200 Civic Center Drive
P. O. Box 117
Columbus, OH 43216-0117

Respondent

C O M P L A I N T

1. Complainant and respondent are public utilities and natural gas companies within the meaning of Sections 4905.02 and 4905.03 of the Ohio Revised Code and subject to the jurisdiction of this Commission. Complainant serves approximately 4,000 customers located in Wood, Hancock, and Henry Counties, Ohio, while respondent serves more than 1,000,000 customers located in various areas of the state, including the three counties served by complainant. As to those three counties, complainant and respondent have been and are competitors, particularly within Wood County and its county seat, Bowling Green, Ohio.

2. Through the years, complainant and respondent have had occasion to offer their respective services to the same prospective customers. On such occasions, while complainant

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has consistently offered the same service at the same rates and subject to the same terms and conditions as offered to customers similarly situated, as required by various sections of the Ohio Revised Code, as well as contracts with municipalities which it serves, respondent has not. On the contrary, respondent has offered services for which no rates or charges or rules or regulations have been filed or published as required by Section 4905.30 of the Revised Code; has charged, demanded, exacted, received, and collected a different rate and charge for service than that applicable to such service as specified in its schedule filed with the Commission which was in effect at the time, in violation of Section 4905.32 of the Revised Code; has extended to a person, firm, or corporation a rule, regulation, privilege, or facility other than as specified in its schedule filed with the Commission and uniformly extended to all persons, firms, and corporations under like circumstances for like, or substantially similar, service, in violation of the same section; has offered or granted special rebates, drawbacks, or other devices or methods, in violation of Section 4905.33 of the Revised Code; has furnished free service or service for less than cost for the purpose of destroying competition, in violation of that same section; and has made or given undue or unreasonable preferences or advantages to persons, firms, corporations, or localities or subjected persons, firms, corporations, or localities to undue or unreasonable prejudice or disadvantage, in violation of Section 4905.35 of the Revised

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Code--the particulars of which will be more fully brought out at the hearing on this complaint.

WHEREFORE, complainant respectfully urges the Commission to fix a time for hearing on its complaint, notify complainant and respondent thereof, publish notice of the complaint in a newspaper of general circulation in each county within which complainant and respondent compete, and grant such other rights as are set forth in Section 4905.26 of the Revised Code. Complainant also prays for an order, pending a hearing on its complaint, directing respondent to cease and desist from any of the violations of law alleged in the complaint.

Respectfully submitted,

MULDOON, PEMBERTON & FERRIS
2733 West Dublin-Granville Road
Worthington, OH 43085-2710
(614) 889-4777

By David L. Pemberton
David L. Pemberton

ATTORNEYS FOR COMPLAINANT,
THE SUBURBAN FUEL GAS, INC.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he has mailed a copy of the foregoing complaint to Columbia Gas of Ohio, Inc., P. O. Box 117, Columbus, OH 43216-0117, by first class mail, postage prepaid, this 29th day of August, 1986.

David L. Pemberton
David L. Pemberton

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STATE OF OHIO
PUBLIC UTILITIES COMMISSION
180 EAST BROAD STREET
COLUMBUS, OHIO 43266-0573

file copy
RICHARD F. CELESTE
GOVERNOR



TO: MR. THOMAS E. MORGAN
COLUMBIA GAS OF OHIO, INC.
P.O. BOX 117 200 CIVIC CENTER DRIVE
COLUMBUS, OH 43215

Re: Case No. 86-1747-GA-CSS

Enclosed is a copy of a complaint filed with the Public Utilities Commission of Ohio. In accordance with Rule 4901-9-01 of the Ohio Administrative Code, you are hereby directed to file an answer or appropriate motion with the Commission, and serve a copy of such answer or motion upon the complainant(s), within twenty (20) days after September 3, 1986.

THE PUBLIC UTILITIES COMMISSION OF OHIO

Nancy L. Wolpe
Nancy L. Wolpe
Secretary

NLW/PMA:

1109

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This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 86-1747-GA-CSS

Summary: Application Complaint of the The Suburban Fuel Gas, Inc. (vs) Columbia Gas of Ohio, Inc., relative to the alleged violations of Sections 2905.02 and 4905.03 of the Ohio Revised Code and subject to the jurisdiction of this Commission. electronically filed by Docketing Staff on behalf of Docketing