

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
ROBERT AND DENISE SELLAN,**

COMPLAINANTS,

CASE No. 20-575-WW-CSS

v.

AQUA OHIO, INC.,

RESPONDENT.

ENTRY

Entered in the Journal on June 17, 2020

I. SUMMARY

{¶ 1} The Commission grants the parties' joint motion to dismiss with prejudice, as the matter has been settled, resolving all issues in the complaint.

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} Aqua Ohio, Inc. (Aqua) is a public utility as defined in R.C. 4905.02 and, as such, is subject to the jurisdiction of this Commission.

{¶ 4} On March 10, 2020, Robert and Denise Sellan (Complainants) filed a complaint against Aqua, alleging, among other things, that they were billed unfairly for water usage during a 35-day period from November 5, 2019, until Complainants' water service meter was changed on December 10, 2019.

{¶ 5} On March 30, 2020, Aqua filed its answer in which it admits some and denies others of the allegations of the complaint and asserts several affirmative defenses.

{¶ 6} A settlement teleconference was held on April 28, 2020. A tentative settlement was achieved at that time.

{¶ 7} On June 1, 2020, the parties filed a joint motion to dismiss this proceeding, with prejudice, as a settled case. The motion indicates that the matter has been settled, and that the parties have executed a settlement agreement resolving all issues in the complaint.

{¶ 8} The Commission finds that the parties' joint motion to dismiss the complaint with prejudice is reasonable and should be granted.

III. ORDER

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That the parties' joint motion to dismiss the complaint with prejudice be granted. It is, further,

{¶ 11} ORDERED, That a copy of this Entry be served upon each party of record.

COMMISSIONERS:

Approving:

Sam Randazzo, Chairman
M. Beth Trombold
Lawrence K. Friedeman
Daniel R. Conway
Dennis P. Deters

DEF/mef

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Summary: Entry granting the parties' joint motion to dismiss with prejudice, as the matter has been settled, resolving all issues in the complaint. electronically filed by Kelli C King on behalf of The Public Utilities Commission of Ohio