

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
CHRISTINE D'AMICO,**

CASE NO. 20-1415-EL-CSS

COMPLAINANT,

v.

DAYTON POWER AND LIGHT COMPANY,

RESPONDENT.

ENTRY

Entered in the Journal on December 9, 2020

{¶ 1} By Entry issued on November 16, 2020, a settlement teleconference was scheduled in this case for 10:00 a.m. on December 4, 2020. In a timely manner, counsel for Respondent notified the attorney examiner that Respondent would be unable to participate in the teleconference as scheduled. He requested that the settlement teleconference be postponed and rescheduled. That request is granted.

{¶ 2} Accordingly, the attorney examiner finds that the settlement conference should be scheduled to occur on December 16, 2020, at 2:00 p.m. To participate in the teleconference, the parties shall dial (614) 721-2972 and conference code 554 551 468#.

{¶ 3} The purpose of the settlement conference will be to explore the parties' willingness to negotiate a resolution in lieu of an evidentiary hearing. In accordance with Ohio Adm.Code 4901-1-26, any statements made in an attempt to settle this matter without the need for an evidentiary hearing will not generally be admissible to prove liability or invalidity of a claim. An attorney examiner from the Commission's legal department will facilitate the settlement process. However, nothing prohibits any party from initiating settlement negotiations prior to the scheduled settlement teleconference.

{¶ 4} Pursuant to Ohio Adm.Code 4901-1-26(F) the representatives of the public utility shall investigate the issues raised in the complaint prior to the settlement

teleconference, and all parties participating the teleconference shall be prepared to discuss settlement of the issues raised and shall have authority to settle those issues.

{¶ 5} As is the case in all Commission complaint proceedings, the complainant has the burden of proving the allegations of the complaint. *Grossman v. Pub. Util. Comm.* 5 Ohio St.2d 189, 214 N. E. 2d 666 (1966).

{¶ 6} It is, therefore,

{¶ 7} ORDERED, That a settlement teleconference be scheduled for December 16, 2020, at 2:00 p.m., as indicated in Paragraph 2. 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 E. Fullin

By: Daniel E. Fullin
Attorney Examiner

NJW/kck

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

12/9/2020 2:10:58 PM

in

Case No(s). 20-1415-EL-CSS

Summary: Attorney Examiner Entry scheduling a settlement teleconference for 12.16.20 at 2:00 p.m. electronically filed by Kelli C. King on behalf of Daniel E. Fullin, Attorney Examiner, Public Utilities Commission of Ohio