

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

Jizal El Seikali	)	
	)	
Complainant,	)	
	)	Case No. 21-0235-EL-CSS
v.	)	
The Cleveland Electric Illuminating	)	
Company	)	
	)	
Respondent.	)	
	)	

**ANSWER OF THE CLEVELAND ELECTRIC ILLUMINATING COMPANY**

The Cleveland Electric Illuminating Company (“CEI”) is a public utility company as defined by §4905.03(C) of the Ohio Revised Code and is duly organized and existing under the laws of the State of Ohio. In accordance with Rule 4901-9-01(D) of the Ohio Administrative Code, CEI for its answer to the Complaint of Jazil El Seikali (the “Complainant”) states:

Complainant’s Complaint consists of various assertions spanning three pages. The first page consists of a typed letter with unnumbered paragraphs. The second page purports to be a letter from CEI to Complainant. The third page purports to be a Journal Entry from the Rocky River Municipal Court dated December 21, 2020 dismissing a complaint filed by Complainant against CEI for lack of subject matter jurisdiction. To the extent CEI does not respond to a specific allegation, CEI denies any such allegation. CEI reserves the right to supplement or amend this Answer.

1. CEI lacks knowledge or information sufficient to respond to the allegations in the first typed paragraph of the first page of the Complaint and therefore denies the same.

2. CEI admits that its records indicate that Complainant moved into her residence November 25, 2009. CEI admits that Complainant was billed \$172.96 on her CEI bill for meter read date July 30, 2020. CEI admits that Complainant informed CEI on or around September 8, 2020 that her account was improperly classified as commercial instead of residential, and that CEI changed her account classification to residential as of September 10, 2020. CEI admits that its records show that other units in the building in which Complainant lives are classified as residential. CEI lacks knowledge or information sufficient to respond to the remaining allegations in the second typed paragraph of the first page of the Complaint and therefore denies the same.
3. The third typed paragraph of the first page of the Complaint begins with a sentence containing a legal conclusion to which no response is required. To the extent a response is required, denied. CEI lacks knowledge or information sufficient to respond to the remaining allegations in the third typed paragraph of the first page of the Complaint and therefore denies the same.
4. The fourth typed paragraph of the first page of the Complaint begins with a sentence containing a legal conclusion to which no response is required. To the extent a response is required, denied. CEI lacks knowledge or information sufficient to respond to the remaining allegations in the fourth typed paragraph of the first page of the Complaint and therefore denies the same.
5. CEI denies all other allegations in the first page of the Complaint.

6. The second page of the Complaint purports to be a letter from CEI to Complainant. CEI avers that this document speaks for itself, and denies all other allegations with respect to the second page of the Complaint.
7. The third page of the Complaint purports to be a Journal Entry from the Rocky River Municipal Court dated December 21, 2020 dismissing a complaint filed by Complainant against CEI for lack of subject matter jurisdiction. CEI avers that this document speaks for itself, and denies all other allegations with respect to the third page of the Complaint.

#### **AFFIRMATIVE DEFENSES**

1. The Complaint fails to set forth reasonable grounds for Complaint, as required by Section 4905.26, Revised Code.
2. The Complaint fails to state a claim upon which relief can be granted.
3. The Commission lacks subject matter jurisdiction over some or all of Complainant's claims.
4. CEI reserves the right to raise other defenses as warranted by discovery in this matter.

WHEREFORE, CEI respectfully requests an Order dismissing the Complaint with prejudice and granting CEI all other necessary and proper relief.

Respectfully submitted

/s/ Emily V. Danford  
Emily V. Danford (0090747)  
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*Attorney for The Cleveland Electric  
Illuminating Company*

### **CERTIFICATE OF SERVICE**

On March 31, 2021, the foregoing document was filed on the Public Utilities Commission of Ohio's Docketing Information System. The PUCO's e-filing system will electronically serve notice of the filing of this document on all parties of record in this proceeding. A copy has also been sent by U.S. Mail to the following:

Jizal El Seikali  
22586 Lenox Drive  
Fairview Park, OH 44126

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

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**3/31/2021 9:09:44 AM**

**in**

**Case No(s). 21-0235-EL-CSS**

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