

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

**IN THE MATTER OF THE COMPLAINT OF  
RACHEL HART,**

**COMPLAINANT,**

**CASE NO. 22-659-EL-CSS**

**v.**

**THE DAYTON POWER AND LIGHT  
COMPANY, DBA AES OHIO,**

**RESPONDENT.**

**ENTRY**

Entered in the Journal on November 16, 2022

**I. SUMMARY**

{¶ 1} The Commission grants the joint motion to dismiss, with prejudice, filed by the parties.

**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} Respondent, The Dayton Power and Light Company d/b/a AES Ohio (AES Ohio) is an electric light company as defined in R.C. 4905.03 and a public utility as defined in R.C. 4905.02. As such, AES Ohio is subject to the jurisdiction of this Commission.

{¶ 4} On June 30, 2022, Rachel Hart filed a complaint against AES Ohio alleging that, by refusing to release her from its service territory, AES Ohio is engaging in an unreasonable practice.

{¶ 5} On July 19, 2022, AES Ohio filed its answer in which it admits some and denies other allegations in the complaint and sets forth several affirmative defenses.

{¶ 6} A prehearing settlement teleconference was scheduled for, and held, on August 25, 2022, at the offices of the Commission. At that time, the parties arrived at a tentative settlement of the case.

{¶ 7} On October 4, 2022, the parties filed a joint motion to dismiss the complaint. Therein, the parties request that the Commission dismiss the complaint with prejudice, as all issues raised have been resolved.

{¶ 8} The Commission finds that the joint motion to dismiss the complaint is reasonable and should be granted. Accordingly, this case should be dismissed with prejudice and closed of record.

### III. ORDER

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That the joint motion to dismiss be granted and Case No. 22-659-EL-CSS be dismissed with prejudice and closed of record. It is, further,

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

COMMISSIONERS:

*Approving:*

Jenifer French, Chair

Lawrence K. Friedeman

Dennis P. Deters

DEF/mef

**This foregoing document was electronically filed with the Public Utilities  
Commission of Ohio Docketing Information System on**

**11/16/2022 3:00:17 PM**

**in**

**Case No(s). 22-0659-EL-CSS**

Summary: Entry granting the joint motion to dismiss, with prejudice, filed by the parties. electronically filed by Ms. Mary E. Fischer on behalf of Public Utilities Commission of Ohio