

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

BLUE ACRES, LLC,)	
)	
Complainant,)	
)	
vs.)	CASE NO. 22-1088-EL-CSS
)	
THE CLEVELAND ELECTRIC)	
ILLUMINATING COMPANY ,)	
)	
Respondent.)	

ANSWER OF THE CLEVELAND ELECTRIC ILLUMINATING COMPANY

The Cleveland Electric Illuminating Company (“CEI” or the “Company”) 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 Blue Acres, LLC (the “Complainant”) states:

Complainant’s Complaint consists of various assertions in two sentences on one page. 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. In response to the first sentence of the Complaint, CEI admits that Complainant is a CEI customer with account numbers 110 153 253 395 and 110 153 253 403 and service addresses of 1219 East 169th Street Uppr and 1219 East 169th Street DN, Cleveland, Ohio 44110. Responding further, CEI states Complainant is past due on his accounts.

2. In response to the second sentence of the Complaint, CEI denies that all payments have been paid in full or on time. Responding further, CEI states that on several occasions

Complainant made payments which were later returned by its bank and therefore not paid.

AFFIRMATIVE DEFENSES

1. The Complaint fails to set forth reasonable grounds for a Complaint, as required by Section 4905.26, Revised Code.

2. The Complaint fails to state a claim upon which relief can be granted.

3. CEI at all times complied with the Ohio Revised Code Title 49; the applicable rules, regulations, and orders of the Public Utilities Commission of Ohio; and Tariff, PUCO No. 13, on file with the Public Utilities Commission of Ohio. These statutes, rules, regulations, orders, and tariff provisions bar Complainant's claims.

4. CEI reserves the right to raise other defenses as warranted by discovery in this matter.

WHEREFORE, The Cleveland Electric Illuminating Company respectfully requests an Order dismissing the Complaint and granting The Cleveland Electric Illuminating Company all other necessary and proper relief.

Respectfully Submitted,

/s/ John W. Breig, Jr.

John W. Breig, Jr. (0096767)

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Company*

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the forgoing Answer was filed electronically through the Docketing Information System of the Public Utilities Commission of Ohio on this 12th day of December 2022. A service copy has been mailed by Regular U.S. Mail this same date to:

Blue Acres, LLC
c/o Registered Agent Mario Blue
1536 St. Clair Ave. NE, Suite S46
Cleveland, Ohio, 44114
Complainant

/s/ John W. Breig, Jr.
John W. Breig, Jr. (0096767)
*One of the Attorneys for The Cleveland Electric
Illuminating Company*

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in

Case No(s). 22-1088-EL-CSS

Summary: Answer Answer to Complaint electronically filed by Mr. John W. Breig on
behalf of The Cleveland Electric Illuminating Company