

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE COMPLAINT OF
ALAN JONES,

COMPLAINANT,

v.

CASE NO. 22-16-EL-CSS

THE CLEVELAND ELECTRIC
ILLUMINATING COMPANY,

RESPONDENT.

ENTRY

Entered in the Journal on August 22, 2023

{¶ 1} 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.

{¶ 2} The Cleveland Electric Illuminating Company (CEI or Respondent) is a public utility as defined in R.C. 4905.02. Accordingly, CEI is subject to the Commission's jurisdiction.

{¶ 3} On January 5, 2022, Alan Jones (Complainant) initiated a complaint against Respondent alleging that he was over-billed. Complainant states that for a duplex property with two electric meters, he requests the bill for either side when unoccupied be sent to him. Further, Complainant alleges that, going back possibly as far as 2016 when Respondent installed new electric meters, it has billed him incorrectly when he has transferred billing of the unoccupied half of the duplex to himself, resulting in much higher bills than he should receive for an unoccupied property.

{¶ 4} CEI filed its answer on January 25, 2022, in which it admits some allegations in the complaint, denies or is without sufficient knowledge to ascertain the veracity of some of the allegations in the complaint, and asserts several affirmative defenses.

{¶ 5} Settlement conferences were held on March 24, 2022, and June 7, 2022. The parties were unable to settle the matter.

{¶ 6} Further, by Entry issued April 17, 2023, the matter was scheduled for an evidentiary hearing on May 30, 2023.

{¶ 7} By Entry on May 23, 2023, the attorney examiner rescheduled the evidentiary hearing to occur on June 28, 2023.

{¶ 8} On June 5, 2023, the attorney examiner, by Entry, canceled the June 28, 2023 hearing date and scheduled a prehearing conference to occur on June 15, 2023. The conference occurred as planned, during which time the parties discussed preliminary issues, including scheduling of the hearing, which the parties agreed should occur on August 29, 2023.

{¶ 9} On August 21, 2023, Complainant filed a motion to compel CEI to respond to his request for discovery, with a request for expedited treatment of said motion. In an accompanying memorandum, Complainant states that the information to be obtained from his request is appropriate, key information expected to support his claim.

{¶ 10} At this time, in order to provide the attorney examiner an opportunity to review and consider the arguments prior to the scheduled hearing, the attorney examiner finds that CEI shall have until August 25, 2023, to file any response to Complainant's motion, pursuant to Ohio Adm.Code 4901-1-12(C).

{¶ 11} It is, therefore,

{¶ 12} ORDERED, That CEI shall have until August 25, 2023, to file a response to Complainant's motion, in accordance with Paragraph 10. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Jesse M. Davis

By: Jesse M. Davis
Attorney Examiner

PAS/dr

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

Case No(s). 22-0016-EL-CSS

Summary: Attorney Examiner Entry ordering that CEI shall have until August 25, 2023, to file a response to Complainant's motion, in accordance with Paragraph 10 electronically filed by Debbie S. Ryan on behalf of Jesse M. Davis, Attorney Examiner, Public Utilities Commission of Ohio.