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June 1, 2006

Via Federal Express


The Public Utilities Commission of Ohio
Docketing Department - Tenth Floor
180 East Broad Street
Columbus, OH 43215-3793

RE: Lena M. Jasper vs. The Dayton Power and Light Company
Case No. 06-703-EL-CSS

Dear Clerk:

I have enclosed for filing the original and 11 copies of the Answer, Motion to Dismiss and Request for Mediation of The Dayton Power and Light Company in the above-referenced case. Please return to me a time-stamped copy in the enclosed self-addressed, postage prepaid envelope.

Sincerely,


Joseph G. Strines
Attorney

Enclosures

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business
Technician Ann Date Processed June 2, 2006

The Dayton Power and Light Company • 1065 Woodman Drive • Dayton, Ohio 45432


IN THE PUBLIC UTILITIES COMMISSION OF THE STATE OF OHIO

LENA M. JASPER)	CASE NO. 06-703-EL-CSS
139 EAST WASHINGTON ST.)	
XENIA, OHIO 45385,)	
Complainant)	
)	
vs.)	
)	<u>ANSWER OF RESPONDENT, THE</u>
THE DAYTON POWER AND)	<u>DAYTON POWER AND LIGHT</u>
LIGHT COMPANY)	<u>COMPANY MOTION TO DISMISS</u>
1065 WOODMAN DR.)	<u>AND REQUEST FOR MEDIATION</u>
DAYTON, OHIO 45432,)	
Respondent)	

Now comes Respondent, The Dayton Power and Light Company ("DP&L"), through counsel, and states as follows:

1. On or about May 12, 2006, the Public Utilities Commission of Ohio (the "Commission") accepted for filing a Complaint by Complainant alleging generally that DP&L has been improperly charging Complainant for electric service. As part of the formal complaint, Complainant attached copies of an informal complaint previously made on or about February 21, 2006, which included statements to the effect that Complainant was once told by an individual working for Respondent that Complainant may be being charged under the wrong rate schedule, that her meter appeared in one month to be running backwards, and that her neighbors receive considerably lower electric bills.
2. Except as set forth below, the Respondent, The Dayton Power and Light Company, denies or is without knowledge of the truthfulness of every allegation stated in Complainant's Complaint and states generally for its Answer that all of its actions set forth in the Complainant's Complaint were performed in accordance with all applicable state statutes, regulations and approved tariffs.
3. On information and belief, Respondent is charging Complainant pursuant to the correct rate schedule applicable to a residential customer using electricity for space heating purposes. On information and belief, the meter serving Complainant is registering electric usage positively each month. On information and belief, Complainant's heating system is baseboard resistance heating and Complainant's electric usage is not out of line with expected usage for a customer with such a system.
3. Respondent further moves the Commission to dismiss this Complaint or, in the alternative, Respondent requests the opportunity to mediate this Complaint with Complainant to determine whether a mutually acceptable resolution is possible.


Respectfully submitted,



Joseph G. Strines (#0069878)
Randall V. Griffin
Attorneys for
The Dayton Power and Light Company
1065 Woodman Drive
Dayton, Ohio 45432
(937) 259-7348

CERTIFICATE OF SERVICE

A copy of the foregoing Answer, Motion to Dismiss and Request for Mediation was served on Lena M. Jasper, 139 East Washington, St., Xenia, Ohio 45385 this 1st day of June, 2006 by ordinary U. S. mail, postage prepaid.



Joseph G. Strines (#0069878)