

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Aqua)
Ohio, Inc. (formerly Consumers Ohio Water)
Company) for Authority to Assess a System) Case No. 04-310-WW-SIC
Improvement Charge in The Lake Erie)
Division.)

ENTRY

The Commission finds:

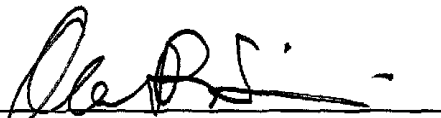
- (1) On October 7, 2003, the Governor signed Senate Bill 44 enacting Section 4909.172, Revised Code, which created an infrastructure improvement surcharge mechanism for water and sewer company rates to provide a return on certain plant investment.
- (2) On March 8, 2004, Aqua Ohio, Inc., (formerly Consumers Ohio Water Company) filed an application pursuant to Section 4909.172, Revised Code, seeking to recover a system improvement charge in its Lake Erie Division.
- (3) On July 21, 2004, Aqua Ohio, Inc. filed a notice of withdrawal of its application in this case. Accordingly, this application should be dismissed and this case should be closed of record.

It is, therefore,

ORDERED, That the application is dismissed and this case be closed of record. It is further,

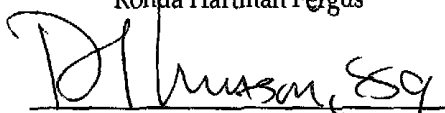
ORDERED, That the Commission serve a copy of this entry on all parties of record.

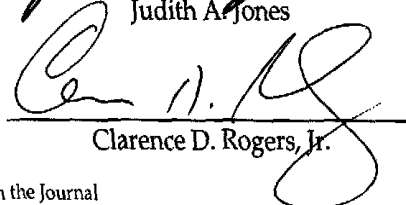
THE PUBLIC UTILITIES COMMISSION OF OHIO


Alan R. Schriber, Chairman


Ronda Hartman Fergus


Judith A. Jones

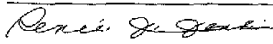

Donald L. Mason


Clarence D. Rogers, Jr.

SEF:ct

Entered in the Journal

AUG 18 2004



Renee J. Jenkins
Secretary

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