

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of Paul E.  
Hundley,

Complainant,

v.

Vectren Energy Delivery of Ohio, Inc.,

Respondent.

Case No. 03-2366-GA-CSS

ENTRY

The attorney examiner finds:

- (1) On December 4, 2003, Paul E. Hundley (complainant) filed a complaint against Vectren Energy Delivery of Ohio, Inc. (Vectren or respondent), alleging, among other things, that Vectren inappropriately charged him a late fee for a bill in dispute, made mathematical errors in computing gas cost recovery (GCR) charges, charged for gas used in a prior month at a higher GCR cost in a subsequent month, charged at a higher GCR rate than was allowed, exceeded its base rate charges, and added a percentage of income payment plan (PIPP) charge greater than allowed in its tariff.
- (2) On December 5, 2003, pursuant to Rule 4901-9-01, Ohio Administrative Code, the secretary of the Commission served a copy of the complaint on the respondent and directed the respondent to file an answer to the complaint with the Commission, along with any responsive motions, and to serve a copy of the answer and any motions upon the complainant.
- (3) On December 23, 2003, Vectren filed its answer to the complaint, denying that it overcharged or mischarged complainant for GCR amounts, denying that it made mathematical errors, denying that it charged complainant for gas used in a previous month at a higher GCR cost in the next month, denying that it exceeded its tariff base rate charges and denying that it overcharged complainant for its PIPP rider charge, among other items.
- (4) Vectren is a public utility and a natural gas company pursuant to Sections 4905.02 and 4905.03, Revised Code, and is, therefore, subject to Commission jurisdiction under Sections 4905.04, 4905.05 and 4905.06, Revised Code.

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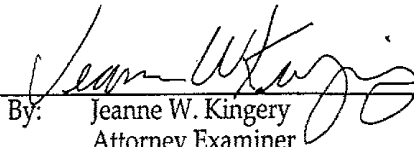
- (5) In accordance with the Commission's goal of reducing the number of adversarial proceedings before it, the attorney examiner finds that this matter should be scheduled for a settlement conference. The purpose of the conference will be to explore the parties' willingness to negotiate a resolution of this complaint in lieu of an evidentiary hearing. Nothing prohibits any party from initiating settlement negotiations prior to the scheduled settlement conference. Another attorney examiner from the Commission's legal department will facilitate the settlement process. The parties should bring with them all documents relevant to this matter.
- (6) In the event that a settlement is not reached at the conference, an attorney examiner will conduct a discussion of procedural issues at the conclusion of the settlement conference. Procedural issues for discussion may include discovery dates, possible stipulations of facts, and potential hearing dates.
- (7) Accordingly, this case should be scheduled for a settlement conference on Thursday, January 22, 2004, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, Hearing Room 11-F, 11<sup>th</sup> Floor, Columbus, Ohio 43215-3793.


It is, therefore,

ORDERED, That a settlement conference be scheduled in accordance with finding (7). It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

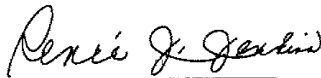
THE PUBLIC UTILITIES COMMISSION OF OHIO

By:   
Jeanne W. Kingery  
Attorney Examiner

geb 

Entered in the Journal

JAN 06 2004



Renee J. Jenkins  
Secretary