

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission Ordered)
Investigation of the Customer Practices of)
Consumers Ohio Water Company in the) Case No. 96-1298-WW-COI
Lake Erie East District.)

In the Matter of the Application of The Con-)
sumers Ohio Water Company to Increase)
the Rates to be Charged for Water Service) Case No. 95-1076-WW-AIR
in the Lake Erie East District.)

ENTRY

The Commission finds:

- (1) On December 19, 1996, the Public Utilities Commission of Ohio issued its Opinion and Order in Case No. 95-1076-WW-AIR, a rate case. The Opinion and Order in the rate case approved in its entirety a written stipulation and recommendation entered into, or not objected to, by all of the parties to the rate case.
- (2) Exhibit 2 to the stipulation and recommendation set forth certain performance requirements to be complied with by Consumers Ohio Water Company (COWC). Pursuant to the Opinion and Order in the rate case, Case No. 96-1298-WW-COI was opened for the purpose of reviewing and monitoring COWC's compliance with the performance requirements.
- (3) On January 14, 1998, all of the parties to the above-entitled cases: namely, COWC, staff of the Commission, Office of Consumers' Counsel, Ashtabula County Commissioners, villages of Jefferson and Geneva-on-the-Lake, and city of Geneva, filed an amendment of the stipulation and recommendation.
- (4) By way of the amendment, COWC proposes revision of two of the performance requirements. COWC proposes that:
 - (a) The storage tank maintenance provision on page 4 of Exhibit 2 be amended to read as follows:

The company shall complete the scheduled maintenance and painting of the

Route 45 Standpipe by December 31, 2000,
and Jefferson Elevated Tank by December
31, 1998.

- (b) The second sentence of the provision on page 6 of Exhibit 2, entitled Community Improvement Projects - city of Geneva/Geneva Township, be amended to read as follows:

The company shall also remove or donate to the city of Geneva the North Avenue storage tank by December 31, 1997.

The reasons for the foregoing proposed revisions and amendments are as set forth in the letter from David A. Schiele, the company's division manager, to Greg Dewhurst of the staff, dated September 4, 1997. A copy of the letter is attached to the proposed Amendment as Exhibit A. The manager's letter indicates the purpose for the revision of the tank painting schedules is to avoid taking the tanks out of service twice by coordinating the painting of the exterior and interior of the tanks. The second revision is a modification of the original plan to demolish the North Avenue tank and instead to donate the tank to the city of Geneva. The city has provisionally agreed to accept the tank.

- (5) The staff agrees to the revisions, and local governments and OCC do not oppose the revisions, to the stipulation.
- (6) For good cause, the request, filed January 14, 1998, for revisions to the stipulation and recommendation should be accepted.

It is, therefore,

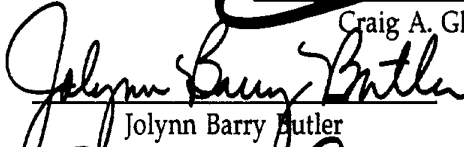
ORDERED, That the request filed on January 14, 1998, to amend the stipulation and recommendation in Case No. 95-1076-WW-AIR, adopted by the Commission on December 19, 1996, is accepted. It is, further,

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

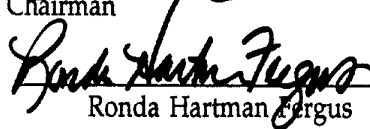
THE PUBLIC UTILITIES COMMISSION OF OHIO



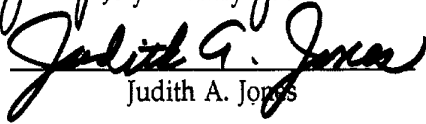
Craig A. Glazer, Chairman



Jolynn Barry Butler



Ronda Hartman Fergus



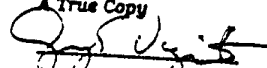
Judith A. Jones

WFB;geb

Entered in the Journal

FEB 5 1998

A True Copy



Gary E. Vigorito
Secretary