

**FirstEnergy**

76 South Main Street  
Akron, Ohio 44308

Kathy J. Kolich  
Senior Attorney

330-384-4580  
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*Via Hand Delivery*

February 23, 2006

Ms. Renee J. Jenkins  
Director, Administration Department  
Secretary to the Commission  
Docketing Division  
The Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, OH 43215-3793

Dear Ms. Jenkins:

**Re: *Joint Motion to Dismiss of Ohio Edison Company  
Bruce and Julie Horvath v. Ohio Edison Company  
Case No. 05-1371-EL-CSS***

Enclosed for filing, please find the original and twelve (12) copies of the *Joint Motion to Dismiss* regarding the above-referenced case. Please file the enclosed documents, time-stamping the two extras and returning them to the undersigned in the enclosed envelope.

Thank you for your assistance in this matter. Please contact me if you have any questions concerning this matter.

Very truly yours,

*Kathy J. Kolich*

kag  
cc: Parties of Record

Enclosures  
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**BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO**


<b>BRUCE and JULIE HORVATH,</b>	)	
	)	
<b>COMPLAINANT,</b>	)	
	)	
v.	)	<b>CASE NO. 05-1371-EL-CSS</b>
	)	
<b>OHIO EDISON COMPANY,</b>	)	
	)	
<b>RESPONDENT.</b>	)	

**JOINT MOTION TO DISMISS**

Complainants, Bruce and Julie Horvath, and Respondent, Ohio Edison Company, hereby inform the Public Utilities Commission of Ohio that the parties have reached a settlement of this matter that fully and finally resolves all issues in this proceeding. Therefore, the parties respectfully ask the Commission to dismiss this proceeding with prejudice.

Respectfully submitted,

Bruce Horvath /   
Bruce Horvath (via attached facsimile)

Julie Horvath /   
Julie Horvath (via attached facsimile)  
12566 Kimmens Road, S.W.  
Massillon, OH 44647  
Phone: 330/837-0436

Kathy J. Kollch /   
Kathy J. Kollch (0038855)  
Senior Attorney  
FirstEnergy Service Company  
76 South Main Street  
Akron, OH 44308  
Phone: 330/384-4580  
Fax: 330/384-3875  
On Behalf of Ohio Edison Company

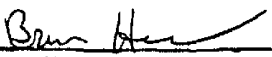
BEFORE THE  
PUBLIC UTILITIES COMMISSION OF OHIO

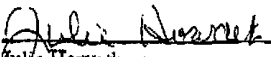
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	)	
COMPLAINANT,	)	
	)	
v.	)	CASE NO. 05-1371-EL-CSS
	)	
OHIO EDISON COMPANY,	)	
	)	
RESPONDENT.	)	

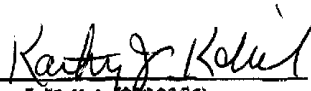
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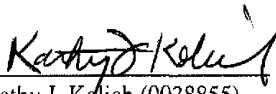
  
\_\_\_\_\_  
Bruce Horvath

  
\_\_\_\_\_  
Julie Horvath  
12566 Kimmens Road, S.W.  
Massillon, OH 44647  
Phone: 330/837-0436

  
\_\_\_\_\_  
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On Behalf of Ohio Edison Company

**CERTIFICATE OF SERVICE**

THIS IS TO CERTIFY that a copy of the foregoing Joint Motion to Dismiss was served by regular U.S. Mail, postage prepaid, upon Bruce and Julie Horvath, 12566 Kimmens Road, S.W., Massillon, Ohio 44647, this 23<sup>rd</sup> day of February, 2006.

  
Kathy J. Kolich (0038855)  
Senior Attorney