

Bond Case Briefs

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UTILITIES - OHIO

In re Application to Modify, in Accordance with R.C. 4929.08, the Exemption Granted to E. Ohio Gas Co.

Supreme Court of Ohio - September 8, 2015 - N.E.3d - 2015 WL 5255264 - 2015 -Ohio-3627

Objectors appealed determination of the Public Utilities Commission modifying order exempting natural-gas utility from traditional commodity-sales service regulations.

The Supreme Court of Ohio held that:

- Commission did not ignore or rewrite prior exemption order;
- Utility's filing of motion to modify rather than separate application did not require reversal;
- Record supported Commission's determination that findings from exemption order were no longer valid;
- Commission's decision to modify exemption order was not against manifest weight of the evidence;
- Deference to Commission's findings was warranted; and
- Commission properly adopted stipulation.