

IN THE SUPREME COURT OF OHIO
On Appeal From the Public Utilities Commission of Ohio

The Office of the Ohio Consumers' Counsel,)	Case Nos. 06-536 and 06-600
)	
Appellant,)	
)	
v.)	Appeals from the Public
)	Utilities Commission of Ohio
The Public Utilities Commission)	Case Nos. 05-844-EL-ATA and
of Ohio,)	04-1932-EL-ATA
)	
Appellee.)	

APPLICATION FOR DISMISSAL OF APPEALS
BY THE OFFICE OF THE OHIO CONSUMERS' COUNSEL

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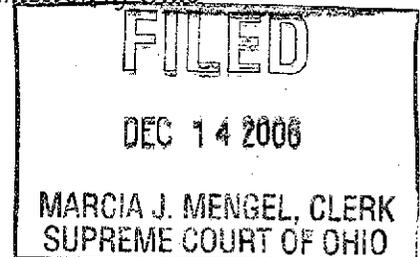
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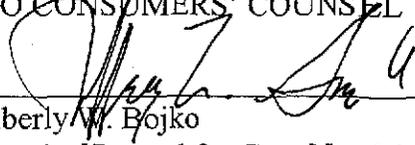
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Appellant, the Office of the Ohio Consumers' Counsel ("OCC"), pursuant to S.Ct.Prac.R. XIV(4)(A), hereby requests this honorable Court to dismiss its appeal initially filed with this Court in Case No. 06-536 and served on March 14, 2006. Additionally, OCC requests to dismiss its appeal initially filed with this Court in Case No. 06-600 and served on March 23, 2006. In light of this Court's recent decision in *Ohio Consumers' Counsel v. Pub. Util. Comm.* (November 29, 2006), 111 Ohio St.3d 384, 2006-Ohio-5853, which decided related, underlying proceedings of the Public Utilities Commission of Ohio, OCC believes that it is no longer necessary to pursue the aforementioned appeals. Furthermore, no cross-appeals have been filed in these cases. Accordingly, OCC respectfully requests that this Court grant OCC's request to dismiss the appeals.

Respectfully submitted,

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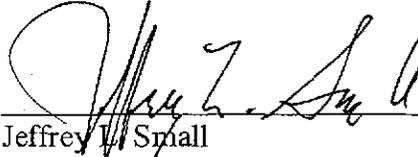
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Application for Dismissal of Appeals was served upon the below-mentioned counsel by hand-delivery or regular U.S. Mail this 14th day of December 2006.



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