

EXHIBIT A

IN THE SUPREME COURT OF OHIO

IN THE MATTER OF THE COMPLAINT :
OF HARRIS DESIGN SERVICES, :

Appellant, : Case No. _____

v. : Appeal from the Public
Utilities Commission of Ohio,
Case No. 15-405-GA-CSS

PUBLIC UTILITIES COMMISSION OF :
OHIO, :

And :

COLUMBIA GAS OF OHIO, INC., :

Appellees. :

NOTICE OF APPEAL BY HARRIS DESIGN SERVICES

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NOTICE OF APPEAL

Pursuant to ORC Sections 4903.11 and 4903.13, Harris Design Services (HDS) hereby gives notice that it is appealing the Public Utilities Commission of Ohio's (PUCO) Opinion and Order, and Second Entry on Rehearing, in *In the Matter of the Complaint of Harris Design Services v. Columbia Gas of Ohio, Inc.*, Case No. 15-405-GA-CSS. Copies of the Opinion and Order, entered May 25, 2016, and the Second Entry on Rehearing, entered February 1, 2017, are attached hereto and incorporated by reference herein.

The foregoing findings, conclusions and orders of the PUCO, reflect the following errors:

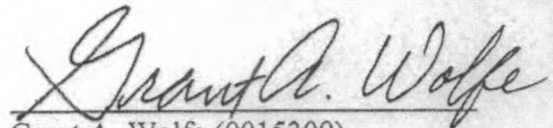
1. The PUCO's failure or refusal to give and/or provide a notice of rehearing to HDS, after having granted HDS a rehearing in its Entry on Rehearing, entered on July 20, 2016, was unreasonable, unlawful, in violation of ORC Section 4903.10, and in violation of HDS' due process rights under the Ohio and United States constitutions. *See, e.g. Diso v. Dept. of Commerce*, 2012-Ohio-4672, 985 N.E.2d 517 (Ct. App., 5th Dist., 2012)
2. The PUCO's failure or refusal to hold and/or conduct a rehearing pursuant to ORC Section 4903.10, at any time from the date of its Entry on Rehearing, entered on July 20, 2016 (which granted HDS a rehearing), up to and including the date of its Second Entry on Rehearing, entered on February 1, 2017, was unreasonable, unlawful, in violation of ORC Section 4903.10, in violation of OAC 4901-1-27, and in violation of HDS' due process rights under the Ohio and United States constitutions. *Cf. State ex rel. Consumers' Counsel v. Pub. Util. Comm.*, 102 Ohio St.3d 301, 303 (2004).

3. The PUCO's finding, conclusion and order that HDS failed to carry its burden of proof to show that Columbia Gas of Ohio, Inc. ("CGO") violated and/or failed to comply with Ohio Revised Code Sections 4905.26 and/or 4905.22 was unreasonable and/or unlawful.
4. The PUCO's finding, conclusion and order that CGO provided adequate and reasonable notice to HDS that gas service to its property had been disconnected is unlawful and/or unreasonable, because:
 - A. The PUCO placed undue and erroneous reliance on the testimony of CGO employee Ryder Long and erroneously disregarded or improperly discounted the testimony of HDS' witnesses.
 - B. CGO's alleged placing of a paper tag notice of a gas shut-off on the outside front door of HDS' property is legally insufficient and not adequate notice of a disconnection after an emergency repair, especially where, as in this case, CGO was fully aware at the time of the gas shut-off that HDS' property was vacant.
 - C. CGO's claim that it complied with state and federal regulations regarding the type and manner of notice to be provided to a property owner in the event of a gas shut-off is not dispositive of whether the paper tag notice allegedly given to HDS in this case is unlawful and/or unreasonable under Ohio Revised Code Sections 4905.26 and/or 4905.22.
 - D. The use of a certain type of gas shut-off notice by CGO over a lengthy period of time is not dispositive of, or even relevant to, the question of whether the

paper tag notice allegedly given to HDS in this case was legally sufficient given the facts and circumstances of this case.

- E. Gas bills sent to customers showing zero consumption of natural gas in the case of vacant property is not legally sufficient notice of a gas shut-off to a property owner, as there are many unrelated reasons for a zero consumption level, and especially where, as in this case, CGO was fully aware at the time of the gas shut-off that HDS' property was vacant, and the billing statements sent to HDS continued to bill HDS a fixed monthly amount.
5. The PUCO's finding, conclusion and order to exclude certain testimonial and documentary evidence offered by Appellant Complainant at the hearing of this case was unlawful and/or unreasonable.

For each of the foregoing reasons, Appellant, Harris Design Services, respectfully requests that the Court reverse the PUCO's orders and remand this case for further proceedings as required and/or mandated by law.



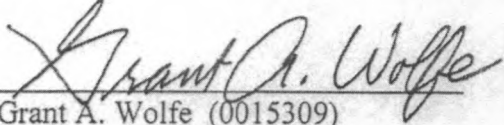
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CERTIFICATE OF SERVICE

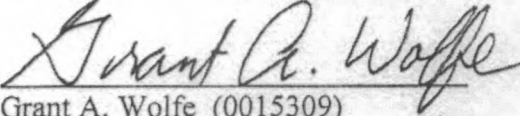
The undersigned hereby certifies that copies of the foregoing Notice of Appeal was served upon the following individuals this 29th day of March, 2017, via ordinary mail and/or electronic service:

Brooke E. Leslie
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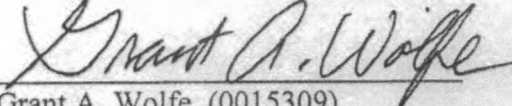
Joe Clark, Senior Counsel
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Grant A. Wolfe (0015309)
Attorney for Appellant

The undersigned hereby further certifies that a copy of the foregoing Notice of Appeal was served upon the Chairman of the Public Utilities Commission of Ohio, Asim Z. Haque, at 180 East Broad Street, Columbus, Ohio 43215, on this 29th day of March, 2017 via ordinary US mail.


Grant A. Wolfe (0015309)
Attorney for Appellant

The undersigned hereby certifies that a copy of the foregoing Notice of Appeal was filed with the Public Utilities Commission of Ohio's Docketing Division on this 29th day of March, 2017.


Grant A. Wolfe (0015309)
Attorney for Appellant