

4112-3-11

**Reconsideration of final orders.**

- (A) The ~~commission~~commission, on its own motion or by motion of any party, may set aside any final order and, after reasonable notice has been given, take such action as it may deem necessary, including reinstating or modifying in whole or in part any finding or order previously made by it.
- (B) In reconsidering any final order, the ~~commission~~ commission may consider the following:
- (1) Mistake, inadvertence, surprise or excusable neglect;
  - (2) Newly discovered evidence which by due diligence could not have been discovered prior to the public hearing;
  - (3) Fraud, misrepresentation or other misconduct of a party; or
  - (4) Any other reason for setting aside in whole or in part the final order previously issued.

Effective:

R.C. 119.032 review dates: 06/12/2013

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Certification

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Date

Promulgated Under: 119.03  
Statutory Authority: 4112.04  
Rule Amplifies: 4112.04, 4112.05  
Prior Effective Dates: Eff 11-4-71; 11-15-77; 9-1-92 (Emer.); 10-2-92;  
10-17-02