PENNSYLVANIA UTILITY LAW PROJECT

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November 6, 2009

VIA ELECTRONIC FILING (E-FILING)

Secretary James J. McNulty Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street Harrisburg, PA 17120

Re: Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company and Pennsylvania Power Company for Approval Of Smart Meter Technology Procurement and Installation Plan

<u>Docket No. M-2009-2123950</u>

Dear Secretary McNulty:

Enclosed for filing in the above captioned proceeding, please find a Certificate of Service showing parties to the proceeding have been duly served with a letter dated November 6, 2009 indicating ACORN will not be filing Rebuttal Testimony.

As always, please feel free to contact me with any questions.

Very truly yours,

John C. Gerhard

Counsel for ACORN

Enclosure

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Joint Petition of Metropolitan Edison : Company, Pennsylvania Electric :

Company, and Pennsylvania Power : Docket No. M-2009-2123950

Company for Approval of Smart Meter :

Technology Procurement and : Installation Plan

CERTIFICATE OF SERVICE

I hereby certify that I have today served a true copy of ACORN's November 6, 2009 Letter Regarding Rebuttal Testimony upon the parties of record in this proceeding listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

Via Electronic Mail and First Class Mail

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Dated: November 6, 2009