

**PENNSYLVANIA PUBLIC UTILITY COMMISSION  
HARRISBURG, PENNSYLVANIA 17105-3265**

**Randy and Linda King  
v.  
Metropolitan Edison Company**

**PUBLIC MEETING  
February 25, 2010  
2038418-ALJ  
Docket No. C-2008-2038418**

**MOTION OF COMMISSIONER KIM PIZZINGRILLI**

This formal Complaint was prompted by notice of the phase-out of Metropolitan Edison Company's (Met-Ed) outdoor area lighting tariff to its customers. The presiding Administrative Law Judge issued an Initial Decision denying the Complaint.

The Commission had approved the phase out of Met-Ed and Pennsylvania Electric Company's (Penelec) outdoor area lighting tariffs in a rate related proceeding in 2007. This determination was revisited recently in a similar complaint involving Penelec customers.<sup>1</sup> There, the Commission held that Penelec should not discontinue the service to those customers who currently receive it. We also directed Met-Ed to notify the Commission as to whether it still intended to terminate this tariff.

On February 1, 2010, FirstEnergy provided written notice to the Commission that it would maintain the outdoor area lighting service tariffs for all Met-Ed and Penelec customers currently using the service. FirstEnergy has already provided written notification to affected Met-Ed and Penelec customers that the service will not be eliminated. It also requested that the Commission mark these proceedings closed.

Accordingly, as the Complainants have obtained the relief they sought, I find that their Complaint should be dismissed as moot, and the underlying proceeding closed.

**THEREFORE, I MOVE THAT:**

1. The formal Complaint be dismissed as moot.
2. The Office of Special Assistants prepare an Opinion and Order consistent with this Motion.
3. This docket be closed.

**February 25, 2010**  
**Date**

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**KIM PIZZINGRILLI, COMMISSIONER**

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<sup>1</sup> *Shoup v. Pennsylvania Electric Company*, Docket C-2008-2031300 (Order entered December 28, 2009).