



THOMAS, NIESEN & THOMAS, LLC

Attorneys and Counsellors at Law

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April 7, 2017

Via Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Post Office Box 3265
Harrisburg, PA 17105-3265

Re: Docket No. C-2015-2490718
200 North 8th Street Associates, L.L.C. v. Metropolitan Edison Company

Dear Secretary Chiavetta:

We are counsel to Complainant 200 North 8th Street Associates, L.L.C. in the above matter and are submitting via electronic filing with this letter Complainant's Petition for Leave to Withdraw Complaint. A copy of the Petition is being served upon the persons and in the manner set forth on the certificate of service attached to it.

Sincerely,

THOMAS, NIESEN & THOMAS, LLC

By: 
Thomas T. Niesen

cc. Certificate of Service (w/encl.)
Kelley Huff (w/encl.)

**Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

200 North 8th Street Associates, L.L.C.,	:	Docket No. C-2015-2490718
Complainant	:	
	:	
v.	:	
	:	
Metropolitan Edison Company,	:	
Respondent	:	

NOTICE TO PLEAD

Notice is hereby given that a responsive pleading to the following Petition of 200 North 8th Street Associates, L.L.C. for Leave to Withdraw Complaint shall be filed with the Pennsylvania Public Utility Commission within 10 days of service.

By  _____
Thomas T. Niesen, Esquire
PA Attorney ID No. 31379
Thomas, Niesen & Thomas, LLC
212 Locust Street, Suite 600
Harrisburg, PA 17101

Attorneys for 200 North 8th Street Associates, L.L.C.

DATE OF SERVICE: APRIL 7, 2017

**Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

200 North 8th Street Associates, L.L.C.,	:	Docket No. C-2015-2490718
Complainant	:	
	:	
v.	:	
	:	
Metropolitan Edison Company,	:	
Respondent	:	

**PETITION OF 200 NORTH 8TH STREET ASSOCIATES, L.L.C.
FOR LEAVE TO WITHDRAW COMPLAINT**

AND NOW, comes 200 North 8th Street Associates, L.L.C., ("Complainant"), by its attorneys, and, pursuant to 52 Pa. Code § 5.94, petitions the Pennsylvania Public Utility Commission ("Commission") for leave to withdraw the above-captioned Complaint at C-2015-2490718, as follows:

I. BACKGROUND

1. This proceeding concerns the formal Complaint of Complainant, filed on or about June 26, 2015, challenging the decision of Metropolitan Edison Company ("Respondent") to add a security deposit of \$8,438 to Complainant's account with the May 2015 invoice. Complainant asked the Commission to remove the deposit from the invoice, remove all late charges, remove alleged late payments, assure that the online account is never "locked" and levy appropriate monetary sanctions against Respondent.

2. Respondent filed an Answer and New Matter on or about July 22, 2015. Complainant filed a Reply to New Matter on or about August 7, 2015.

II. WITHDRAWAL OF COMPLAINT

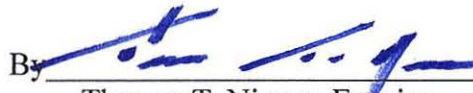
3. Section 5.94(a) of the Commission's Rules and Regulations, 52 Pa. Code § 5.94(a), allows a party to withdraw a pleading in a contested proceeding and provides as follows:

“ ... a party desiring to withdraw a pleading in a contested proceeding may file a petition for leave to withdraw the appropriate document with the Commission and serve it upon the other parties. The petition must set forth the reasons for the withdrawal. A party may object to the petition within 20 days of service. After considering the petition, an objection thereto and the public interest, the presiding officer or the Commission will determine whether the withdrawal will be permitted.

4. Rather than continue to litigate this matter, Complainant desires to withdraw its Complaint. By withdrawing the Complaint, Complainant will forego the cost of continued litigation to an unknown result in a contested proceeding. No hearing is, as yet, scheduled. To Complainant's knowledge, an administrative law judge is not yet assigned.

WHEREFORE 200 North 8th Street Associates, L.L.C., requests that the Pennsylvania Public Utility Commission grant this Petition for Leave to Withdraw Complaint.

Respectfully submitted,

By 
Thomas T. Niesen, Esquire
PA Attorney ID No. 31379
Thomas, Niesen & Thomas, LLC
212 Locust Street, Suite 600
Harrisburg, PA 17101

Attorneys for 200 North 8th Street Associates, L.L.C.

DATED: April 7, 2017

**Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

200 North 8th Street Associates, L.L.C.,	:	Docket No. C-2015-2490718
Complainant	:	
	:	
v.	:	
	:	
Metropolitan Edison Company,	:	
Respondent	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this 7th day of April 2017 served a true and correct copy of the Petition of 200 North 8th Street Associates, L.L.C. for Leave to Withdraw Complaint, upon the persons and in the manner set forth below:

EMAIL AND FIRST CLASS MAIL, POSTAGE PREPAID

Cynthia Lehman, Mediator
Pennsylvania Public Utility Commission
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Harrisburg, PA 17105-3265
cylehman@pa.gov

Margaret A. Morris, Esquire
Reger Rizzo Darnall LLP
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Philadelphia, PA 19104
mmorris@regerlaw.com

FIRST CLASS MAIL, POSTAGE PREPAID

The Honorable Charles E. Rainey, Jr.
Chief Administrative Law Judge
Office of Administrative Law Judge
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265



Thomas T. Niesen.
PA Attorney ID No. 31379