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February 14, 2020

VIA FIRST CLASS MAIL

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

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2020 FEB 18 AM 10:48
PA P.U.C.
SECRETARY'S BUREAU

Re: Janet E. Cole v. Metropolitan Edison Company
Docket No. C-2018-3003023

Dear Secretary Chiavetta:

In accordance with the Interim Order issued on December 31, 2019 in the above-referenced matter, this letter serves as a status report on behalf of Metropolitan Edison Company ("Met-Ed").

First, Met-Ed acknowledges receipt of Ms. Cole's letter dated January 30, 2020 wherein she requests to withdraw her Formal Complaint with the caveat that she retains the ability to refile at a "near future date." Unless the request to withdraw is granted *with prejudice*, Met-Ed strenuously opposes Ms. Cole's request, as not only has Met-Ed spent a considerable amount of time and resources to prepare its defense to Ms. Cole's Formal Complaint, the Pennsylvania Public Utility Commission has also expended significant resources in moving the above-captioned proceeding forward. It is not in the public interest to allow Ms. Cole to withdraw her formal complaint only to allow her leave to simply re-file at any point in the future with respect to the same or similar allegations.

Meanwhile, discovery between the parties has been completed. Met-Ed provided notification of its anticipated witnesses on January 10, 2019 and again on January 27, 2020. The Complainant has still not provided notification of any anticipated witnesses.¹ As such, Met-Ed anticipates that the Complainant will not be presenting testimony in this matter or, if she does, it will be limited to her own factual testimony at the time of the hearing. Therefore, Met-Ed anticipates that it will only need to present one witness, Mr. John Ahr, in order to rebut any factual testimony offered at that time.

¹ Met-Ed reserves the right to issue limited discovery or alter its witness list should Ms. Cole be afforded with an additional opportunity to provide notification of any witnesses.

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Met-Ed requests that a one-day telephonic evidentiary hearing be scheduled and that counsel for Met-Ed and its witness will be available on the following dates for an evidentiary hearing: April 27, and 29, or May 1, 4, 7, 8, 11, and 12, 2020.

Copies of this report are being provided in accordance with the attached Certificate of Service. Should you have any questions regarding this report, please do not hesitate to contact me.

Very truly yours,



Tori L. Giesler

c: Certificate of Service

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

JANET E. COLE

v.

METROPOLITAN EDISON COMPANY

:
:
:
:
:

Docket No. C-2018-3003023

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the aforementioned documents upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Service by electronic and First Class Mail, postage prepaid, as follows:

Janet E. Cole
630 Euclid Avenue
Temple, PA 19560
janeco@ptd.net

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Pennsylvania Public Utility Commission
Office of Administrative Law Judge
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301 5th Street
Pittsburgh, PA 15222
jeffwatson@pa.gov

Dated: February 14, 2020

Tori L. Giesler /BW

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Counsel for Metropolitan Edison Company

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Reading, PA 19612-6001

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