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April 30, 2020

**VIA ELECTRONIC FILING**

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

**Re: Noreen McCarthy v. Metropolitan Edison Company**  
**Docket No. C-2019-3006923**

Dear Secretary Chiavetta:

In accordance with the Interim Order issued on October 3, 2019 by Administrative Law Judge (“ALJ”) Jeffrey Watson in the above-referenced matter, this letter serves as a status report on behalf of Metropolitan Edison Company (“Company”). On March 31, 2020, the above-referenced matter was reassigned to ALJ Conrad Johnson and, by notice dated April 23, 2020, an evidentiary hearing has been rescheduled for July 14, 2020.

The parties have actively participated in discovery which was set to conclude on February 28, 2020. Ms. McCarthy issued two separate sets of discovery requests to the Company, to which the Company timely answered. The Company also issued two separate sets of discovery requests to Ms. McCarthy. On March 5, 2020, Ms. McCarthy provided responses to the Company’s Set II Discovery Requests via electronic mail only. The responses were not complete. On March 11, 2020, the Company filed a Motion to Compel regarding Ms. McCarthy’s lack of supplemental responses to most of the Company’s Set I Discovery Requests and for failing to provide responses to the Company’s Set II Discovery Requests. Ms. McCarthy responded to the Motion and stated that she timely provided responses to the Company’s Set II Discovery Requests. However, in her response to the Motion, Ms. McCarthy fails to address her lack of updated supplemental responses to the Company’s Set I Discovery Requests. Further, even though the Company has provided Ms. McCarthy with a stipulated protective agreement to address her concerns regarding her personal information, Ms. McCarthy has failed to sign the agreement, propose revisions, provide an alternate agreement or even acknowledge that the Company provided a stipulation for protective agreement in an attempt to address her concerns. To date, the Motion to Compel remains pending. However, based upon Ms. McCarthy’s incomplete responses to the Company’s Set II Discovery Requests and her response to the Motion, the Company intends to file an Amended Motion to Compel.

Rosemary Chiavetta, Secretary

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On June 28, 2019, September 12, 2019 and January 27, 2020, the Company provided its witness list which consists of one factual witness and two expert witnesses. By letter dated July 1, 2019, Ms. McCarthy provided her witness list which included one factual witness (Ms. Sunstein Murphy) and one expert witness (Dr. Schoechle). By letter dated January 28, 2020, she provided a revised witness list which included one fact witness (Ms. Sunstein Murphy) and two expert witnesses (Dr. Slaweki and Mr. Zimmerman) and removed Dr. Schoechle. However, in Ms. McCarthy's responses to the Company's Set II Discovery Requests, Ms. McCarthy states that she still intended to utilize Dr. Schoechle and while she states she has been unable to get a "commitment" from Dr. Schoechle, she still intends to have him submit written testimony. To date, permission has not been granted to the parties to submit written testimony. Further, due to Ms. McCarthy's lack of clear and consistent witness identification and incomplete responses to discovery, the Company respectfully requests that the discovery deadline of February 28, 2020 be extended solely to permit the Company to obtain clarification regarding Ms. McCarthy's intended witnesses. Alternatively, the Company would file a Motion in Limine to prohibit the testimony of any added witness at a future evidentiary hearing.

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

cc: Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**NOREEN MCCARTHY**

v.

**METROPOLITAN EDISON COMPANY**

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**Docket No. C-2019-3006923**

**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 mail only as follows:

Noreen McCarthy  
[contactnoreen1@gmail.com](mailto:contactnoreen1@gmail.com)

Administrative Law Judge Conrad Johnson  
Pennsylvania Public Utility Commission  
[cojohnson@pa.gov](mailto:cojohnson@pa.gov)

Dated: April 30, 2020

  
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Counsel for Metropolitan Edison Company