

Revised Document submitted February 2, 2022
Originally submitted January 31, 2022

Ms. Rosemay Chiaveta, Esquire
Secretary, PA Public Utility Commission

RE: Docket No. C-2021-3028314

Michael Kramer v. First Energy Service Company/Metropolitan Edison Company

Michael Kramer (Complainant), pursuant to 52. Pa. Code 5.62, hereby submits his Answer and New Matter to the Response filed by Margaret A. Morris, Esquire, of Reger, Rizzo Y Darnall LLP.

I had listed Met-Ed/First Energy as the Respondent in my formal complaint to the Pennsylvania Public Utility Commission. I indicated that Met-Ed (Metropolitan Edison) owned the transmission lines crossing over my property located at 156 Bittersweet Drive, Hershey, PA 17033. At the pre-hearing conference call, Margaret A. Morris, Esquire argued that Met-Ed should be removed from the complaint because ownership has been transferred to MAIT (Mid-Atlantic Interstate Transmission, LLC) in 2016. According to Audit Financial Statements for 2019 and 2020, MAIT is organized under Delaware law as a subsidiary of First Energy, Corp. Following receipt of necessary regulatory approvals, on January 31, 2017, MAIT issued membership interests to FirstEnergy Transmission, Pennsylvania Electric Company (PEC), and Metropolitan Edison (Met-Ed) in exchange for their respective cash and transmission asset contributions. MAIT owns and operates all of the FERC-jurisdictional transmission assets previously owned by Met-Ed and PEC, consisting of approximately 4260 circuit miles of transmission lines in the region. Therefore, MAIT should be added to the list of Respondents.

I don't entirely understand the change in ownership from Met-Ed to MAIT given that both appear to be divisions of FirstEnergy. Furthermore, Do "membership interests" (referred to above) appears to mean that Metropolitan Edison retains some form of ownership over the transmission lines. It also appears that the agents working on FirstEnergy's behalf are confused as to Met-Ed's involvement (see above). Therefore, Metropolitan Edison should remain a Respondent. Indeed, I plan to file an amended complaint listing FirstEnergy Corp., FirstEnergy Transmission, LLC, Pennsylvania Electric Company, Mid-Atlantic Interstate Transmission, LLC as well as Metropolitan Edison Company on or before February 4, 2022. Additionally, if Metropolitan Edison Company wishes to be removed as a Respondent, it should first agree that it will not provide employees, vehicles, machinery and other equipment, or any other resource to the proposed project. If Met-Ed will not agree to this, then it should remain as a Respondent to the Public Utilities Commission complaint.

Please note that I submitted a substantially similar note on Monday, January 31, 2022; however, I typed in the wrong Docket Number and did not clearly indicate that I had sent a copy to Margaret A. Morris, Esquire. This is meant to replace that rejected submission. Please note that I plan to file an amended complaint as previously agreed by February 4, 2022. I intend to include FirstEnergy, FirstEnergy Transmission, Pennsylvania Electric Company, Mid-Atlantic Interstate Transmission (MAIT), LLC and Metropolitan Edison (Met-Ed) unless I learn that Metropolitan Edison has been deemed by the Court not to be an appropriate Respondent.

Notice to Plead

File with:

Rosemay Chiaveta, Esquire
Secretary
PA Public Utility Commission
rchiavetta@pa.gov

With a copy to:

Margaret A. Morris, Esquire
Reger Rizzo & Darnall LLP
mmorris@regerlaw.com

Sincerely,

A handwritten signature in black ink, appearing to read "Michael David Kramer". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Michael David Kramer
156 Bittersweet Drive
Hershey, PA 17033
February 2, 2022