

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**  
**Harrisburg, Pennsylvania 17120**

**Michael Moorefield**  
**vs.**  
**Duquesne Light Company**

**Public Meeting held March 14, 2024**  
**3041919-ALJ**  
**Docket No. C-2023-3041919**

**MOTION OF VICE CHAIR KIMBERLY BARROW**

On July 21, 2023, Michael Moorefield filed a Formal Complaint alleging that Duquesne Light Company (“DLC”) was threatening to terminate service. DLC filed an Answer and Preliminary Objections seeking to dismiss portions of the Formal Complaint which allege violations of federal law. On August 31, 2023, an Interim Order was issued granting DLC’s Preliminary Objections and striking the alleged violations of federal laws or statutes.


By email correspondence dated October 10, 2023, Mr. Moorefield withdrew his Formal Complaint in light of the decision rendered in the Interim Order. On January 4, 2024, an Initial Decision was issued granting the Petition to Withdraw and dismissing the Formal Complaint.

While I agree that granting the Petition to Withdraw, as requested by Mr. Moorefield, is in the public interest,<sup>1</sup> I disagree that the Formal Complaint should be dismissed as directed by Ordering Paragraph 2 of the Initial Decision. The Commission generally does not dismiss a complaint at the same time it grants a request to withdraw a complaint. Rather, the Commission’s usual practice is to grant a request to withdraw a complaint, acknowledge the complaint is withdrawn, and mark the matter as closed.<sup>2</sup>

**THEREFORE, I MOVE THAT:**

1. The unopposed Petition for Leave to Withdraw the Complaint filed by Michael Moorefield against Duquesne Light Company is granted.
2. The Formal Complaint is withdrawn.
3. This matter is marked closed.
4. The Office of Special Assistants shall prepare an opinion and order consistent with this Motion.

**March 14, 2024**  
**Date**

  
**Kimberly Barrow, Vice Chair**

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<sup>1</sup> 52 Pa. Code § 5.94.

<sup>2</sup> See, e.g., *Rice v. Philadelphia Gas Works*, Docket No. C-2023-3039491 (Final Order entered August 15, 2023).