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September 6, 2024

**VIA ELECTRONIC FILING**

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

**Re: Laura Farina v. Metropolitan Edison Company**  
**Docket No. C-2022-3030803**

Dear Secretary Chiavetta:

Enclosed please find the Motion for Continuance of FirstEnergy Pennsylvania Electric Company on behalf of its Met-Ed Rate District with regard to the above-captioned matter. This document has been served on the Complainant as shown in the Certificate of Service.

Please contact me if you have any questions regarding this matter.

Respectfully submitted,

James Austin Meehan

JAM/dml

Enclosures

c: As Per Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**LAURA FARINA**

**v.**

**METROPOLITAN EDISON COMPANY**

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**Docket No. C-2022-3030803**

**MOTION OF FIRSTENERGY PENNSYLVANIA ELECTRIC COMPANY  
ON BEHALF OF ITS MET-ED RATE DISTRICT  
FOR CONTINUANCE OF HEARING**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

FirstEnergy Pennsylvania Electric Company on behalf of its Met-Ed Rate District<sup>1</sup> (the “Company”) by and through its attorneys, and pursuant to 52 Pa. Code § 1.15(b), hereby files this Motion for Continuance of the in-person hearing currently scheduled for September 9, 2024. In support thereof, the Company avers as follows:

**I. BACKGROUND**

1. On or about December 9, 2021, Laura Farina (“Complainant”) filed a Formal Complaint (“Complaint”) with the Pennsylvania Public Utility Commission (“Commission”) alleging, inter alia, that the Company’s smart meter installed at her property is unsafe and unhealthy.

2. On March 2, 2022, the Company filed a letter, stating that the Company would respond to the formal complaint when the Commission lifts its stay on smart meter formal complaint proceedings at Docket No. M-2009-2092655

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<sup>1</sup> On January 1, 2024, FirstEnergy Corp.’s Pennsylvania operating companies (i.e., Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company) merged into FirstEnergy Pennsylvania Electric Company. Due to the merger transaction, the affected operating companies' tariffs were consolidated into a single tariff, with each former operating company's rates becoming its own rate district. As such, the customers of the former Metropolitan Edison Company have their own separate and distinct rate district under FirstEnergy Pennsylvania Electric Company’s tariff.

3. On April 5, 2023, Ms. Farina filed a letter with the Commission inquiring about the status of her case.

4. On May 11, 2023, Administrative Law Judge John M. Coogan (“ALJ Coogan”) was assigned to preside over this proceeding. Also on May 11, 2023, ALJ Coogan issued an order advising the parties that this matter was stayed until further direction by the Commission.

5. By order entered November 14, 2023, the Commission lifted the general stay of smart meter proceedings and directed the Office of Administrative Law Judge to proceed with pending formal complaint proceedings as directed by the presiding administrative law judge.

6. On December 4, 2023, the Company filed an Answer and New Matter to the Complaint. The Company denied that the smart meter installed at the Complainant’s service location is unsafe or unhealthy and that the Company is legally required to install the smart meter.

7. On January 5, 2024, the Commission issued a Call-In Telephone Prehearing Conference Notice for March 1, 2024.

8. On March 1, 2024, the Prehearing Conference was held as scheduled. Counsel for the Company, Mr. Garcia appeared. Ms. Farina did not appear.

9. Also on March 1, 2024, ALJ Coogan issued an Order Establishing Litigation Schedule.

10. On April 26, 2024, the Company submitted its witness information letter and reserved its right to add additional witnesses based upon the list provided by the Complainant.

11. On June 13, 2024, the Company submitted its proposed exhibits.

12. On June 21, 2024, ALJ Coogan issued an Order Modifying Litigation Schedule scheduling an evidentiary hearing to be held on September 27, 2024.

13. On June 28, 2024, ALJ Coogan issued a Continuance Order rescheduling the evidentiary hearing scheduled for September 27, 2024 to September 13, 2024.

14. Also on June 28, 2024, ALJ Coogan issued a cancellation and rescheduling notice in accordance with the Continuance Order.

15. On July 3, 2024, the Complainant sent a letter requesting the evidentiary hearing initially scheduled for September 27, 2024 to be held in-person instead of telephonically.

16. On July 12, ALJ Coogan issued a Prehearing Conference Notice for the prehearing to be held on August 2, 2024.

17. On July 16, 2024, ALJ Coogan issued a Prehearing Conference Order stating that the purpose of the August 2, 2024 prehearing conference is to discuss the Complainant's request for an in-person hearing.

18. On August 2, 2024, the prehearing conference was held as scheduled. During the prehearing conference, Ms. Farina provided her witness information to the Company, which included medical experts. The Company had not previously received witness information regarding those witnesses.

19. On August 12, 2024, ALJ Coogan issued an Order Granting to Convert Evidentiary Hearing From Telephonic to In-Person.

20. Also on August 12, 2024, ALJ Coogan issued a Hearing Type Change Notice converting the telephonic evidentiary hearing to an in-person hearing.

21. On August 13, 2024, ALJ Coogan issued a Prehearing Order For In-Person Hearing scheduled for September 13, 2024.

22. The Company did not initially intend to present a medical expert, because it had not timely received witness information from the Complainant indicating that a medical expert

would be presented at a future hearing as required pursuant to the March 1, 2024 Order Establishing Litigation Schedule.

23. The Company's medical expert is unavailable to participate at the hearing scheduled for September 13, 2024.

24. As such, the Company respectfully requests that the evidentiary hearing scheduled for September 13, 2024 in this matter be rescheduled to a date in October, when both parties are available to participate.

25. The Company has attempted to reach out to the Complainant to discuss alternative dates for the hearing but was unable to do so. The Company is available for a hearing in October on the following dates:

- October 25, 28 and 30.

26. To the extent the proposed dates are not available, counsel for the Company is happy to work with the presiding officer's scheduling staff and the Complainant to find an acceptable date.

## **II. MOTION FOR CONTINUANCE**

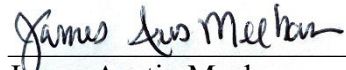
19. The Commission's regulations permit a request for continuance of a hearing upon good cause shown. 52 Pa. Code § 1.15(b).

20. In this case, the Company's medical expert witness is unable to attend the hearing at the scheduled date and time because the Company's witness has a conflict and is unavailable during the scheduled hearing date and time.

WHEREFORE, FirstEnergy Pennsylvania Electric Company respectfully requests that the Commission issue an Order granting the Motion for Continuance.

Respectfully submitted,

Dated: September 6, 2024



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Counsel for FirstEnergy Pennsylvania Electric  
Company (Met-Ed Rate District)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**LAURA FARINA**

**v.**

**METROPOLITAN EDISON COMPANY**

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**Docket No. C-2022-3030803**

**CERTIFICATE OF SERVICE**

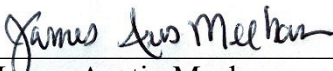
I hereby certify that I have this day served a true copy of the Motion of Continuance of FirstEnergy Pennsylvania Electric Company on behalf of its Met-Ed Rate District upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Service by First-Class Mail and electronic mail as follows:

Laura Farina  
1397 Deer Run  
Bushkill, PA 18324  
locathiega@yahoo.com

Deputy Chief Administrative Law Judge John  
M. Coogan; [jcoogan@pa.gov](mailto:jcoogan@pa.gov)

Dated: September 6, 2024

  
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