

200 Brook Hollow Road
Mount Pleasant, PA 15666

September 11, 2025

VIA ELECTRONIC FILING

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

Re: Michael T. Jennings v. West Penn Power Company
Docket No. C-2018-3006031

Dear Secretary Chiavetta,

This is notice that I will appeal the PUC's Opinion and Order to the Commonwealth Court of Pennsylvania. Copies have been served on all parties as indicated in the attached Certificate of Service.

Please contact me if you have any questions.

Respectfully Submitted,
/s/ Michael T. Jennings
Michael T. Jennings, Complainant, Pro Se
724-613-4262
Lilmac2@zoominternet.net

ssj

CC: FirstEnergy Pennsylvania Electric Company on behalf of its West Penn Rate District,
West Penn Power
Watson & Renner, as per Certificate of Service
Office of Special Assistants

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

MICHAEL T. JENNINGS	:	
	:	
v.	:	Docket No. C-2018-3006031
	:	
WEST PENN POWER COMPANY	:	

September 11, 2025

PETITION FOR SUPERSEDEAS

**NOTICE THAT COMPLAINANT WILL APPEAL TO THE
COMMONWEALTH COURT OF PENNSYLVANIA
AND
AFFIRMATION THAT THE CURRENT ANALOG METERS
REMAIN IN PLACE DURING ONGOING LEGAL PROCEEDINGS**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

1. Michael T. Jennings (“Complainant”) respectfully files this **Petition for Supersedeas** pursuant to 52 Pa. Code § 5.572 and Pa. R.A.P. 1781, requesting that the Commission stay the effectiveness of its Order entered on September 11, 2025 pending resolution of an appeal to the Commonwealth Court of Pennsylvania. Complainant asks that this stay be granted prior to the filing of the appeal in order to eliminate the need to file an Emergency Application for Stay Pending Appeal/Supersedeas with the Commonwealth Court under Pa. R.A.P. 1781.
2. On this day, September 11, 2025, Complainant is also filing with the Commission an **Affirmation** that the current electric meter will remain in place during ongoing legal proceedings.
3. Complainant respectfully affirms that **no changes shall be made to the existing analog meters** on Complainant’s home and property while his case remains active. The current analog electric meters should remain in place until a final disposition is reached in this matter, including any appeals to the Pennsylvania Commonwealth Court or the Pennsylvania Supreme Court.
4. This request is made under 52 Pa. Code § 5.572 and Pa. R.A.P. 1781, as the Complainant will be appealing the Commission’s Order entered on September 11, 2025.

5. The appeal will be filed within the 30-day timeframe set forth under **210 Pa. Code § 903**, which governs the time for appeal. Granting this Petition beforehand will avoid the need for emergency action by the appellate court.
6. The Commission's own **Consumer Complaint Procedures Guide** confirms that an appeal may be filed within 30 days of the entry date of the Opinion and Order. Therefore, Complainant requests a **stay of enforcement** to ensure that:
 - a. No smart meter is installed on the property during this appeal process, and
 - b. The Complainant's electric service is not terminated for refusing the smart meter while legal proceedings are ongoing.

These protections are necessary due to the **documented harm suffered by the Complainant's son** following the installation of a smart meter on a prior residence. Forcing the installation of a smart meter or threatening service termination would cause further harm and unnecessary financial strain.

7. **Additional legal actions** involving similar legal and factual issues are still pending and may impact this case. These include:
 - a. *Hendin v. Pa. PUC*, No. 766 CD 2024
 - b. *Kline v. Pa. PUC*, No. 918 CD 2024
 - c. *Quigley v. Pa. PUC*, No. 1180 CD 2024
 - d. *Chenosky v. Pa. PUC*, No. 1383 CD 2024
 - e. *Sabatini A. v. Pa. PUC*, No. 237 CD 2025
 - f. *Pavlick v. Pa. PUC*, No. [TBD]
 - g. *Edwards v. Pa. PUC*, No. 348 CD 2025
 - h. *Scott v. Pa. PUC*, No. 679 CD 2025
 - i. *Hughes v. Pa. PUC*, No. 543 MAL 2024
 - j. *Lucey v. Pa. PUC and FirstEnergy Service Co. and officers*, No. 1:25-CV-01451-JPW (US District Court for the Middle District of Pennsylvania)

Additionally, other complaints dismissed before Complainant's case are also on appeal and could affect the legal landscape.

8. Accordingly, Complainant respectfully requests that the current analog meter remain in place not only during the pendency of his case, but **until final rulings are issued** in the above-listed matters, as they may directly impact his own legal rights.
9. **West Penn Power will not be harmed** by this request. The Complainant continues to be billed based on the analog meter, pays all charges faithfully, and can submit meter readings if required.
10. Therefore, for the foregoing reasons, the Complainant requests that the Commission **grant this Petition for Supersedeas**. Complainant affirms that West Penn Power

Company will allow the current analog electric meters to remain in place during the Complainant's ongoing legal proceedings. The current electric meter shall remain in place until:

- a. A **final disposition** of Complainant's own case is made at the appellate level, including the **Commonwealth Court or Supreme Court of Pennsylvania**; and
- b. Final decisions are rendered in the **related cases named *supra***, whether at the Commonwealth Court or the Pennsylvania Supreme Court, as those rulings may **directly impact the legal path forward for the Complainant**.

Furthermore, the Commission should **ensure that no retaliatory action, such as service termination or forced smart meter deployment, is taken** while this matter is under active appeal.

This request is made in **good faith** and in the interest of **justice, medical necessity, and public safety**.

Respectfully submitted,

/s/ Michael T. Jennings

Michael T. Jennings
200 Brook Hollow Road
Mount Pleasant, PA 15666

Date: September 11, 2025

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

MICHAEL T. JENNINGS,
Complainant

v.

WEST PENN POWER COMPANY
Defendant

:
:
:
:
:
:

Docket No. C-2018-3006031

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of my **Notice that Complainant will Appeal to the Commonwealth Court of Pennsylvania AND Affirmation that the Current Analog Meters Remain in Place During Ongoing Legal Proceedings** of Michael T. Jennings upon the individuals listed below, in accordance with the requirement of 52 Pa. Code § 1.54 (relating to service by a participant.)

Service by e-filing:

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

Service by e-mail:

Lauren M. Lepkoski Esquire
Tori Giesler Esquire
James Meehan Esquire*
FirstEnergy Pennsylvania Electric Company/
West Penn Rate District
2800 Pottsville Pike, PO Box 16001
Reading, PA 19612-6001
llepkoski@firstenergycorp.com
tgiesler@firstenergycorp.com
jameehan@firstenergycorp.com

Service by e-mail:

Daniel A. Garcia
FirstEnergy Pennsylvania Electric
Co./West Penn Rate District
800 Cabin Hill Drive
Greensburg, PA 15601
dagarcia@firstenergycorp.com

Service by e-mail:

Office of Special Assistants (OSA)
ra-OSA@pa.gov

Service by e-mail:

Curtis S. Renner
1910 Pennsylvania Ave. NW
Suite 1005-ENS
Washington, DC 2000
crenner@w-r.com

**Served via email and first-class mail*

Dated: September 11, 2025

/s/ Michael T. Jennings
Michael T. Jennings, Complainant
200 Brook Hollow Road, Mount Pleasant, PA 15666
724-613-4262 Lilmac2@zoominternet.net