

Brian Anthony, Hoeft
(570) 656-7769

September 30th, 2025

VIA ELECTRONIC FILING

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

Re: Brian A. Hoeft v. Metropolitan Edison Company
Docket No. C-2019-3011586

Dear Secretary Homsher:

Attached are Complainant's Exceptions to Initial Decision regarding the above-referenced matter. This document has been served on all parties as shown in the Certificate of Service.

Please contact me if you have any questions.

Respectfully,

Brian Anthony, Hoeft

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

BRIAN A HOEFT

v.

METROPOLITAN EDISON COMPANY

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Docket No. C-2019-3011586

INTRODUCTION

On the 11th of September 2025, Administrative Law Judge Emily A. Farren entered an Initial Decision intending to Dismiss this Complaint. That same day a Secretarial Letter was also filed. That Secretarial Letter gave direction to send written comments if I do not agree with any part of the decision. Please see those comments below.

EXCEPTIONS OF BRIAN A HOEFT – COMPLAINANT

The main issue not reconciled is regarding the Pa Code which appears to be consistent with the stated legislative intent of Act 129. As Complainant stated in Brief to Court on November 5th 2019, along with other times following, certain sections of Pa Code seem to support the legislatures statements during ratification of Act 129. Particularly as follows;

- A. The legislative intent of Act 129 (HB2200) and other Commonwealth regulations demonstrate the voluntary nature of smart meters and Advanced Metering Infrastructure (AMI).
As stated by our legislators during ratification and archived in the Senate Legislative Journal; October 8th 2008: Senator Tomlinson (Bucks), pg2626, “It also contains language in there that we will have smart meters. It is not mandated,” Senator Boscola (Northampton), pg 2627, “We also made sure that smart meters would not be mandated” Senator Fumo (Philadelphia), pg 2629, “In addition, we did not mandate smart meters, but we made them optional.”
- B. Reinforcing the voluntary nature of AMI upon individuals is 52 Pa. Code §57.251(a) specifically stating that it “does not require the public to participate in an advanced metering

program.” As well as the subsequent provision of 52 Pa. Code §57.255. EDC responsibilities regarding advanced metering. “(a) Upon written **request** from both a customer and the EGS of that customer, the EDC shall make available and install for use a qualified advanced meter or meter-related device.”

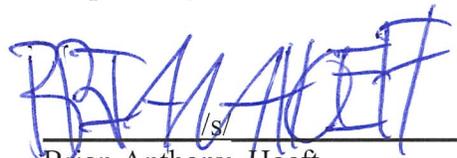
Complainant during December 19th hearing, further questioned what is meant by 52 Pa. Code §57.251(a). This Court only had to say it knew of none other than medical exemptions for Smart Meters.

This Court has repeatedly stated it is only concerned with pursuing exemptions which are medical in nature. Complainant has more than once stated that those concerns are secondary to the primary focus of privacy and free choice. Complainant has previously reserved the right to acknowledge and assert Smart Meter technology is deleterious to both appliances and biology alike, by way of stray voltage transients and other effects in the way this technology is deployed. All these matters seem to be outside the scope or will of this Court to resolve.

CONCLUSION

It appears this executive branch administrative court is limited in authority or jurisdiction or other reasons to provide relief. Complainant will appreciate clarification on matters above regarding the Pa. Code.

Respectfully filed,



Brian Anthony, Hoelt
760 White Oaks Manor Drive
East Stroudsburg, Pennsylvania 18301
(570) 656-7769
deletedregularly@hushmail.com

Dated: September 30th, 2025

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

BRIAN A. HOEFT	:	
	:	
v.	:	Docket No. C-2019-3011586
	:	
METROPOLITAN EDISON COMPANY	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the Exceptions upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 by eService as follows:

Tori L. Giesler
James A. Meehan
Danial A. Garcia
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, Pennsylvania 19612-6001
(610) 921-6658
(610) 838-6416
(610) 921-6783
jameehan@firstenergycorp.com
dagarcia@firstenergycorp.com
tgiesler@firstenergycorp.com

Administrative Law Judge Emily A. Farren
Pennsylvania Public Utility Commission
Office of Administrative Law Judge
400 North Street, Second Floor
Harrisburg, PA 17101
efarren@pa.gov

ra-OSA@pa.gov

Dated: September 30th, 2025



Brian A. Hoeft
760 White Oaks Manor Drive
East Stroudsburg, PA 18301
deletedregularly@hushmail.com