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*Brian Anthony, Hoeft*  
(570) 656-7769

September 30<sup>th</sup>, 2025

**VIA ELECTRONIC FILING**

Matthew L. Homsher, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2<sup>nd</sup> 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 11<sup>th</sup> 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 5<sup>th</sup> 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 8 th 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.”

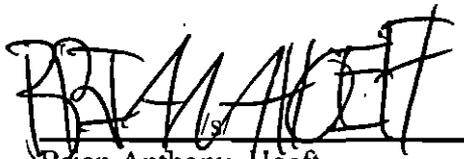
Complainant during December 19<sup>th</sup> hearing, further questioned what is meant by 52 Pa. Code §57.251(a). This Court only had to say it knew of none other than medical exemptions for Smart Meters.

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,



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Dated: September 30<sup>th</sup>, 2025

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>BRIAN A. HOEFT</b>	:	
	:	
v.	:	<b>Docket No. C-2019-3011586</b>
	:	
<b>METROPOLITAN EDISON COMPANY</b>	:	

**CERTIFICATE OF SERVICE**

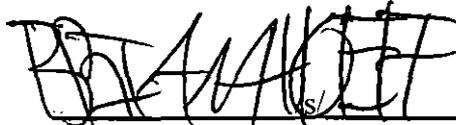
I hereby certify that I have this day served a true copy of the Exceptions upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 by eService as follows:

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James A. Meehan  
Danial A. Garcia  
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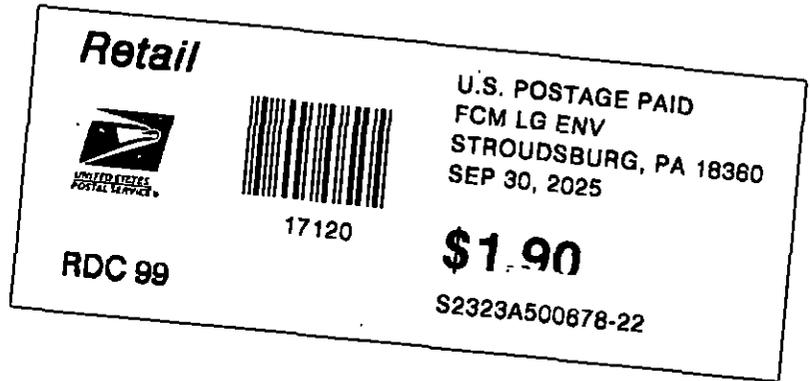
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Dated: September 30<sup>th</sup>, 2025



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