

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pine Road Solar Partners	:	
	:	
v.	:	C-2025-3053209
	:	
FirstEnergy Pennsylvania Electric Company	:	

INITIAL DECISION

Before
Steven K. Haas
Administrative Law Judge

INTRODUCTION

This Initial Decision grants, without prejudice, the Complainant's unopposed request to withdraw its formal Complaint.

HISTORY OF THE PROCEEDING

On January 31, 2025, Pine Road Solar Partners (Complainant or Pine Road) filed a formal Complaint against FirstEnergy Pennsylvania Electric Company (Respondent or FEPA), alleging, among other things, that FEPA failed to diligently and timely complete the necessary interconnection work so that Pine Road's solar project could be interconnected with FEPA's system. The Complainant requested that FEPA be ordered to complete the work necessary to complete the interconnection within 30 days or be subject to a civil penalty for each day it is not completed.

On February 24, 2025, FEPA filed its Answer and New Matter in response to the Complaint. FEPA averred, *inter alia*, that it provided the Complainant with an estimated completion date of December 2024, but that, due to necessary equipment not being immediately available, the construction would not start until May 2025. FEPA requested that the matter be referred to the Office of Administrative Law Judge's Mediation Unit.

On March 28, 2025, an Interim Order Setting Resolution Conference was sent to the parties instructing them to attempt to resolve the matter themselves. The conference was to take place no later than April 25, 2025, with a report filed with the Mediator by May 5, 2025.

On April 9, 2025, the Complainant submitted a letter to the Commission in which it stated that the parties had already engaged in preliminary discussions, and it did not appear that resolution via settlement was likely.

Subsequently however, on September 26, 2025, Complainant, through counsel, filed a Petition for Leave to Withdraw Formal Complaint (Petition) in which it stated that the work on the subject project had been completed and there is no reason to pursue the Complaint. In its Petition, Complainant specifically requested that its Complaint be withdrawn without prejudice.

On October 23, 2025, a Motion Judge Assignment Notice was issued notifying the parties that I was assigned to this matter.

To date, no objections to the Complainant's Petition have been filed.

Therefore, the record is closed and Complainant's Petition is ripe for review.

FINDINGS OF FACT

1. Complainant is Pine Road Solar Partners.
2. Respondent is FirstEnergy Pennsylvania Electric Company, a jurisdictional public utility providing electric service in the Commonwealth of Pennsylvania.
3. On January 31, 2025, Complainant filed a formal Complaint against FEPA.
4. On February 24, 2025, Respondent filed its Answer and New Matter.
5. On September 26, 2025, Complainant filed a Petition for Leave to Withdraw Formal Complaint without prejudice.
6. Respondent did not file an objection to Complainant's Petition.

DISCUSSION

Commission regulations permit the withdrawal of pleadings in a contested proceeding:

§ 5.94. Withdrawal of pleadings in a contested proceeding.

(a) Except as provided in subsection (b), a party desiring to withdraw a pleading in a contested proceeding may file a petition for leave to withdraw the appropriate document with the Commission and serve it upon the other parties. The petition must set forth the reasons for the withdrawal. A party

may object to the petition within 10 days of service. After considering the petition, an objection thereto and the public interest, the presiding officer or the Commission will determine whether the withdrawal will be permitted.

52 Pa. Code § 5.94.

Here, Complainant stated that the work at issue in its Complaint has been completed and there appears to be no reason to pursue the Complaint. As noted, the Respondent has not filed an objection to Complainant's Petition. There is no point in requiring either party to pursue this matter at this time, and there is no prejudice to either party in allowing the withdrawal.

The Commission may dismiss any complaint without a hearing if a hearing is not necessary in the public interest. 66 Pa.C.S. § 703(b). As the work sought by the Complainant has been completed, and the Complainant does not wish to pursue its Complaint further, a hearing now would serve no purpose.

CONCLUSIONS OF LAW

1. Withdrawal of a pleading in a contested proceeding is permitted under Commission regulations. 52 Pa.Code § 5.94.
2. The Commission may dismiss any complaint without a hearing if a hearing is not necessary in the public interest. 66 Pa.C.S. § 703(b).
3. A hearing in this matter is not necessary in the public interest.

