

Morgan Lewis

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April 7, 2026

VIA eFILING

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

Re: Petition of FirstEnergy Pennsylvania Electric Company for Approval of Its Default Service Program for the Period of June 1, 2027 to May 31, 2031
Docket No. P-2026-3060298

Dear Secretary Homsher:

This letter is in response to correspondence filed on April 3, 2026 (the “April 3, 2026 Letter”) by Sunrise Airport Road LLC, Sunrise Forrester Road LLC, Sunrise Franklin Road LLC, Sunrise Harlansburg Road LLC, Sunrise Hendersonville Road LLC, Sunrise McCurdy Road LLC, Sunrise Perry Highway LLC, Sunrise Sandy Lake Greenville Road LLC, Sunrise Sandy Lake Polk Road LLC, and Sunrise Springfield Church Road LLC (collectively, “CGC”).

As set forth in the April 3, 2026 Letter, CGC filed a Motion to Compel Responses to Discovery Propounded on FirstEnergy Pennsylvania Electric Company (“FE PA”). Set I, Nos. 1, 2, 5-10 (the “Motion”) on March 27, 2026, at 4:27pm. On April 2 at 2:40 p.m., counsel for FE PA efiled FE PA’s Answer to the Motion (the “Answer”), consistent with the March 23, 2026 Prehearing Order in this proceeding.¹ A copy of the e filing detail is included with this letter as Attachment A.

Counsel for FE PA inadvertently did not serve the electronic copy of the Answer on counsel for all parties to this proceeding after the Answer was efiled on April 2. When the lack of service was discovered on the morning of April 3, counsel immediately served a copy of the Answer as filed with the Commission on all counsel and then on Deputy Chief Administrative Law Judge Mark A. Hoyer and Administrative Law Judge Erin L. Gannon (the “ALJs”). The e-mail to the ALJs included an apology for the inadvertent failure to serve the Answer electronically and noted that the Answer had

¹ See Prehearing Order, pp. 7-8 (“Answers to motions to dismiss objections and/or answering of interrogatories and/or requests for production shall be filed within three (3) business days of service of such motions” & “Any discovery or discovery-related pleadings (such as objections, motions, and answers to same) served after served after 4:30 p.m. Monday through Thursday or after 1:30 p.m. on a Friday or the day before a holiday will be deemed to have been served on the next business day for purposes of calculating the due date for any responsive filing”).

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been efiled with the Commission on April 2, 2026. A copy of the e-mail to the ALJs is included with this letter as Attachment B.

In the April 3, 2026 Letter, CGC does not assert that it was prejudiced by the delay in electronic service but only that it “was not on notice” that FE PA had filed the Answer.

In the April 3, 2026 Letter, Counsel for CGC noted that he had sent a “confirmatory e-mail” regarding the status of FE PA’s objections to two CGC interrogatories. As reflected in FE PA’s Answer, counsel discussed such an arrangement but “also conveyed further review was necessary and upon further consideration, [FE PA] determined to maintain its objection to Set I, Question No. 1.” FE PA did not respond to CGC’s e-mail as there was no agreement nor was there any obligation to respond while FE PA was considering its objection.

If you have any questions, please contact me directly at 215.963.5384. Thank you for your consideration.

Very truly yours,



Kenneth M. Kulak

Attachments

c: Per the Certificate of Service (w/attachments)

ATTACHMENT A



Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
 Harrisburg, PA 17105-3265
EFILING - FILING DETAIL

Date Created	Filing Number
4/2/2026	2991311

Your filing has been electronically received. Upon review of the filing for conformity with the Commission's filing requirements, a notice will be issued acknowledging acceptance or rejection (with reason) of the filing. The matter will receive the attention of the Commission and you will be advised if any further action is required on your part.

The date filed on will be the current day if the filing occurs on a business day before or at 4:30 p.m. (EST). It will be the next business day if the filing occurs after 4:30 p.m. (EST) or on weekends or holidays.

Docket Number: P-2026-3060298

Case Description: PETITION OF FIRSTENERGY PENNSYLVANIA ELECTRIC COMPANY FOR APPROVAL OF ITS DEFAULT SERVICE PROGRAM FOR THE PERIOD FROM JUNE 1, 2027 TO MAY 31, 2031

Transmission Date: 4/2/2026 2:40 PM

Filed On: 4/2/2026 2:40 PM

eFiling Confirmation Number: 2991311

File Name	Document Type	Upload Date
2026-04-02 FE Answer to Motion to Compel of CGC.pdf	Answer to Motion	4/2/2026 2:39:52 PM

For filings exceeding 250 pages, the PUC is requiring that filers submit one paper copy to the Secretary's Bureau within three business days of submitting the electronic filing online. Please mail the paper copy along with copy of this confirmation page to Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg PA 17120 a copy of the filing confirmation page or reference the filing confirmation number on the first page of the paper copy.

No paper submission is necessary for filings under 250 pages.

You can view a record of this filing and previous filings you have submitted to the PUC by using the links in the Filings menu at the top of the page. Filings that have been submitted within the last 30 days can be viewed by using the Recent Filings link. Older filings can be viewed by using the search options available in the Filing History link.

ATTACHMENT B

McGlinn, Brooke E.

From: Kulak, Kenneth M.
Sent: Friday, April 3, 2026 9:10 AM
To: mhoyer@pa.gov; egannon@pa.gov
Cc: OCAFEPADSP26@paoca.org; Lyttle, Rebecca; Stewart, Todd (hmslegal); pulp@pautilitylawproject.org; Chapaska, Melissa (hmslegal); Snyder, Whitney (hmslegal); Struble, Erich (hmslegal); Bruce, Susan (mcneeslaw); Mincavage, Charis (mcneeslaw); Garber, Matthew (mcneeslaw); Kimmel, rebecca (McNees Wallace Nurick LLC); kizner, Mitchell (Dimension PA); daniel.markind@flastergreenberg.com; Beatty, Aron (Duquesne Light Co); Stobbe, Nicholas (stevenslee); Gruin, Michael (stevenslee); donald.wagner@stevenslee.com; colleen.kartychak@constellation.com; Kizuka, Linda (constellation); Makel, Marsha (constellation); Cortes, Sam (foxrothschild); O'Dell, Deanne (RESA Counsel); Burge, Lauren (Victory Brewing Co); Martines, Jamie (spilmanlaw); Naum, Barry (Spilman Thomas and Battle - Walmart Counsel); Lee, Steven (spilmanlaw); Speer, Taylor (foxrothschild); Kemerait, Karen (foxrothschild); Tori L. Giesler (tgiesler@firstenergycorp.com); Umstead, Angelina; McGlinn, Brooke E.
Subject: FE DSP VII - Response to CGC Motion to Compel
Attachments: 2026-04-02 FE Answer to Motion to Compel of CGC.pdf

Dear Judge Hoyer and Judge Gannon:

Attached please find FirstEnergy Pennsylvania Electric Company's Answer to CGC's Motion to Compel Responses to Propounded to FirstEnergy – Set I, which was efiled with the Commission yesterday afternoon. My apologies for the delay in serving you with this electronic copy.

Please let me know if you have any questions. Thank you.

Respectfully,

Ken Kulak

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PETITION OF FIRSTENERGY :
PENNSYLVANIA ELECTRIC :
COMPANY FOR APPROVAL OF ITS : **DOCKET NO. P-2026-3060298**
DEFAULT SERVICE PROGRAM FOR :
THE PERIOD FROM JUNE 1, 2027 TO :
MAY 31, 2031 :

CERTIFICATE OF SERVICE

I hereby certify and affirm that I have on this day served copies of the foregoing Letter on the persons listed below, in the manner specified in accordance with the requirements of 52 Pa.

Code § 1.54:

VIA ELECTRONIC MAIL

The Honorable Mark A. Hoyer
Deputy Chief Administrative Law Judge
Pennsylvania Public Utility Commission
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Dated: April 7, 2026

***=Executed Protective Order**