

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

NICHOLAS POCIASK,

Complainant,

v.

FIRSTENERGY PENNSYLVANIA
ELECTRIC COMPANY,

Respondent.

CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

/s/ Samantha K. Smith
Samantha K. Smith

Docket No. C-2026-3061165

**ANSWER TO PRELIMINARY
OBJECTIONS**

Filed on behalf of Complainant:
Nicholas Pociask

Counsel of Record for Complainant:

Matthew J. Morella
Pa. I.D. No. 329554
mmorella@morellabencsics.com

Nicholas M. Bencsics
Pa. I.D. No. 329261
nbencsics@morellabencsics.com

Samantha K. Smith
Pa. I.D. No. 335613
ssmith@morellabencsics.com

MORELLA BENCSICS
2559 Brandt School Road
Suite 201
Wexford, PA 15090

Telephone: 412-960-1656
Facsimile: 412-324-3654

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ANSWER TO PRELIMINARY OBJECTIONS

AND NOW comes Complainant, Nicholas Pociask (“Complainant”), by and through his undersigned counsel, Morella Bencsics, and hereby files the following Answer to Preliminary Objections of Respondent, FirstEnergy Pennsylvania Electric Company (“Respondent”), and in support thereof avers as follows:

I. Procedural Background

1. Plaintiff is without knowledge or information sufficient to form a belief as to the truth of the averments contained in this paragraph. As such, Plaintiff denies the same and strict proof thereof is demanded.

2. To the extent that this paragraph refers to a written document, that document speaks for itself, and Plaintiff denies any summary, characterization, paraphrasing or similar recitation of the document.

3. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

4. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

II. Argument

5. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

6. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

7. To the extent that this paragraph refers to a written document, that document speaks for itself, and Plaintiff denies any summary, characterization, paraphrasing or similar recitation of the document.

8. To the extent that this paragraph refers to a written document, that document speaks for itself, and Plaintiff denies any summary, characterization, paraphrasing or similar recitation of the document.

9. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

10. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

11. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

12. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

13. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

14. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

15. The allegations contained in this paragraph are legal conclusions to which no response is required. To the extent a response is required, the allegations are specifically denied.

WHEREFORE, Claimant, Nicholas Pociask, respectfully requests that Respondent's Preliminary Objections to the Formal Complaint be overruled.

Respectfully submitted,

Morella Bencsics

Date: April 20, 2026

By: /s/ Samantha K. Smith
Samantha K. Smith
Counsel for Claimant

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the attached *Answer to Preliminary Objections* was served on this 20th day of April 2026, via First Class U.S. Mail, postage prepaid, and/or Electronic Mail, upon the following:

Margaret A. Morris, Esq.
Reger Rizzo & Darnall
Cira Centre, 13th Floor
2929 Arch Street
Philadelphia, PA 19104
mmorris@regerlaw.com
Counsel for Respondent

Mathew Homsher, Esq.
PA Public Utility Commission, Secretary
P.O. Box 3265
Harrisburg, PA 17105

Date: April 20, 2026

By: /s/ Samantha K. Smith
Samantha K. Smith