



**Duquesne Light**

*Our Energy...Your Power*

Legal Department  
411 Seventh Avenue, 16-1  
Pittsburgh, PA 15219

Tel 412-393-6505  
Fax 412-393-1418  
kkubiak@duqlight.com

**Krycia Kubiak**  
Assistant General Counsel

June 29, 2010

*Via Electronic Filing*

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

RE: Kevin R. Kozlowski v. Duquesne Light Company  
Docket No. F-2010-2155997

Dear Secretary Chiavetta:

Enclosed please find Duquesne Light Company's Motion for Sanction for Failure to Respond to Discovery Requests. A copy of this document has been served upon Complainant in accordance with Commission regulations.

Sincerely,

Krycia Kubiak  
Assistant General Counsel  
Duquesne Light Company

encs

cc: Kevin R. Kozlowski (w/enclosure)  
Special Agent Eranda Vero (w/enclosure)

Before the  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

KEVIN R. KOZLOWSKI,	)	
	)	
Complainant,	)	
	)	
v.	)	Docket No. F-2010-2155997
	)	
DUQUESNE LIGHT COMPANY,	)	
	)	
Respondent.	)	

**RESPONDENT'S DUQUESNE LIGHT COMPANY'S  
MOTION FOR SANCTION FOR FAILURE TO RESPOND TO  
DISCOVERY REQUESTS**

TO THE HONORABLE COMMISSION:

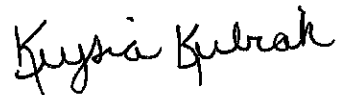
NOW comes Respondent Duquesne Light Company, by and through its attorney Krysia Kubiak, and files this Motion for Sanctions:

1. Respondent Duquesne Light Company (hereinafter "Duquesne Light") served its Requests for Documents on Complainant Kevin Kozlowski by first-class mail on March 25, 2010. See Exhibit 1.
2. Respondent received no response to its discovery requests.
3. Commission Regulation 5.349(d), 52 Pa. Code §5.349(d), provides that the party upon whom the request is served shall serve a written response within 20 days after the service of the request.
4. The presiding officer may grant several sanctions for failure to comply with the requests. 52 Pa. Code §5.372.

WHEREFORE, Respondent requests that the Commission:

- (a) direct Complainant to fully and completely answer said document requests forthwith;  
and
- (b) if Complainant fails to fully and completely respond:
- (i) preclude Complainant from offering testimony or other evidence in this matter;
  - (ii) dismiss this complaint due to Complainant's failure to comply with Commission regulations; and/or
  - (iii) impose such other sanctions as the Commission may deem appropriate.

Respectfully submitted,



Krysia Kubiak  
Attorney for Respondent  
Duquesne Light Company  
411 7th Avenue (16-1)  
Pittsburgh, PA 15219  
Telephone: (412) 393-6505  
FAX: (412) 393-5897



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kkubiak@duqlight.com

Krycia Kubiak  
Assistant General Counsel

March 25, 2010

Kevin R. Kozlowski  
502 Diehl Road  
McKeesport, PA 15132

RE: Kevin R. Kozlowski v. Duquesne Light Company  
Docket No. F-2010-2155997

Dear Mr. Kozlowski:

Enclosed please find Duquesne Light Company's Requests for Documents.

Sincerely,

Krycia Kubiak  
Assistant General Counsel  
Duquesne Light Company

enc.



Before the  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

KEVIN R. KOZLOWSKI,	)	
	)	
Complainant,	)	
	)	
v.	)	Docket No. F-2010-2155997
	)	
DUQUESNE LIGHT COMPANY,	)	
	)	
Respondent	)	

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**RESPONDENT DUQUESNE LIGHT COMPANY'S  
REQUESTS FOR DOCUMENTS**

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TO THE HONORABLE COMMISSION:

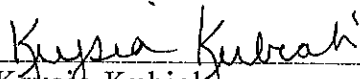
AND NOW comes Respondent Duquesne Light Company, by and through its attorney Krysia Kubiak, and files this Request for Documents in accordance with Commission Regulation 5.323 (a), 52 Pa. Code § 5.323 (a). In accordance with Commission Regulation 5.349 (d), 52 Pa. Code § 5.349, Complainant has 20 days after service of this request to produce said documents.

1. Copies of Complainant's tax returns for the past three years, including the tax returns for any adults living in the home. If 2009 taxes are not completed, please provide copies of all I9s and W-2s

2. Copies of Complainant's pay stubs for the last three months, including the pay stubs for any adults living in the home.
3. Please provide a copy of the purchase or loan documents for the car purchase which occurred in December 2009.
4. Please provide an entire copy of a monthly Comcast bill.
5. Please provide an entire copy of a monthly Verizon bill.
6. Please provide an entire copy of a monthly Verizon wireless bill.
7. Please provide a list of all electrical appliances in the home.

Respectfully submitted,

DUQUESNE LIGHT COMPANY  
By Counsel:

  
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Krysta Kubiak  
Pa. I.D. # 90619  
Duquesne Light Company  
411 Seventh Avenue, 16-1  
Pittsburgh, PA 15219  
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