

THADDEUS T. D'AMBROSIA

2736 MASSACHUSETTS COURT
HARRISBURG, PA 17112-9176

717-350-9227

November 3, 2011

Via: Hand Delivery

Rosemary Chiavetta
Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
P. O. Box 3265
Harrisburg, PA 17105-3265

Re: D'Ambrosia v. PPL Electric Utilities Corporation
Docket No. F-2010-2181822

Dear Secretary Chiavetta:

Please find attached an original and three (3) copies of Motion To Compel Interrogatories and Requests For Production of Documents Propounded by Complainant on PPL Electric Utilities Corporation.

A copy has been served on all parties as set forth on the attached Certificate of Service. Should you have any questions, please do not hesitate to contact me.

Sincerely,



Thaddeus T. D'Ambrosia

Attachments

CC: The Honorable Kandace D. Melillo (*via e-mail and hand delivery*)
Certificate of Service (*via e-mail and first class mail*)

RECEIVED
2011 NOV -3 PM 12:41
PA PUC
SECRETARY'S BUREAU

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

RECEIVED
2011 NOV -3 PM 12:41
PA PUC
SECRETARY'S BUREAU

Thaddeus D'Ambrosia, Complainant :
 :
 v. :
 :
 PPL Electric Utilities Corporation, Respondent :

F-2010-2181822

**MOTION TO COMPEL ANSWERS TO INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS PROPOUNDED BY COMPLAINANT ON
PPL ELECTRIC UTILITIES CORPORATION**

TO ADMINISTRATIVE LAW JUDGE KANDACE F. MELILLO:

Thaddeus D'Ambrosia ("Complainant or D'Ambrosia") hereby files, pursuant to 52 Pa. Code § 5.342 this Motion To Compel Answers to Interrogatories and Requests for Production of Documents (hereinafter "Complainant Interrogatories") on Respondent PPL Electric Utilities Corporation ("Respondent or PPL Electric") In support, Complainant states as follows:

1. On June 9, 2010, Complainant filed with the Pennsylvania Public Utility Commission a Complaint against PPL Electric.
2. Pursuant to 52 Pa. Code § 5.321(b), a party is entitled to obtain discovery of any matter, not privileged, that is relevant to a pending proceeding, or any matter that is reasonably calculated to lead to discovery of admissible evidence.
3. A party may serve written interrogatories, which may include requests for production of documents, to be answered by the party served. 52 Pa. Code § 5.341.
4. Unless modified by the presiding officer or by agreements of the parties, answers to interrogatories in a formal complaint must be served not more than twenty (20) days after service of the interrogatories. 52 Pa. Code § 5.342(d).
5. Unless modified by the presiding officer or by agreement of the parties, objections to interrogatories must be served within ten (10) days after service of the interrogatories, 52 Pa. Code § 5.342(g).

6. On September 21, 26, and 30, 2011, as well as October 2, 3, 4, and again on October 10, 2011 D'Ambrosia served PPL Electric with Complainant's Interrogatories in accordance with the October 10, 2011 discovery deadline contained in this honorable Court's order of October 4, 2011.

7. PPL Electric has not objected to Complainant's Interrogatories. The time for objecting has lapsed and no valid objection could now be lodged.

8. Answers to Complainant's interrogatories were originally due on or before October 30, 2011.

9. To date, Respondent PPL Electric has not served answers to Complainant's Interrogatories.

10. Complainant is entitled to receive answers to his Interrogatories under 52 Pa. Code § 5.342.

WHEREFORE, Complainant respectfully requests Administrative Law Judge Melillo grant Complainant's Motion To Compel Answers To Interrogatories and Requests For Production of Documents, and order Respondent PPL Electric to serve answers to Complainant's Interrogatories within three (3) days from the date of the order.

Respectfully submitted,



Thaddeus D'Ambrosia

SECRETARY'S BUREAU
PA PUC

2011 NOV -3 PM 12:42

RECEIVED

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA E-MAIL & FIRST CLASS MAIL

KIMBERLY G KRUPKA ESQUIRE
GROSS MCGINLEY LLP
33 SOUTH SEVENTH STREET
PO BOX 4060
ALLENTOWN PA 18105-4060
610.820.5450

Date: November 3, 2011



Thaddeus D' Ambrosia

SECRETARY'S BUREAU
PA PUC

2011 NOV -3 PM 12:42

RECEIVED