

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOSEPH REISINGER, JR.,	:	
	:	
Complainant	:	Complaint Docket No.:
	:	C-2011-2255288
v.	:	
	:	
PPL ELECTRIC UTILITIES CORP.	:	
	:	
Respondent	:	

COMPLAINANT’S REQUEST FOR PRODUCTION OF DOCUMENTS
ADDRESSED TO
RESPONDENT PPL ELECTRIC UTILITIES CORPORATION

The Complainant, Joseph R. Reisinger, Jr., by and through his counsel, Kevin Walsh, Esquire, hereby requests that Respondent PPL Electric Utilities Corporation produce the documents and things described in the following Request for Production of Documents Addressed to Respondent PPL Electric Utilities Corporation, for inspection and copying in the office of Kevin Walsh, Esquire, 299 Pierce Street, Wilkes-Barre, PA 18702, within twenty (20) days following the receipt hereof in accordance with 52 Pa. Code § 5.349.

I. Definitions and Instructions

PLEASE NOTE THAT THE FOLLOWING DEFINITIONS AND INSTRUCTIONS ARE AN INTEGRAL PART OF THIS REQUEST FOR PRODUCTION OF DOCUMENTS.

1. *Definitions*

A. "Respondent," "you" and/or "yours" shall mean Respondent PPL Electric Utilities Corporation, or any employee, agent, servant, representative, or any other person acting on behalf of PPL Electric Utilities Corporation.

B. "Complainant" shall mean Complainant Joseph R. Reisinger, Jr. or any person acting on behalf of Joseph R. Reisinger, Jr.

C. "Date" means the day of the month, the month, and the year. If the exact date is not known and is not available, give the approximate date and indicate that it is only approximate.

D. "Address" means the post-office-box number, street number, street, city, state or province, country (if other than the United States of America), and zip code.

E. "Person" means individual, partnership, joint venture, firm, association, corporation, business, governmental entity, or any other legal entity.

F. "All" also means "any," and vice versa.

G. "Relating to" (or any of its forms) means relating to, reflecting, constituting, representing, supporting, contradicting, referring to, relevant to, containing information about, stating, describing, analyzing, noting, embodying,

containing, mentioning, studying, recording, discussing, or evaluating (whether in opposition to or in support of Respondent's claims and positions in this action).

H. "Communication" means any transmission of information (whether written or oral), the information transmitted, and the process by which the information was transmitted.

I. "Document" is used in its customary broad sense and includes the following items (whether produced by any mechanical or manual process and whether an original, master, or copy): financial statements; letters of credit; promissory notes; tax returns; budgets; journals; registers; cancelled checks; accounts; worksheets; books; records; reports; notes; summaries; forecasts; appraisals; surveys; estimates; agreements; diaries; calendars; daytimers; communications (including intra-company communications); correspondence; letters; cablegrams; radiograms; telegrams; telexes; memoranda (including intra-company memoranda); summaries, notes, and records of meetings, conferences, telephone conversations, and personal interviews or conversations; ledgers; invoices; contracts; notices; drafts of documents; comments or notes appearing on any documents; business records; maps; drawings; blueprints; charts; plans; specifications; schedules; computer printouts; computer tapes; computer disks; microfilm; microfiches; photographs; slides; negatives; motion pictures; video recordings; audio recordings (including transcriptions); data compilations from

which information can be obtained in, or translated into, a reasonably usable form; and any other information-containing paper, writing, or physical thing in Respondent's actual or constructive possession, custody, or control. If any document was, but is no longer, in Respondent's actual or constructive possession, custody, or control, identify the document and state the date and manner of its disposition.

K. "Identify," when referring to a person, means to state the person's name, address, and telephone number. If the person is an individual, also state the name of the individual's present or last-known employer; the individual's office, title, or job description; and the nature and dates of any affiliation between the individual and any party to this action. If the person is a corporate entity, also state its full corporate name and the date and place of its incorporation.

L. "Identify," when referring to a document, means to:

1. Describe it (e.g., letter, memorandum, notes, etc.) and state its date, title, identifying or categorizing numbers or designations, and subject matter;
2. Identify each person that wrote, dictated, signed, initialed, or otherwise participated in creating or preparing it (other than stenographic or clerical assistants);
3. Identify each person to whom it was addressed or who received a copy of it;

4. State its present location and identify the person(s) having possession, custody, or control of it (if the document is not an original, also state the present location of the original and identify the person(s) having possession, custody, or control of the original); and

5. State any other information necessary to sufficiently identify the document so that it may be obtained from its custodian.

2. General Provisions and Instructions

A. Requests that are framed in the conjunctive shall also be taken in the disjunctive, and vice versa.

B. Requests that are framed in the singular shall also be taken in the plural, and vice versa.

C. The use of a verb tense includes within its meaning all other tenses of that verb.

D. All produced documents shall be segregated and identified by the paragraphs to which they are primarily responsive. Documents shall be further segregated and identified as required by particular paragraphs. Documents that are stored or maintained in files in the normal course of business shall be produced in those files or in such a manner as to identify the file from which each was taken.

E. If any requested document is sought to be withheld under a claim of privilege,

1. State the reason for withholding the document, identify the paragraph to which it relates, and explain the basis for the claimed privilege;

2. Identify the document and summarize its contents;

3. Identify each person to whom the document's contents have been communicated by copy, sketch, exhibition, reading, or substantial summarization and state the date(s) of such communications; and

4. Identify each person supplying Respondent's attorneys with the information requested in subsections one through three.

F. All requested documents shall be produced in their entirety (even if they also contain unrequested information) and shall include all interim and final editions and all editions or copies that are not identical (whether due to revisions, handwritten notations, or otherwise).

G. Identify any requested document that has been lost or destroyed.

H. Identify and produce all requested documents that are known to Respondent, or that can be located or discovered by reasonably diligent effort, regardless of location, that are in Respondent's possession, custody, or control.

I. This request shall be deemed to be continuing so as to require further and supplemental production if Respondent obtains additional documents falling within its scope between the time of production and the time of trial.

REQUEST FOR PRODUCTION OF DOCUMENTS

1. Produce all documents related, in any way, to (i) the initial contact between Joseph R. Reisinger, Jr. and/or his agents and Respondent in regard to establishing electrical service at the building at 27 Academy Street, Wilkes-Barre, PA 18702, and (ii) any and all documents related to any events or occurrences thereafter, including the refusal to provide service to the above building, for the Complainant.

2. Produce all documents prepared relating to any communications and/or meetings between Respondent and Joseph R. Reisinger, Jr. and/or his agents from January 1, 2007 to the present.

3. Produce all documents that Respondent gave Joseph R. Reisinger, Jr. and/or his agents from January 1, 2007 to the present.

4. Produce all documents internal to the Respondent's operations prepared by any person or party on the behalf of the Respondent, pertaining in any way to the subject matter of the PUC Complaint filed in this case.

5. Produce any documentation that supports the Respondent's claim that Christopher Street Realty is a trade name and/or alter ego of Complainant/owner, Joseph R. Reisinger, Jr.

6. Produce all documents describing the Respondent's policies and procedures for provision of service to an account to a new customer at a location where service was previously discontinued due to an alleged outstanding balance by a tenant.

7. Produce all documents relating to the identification, collection, or production of documents responsive to this request.

8. Produce any and all statements or any document/memorandum, drawing, blueprint, sketches, diagrams, etc., or any other tangible thing pertaining to the occurrences giving rise to this Complaint.

9. Produce any and all reports or memorandums etc. prepared by any expert.

Respectfully submitted,

Kevin M. Walsh, Esq.
297-299 Pierce Street
Kingston, PA 18704

Attorney for the Complainant