

From The Desk of:

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Transmittal

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Second Floor
Harrisburg, PA 17120

RE: Richard Coppola v. PECO Energy Company
PUC Docket No.: F-2012-2325791

Dear Ms. Chiavetta,

Enclosed for filing with the Commission are the following documents in the matter referenced above along with their respective Certificates of Service.

1. Complainant's Motion to Compel Responses to Interrogatories, Set 2.

Very Truly Yours,



Richard Coppola, Jr.

RJC/lg

2013/01/31 08:39:47

Via.: USPS with Delivery Confirmation

Page 1 of 1 plus attachments

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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Richard J. Coppola, Jr.
P.O Box 99
Langhorne, PA 19047

: No.: F-2012-2325791

Complainant

v.

PECO Energy Company
2301 Market Street
Philadelphia, PA 19101

: Administrative Law

Respondent

**COMPLAINANT'S MOTION TO COMPEL
RESPONSES TO INTERROGATORIES
DIRECTED TO RESPONDENT, SET 2**

COMES NOW Complainant RICHARD COPPOLA and submits his Motion to Compel Responses to Request for Interrogatories, Set 2 directed to Respondent PECO Energy Company pursuant to Pa. Code, Title 52, Chapter 5, ss 5.342(2)(g)(1)(2).

1. Complainant served Respondent with Request for Interrogatories, Set 2 on 10/17/2012 Electronically and by USPS.

2. Respondent, without basis and among other baseless objections objects to Complainant's very brief and just seven (7) subject Interrogatory requests as causing "unreasonable annoyance, embarrassment, oppression, burden or expense". It's plain to see that respondent is quite capable of quoting rule exclusions however continues to neglect to consider their reasonable applicability.

3. Complainant's Interrogatory Requests are carefully prepared and focused requests which are relevant and that will no doubt lead to evidence required at trial.

4. Complainant's Request No. 7 states: "*Within Respondent's objection to Complainant's request for continuance of the 1/23/13 "evidentiary" hearing, Respondent stated that Complainant was at the time of Respondent's objection was in "collection" and furthermore stated to be in a collection hold. Please describe with specificity the detail and basis of Complainant's collection hold.*"

Respondent has failed to provide a response to this interrogatory as no basis for the alleged debt has been given. Respondent simply outlines their view of the procedural requirements and then states an alleged total of \$1,815.12 without any specific or detailed explanation as to how respondent arrives at this alleged total and/or what and when these alleged services this total corresponds to. Respondent's so-called "response" is insufficient and is evasive and unless answered completely will require further discovery.

5. Respondent's so-called response "asked and answered" to Complainant's number 4 and 6 requests fails to respond to Complainant's requests. Respondent apparently and incorrectly assumes that the subject Interrogatories are duplicates of their respective foregoing requests which they are not. The subject foregoing requests specifically request(s) and use the term "intended" (past tense) and the following request(s) to which respondent does not reply uses the term "intend" (future tense) which requires separate response.

WHEREFORE Complainant respectfully requests that the Presiding Officer COMPEL Respondent to provide Complainant with full and complete responses to his Interrogatories, Set 2 according to the proposed ORDER attached herewith.

Dated: 11/31/13




Richard J. Coppola, Jr.
Complainant
(215) 497-1000
(business - daytime phone)

(Mailing Address)
25 Parkside Drive
Langhorne, PA 19047

CERTIFICATION OF SERVICE

I, Richard J. Coppola, Jr., do hereby certify that a true and correct copy of **COMPLAINANT'S MOTION TO COMPEL RESPONSES TO INTERROGATORIES DIRECTED TO RESPONDENT, SET 2** was served upon the Defendant by United States Postal Service and electronically in PDF file format, in accordance with the requirements of ss 1.54 on or about the below written date:

Dated: 1/31/13



Richard J. Coppola, Jr.
Complainant
(215) 497-1000
(business - daytime phone)

(Mailing Address)
25 Parkside Drive
Langhorne, PA 19047

PECO Energy Company
2301 Market Street
Philadelphia, PA 19101

Respondent

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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: No.: F-2012-2325791

v.

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2301 Market Street
Philadelphia, PA 19101

: Administrative Law

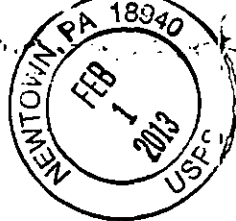
Respondent

ORDER

AND NOW This _____ day of _____ 2012, Upon consideration of Complainant's Motion to Compel Discovery Responses it is hereby ORDERED and DECREED that Complainant's Motion is GRANTED. Respondent shall serve upon Complainant full and complete responses to Complainant's Request for interrogatories, Set 2 within twenty (20) days from the date of this ORDER or suffer such sanctions as the COMMISSION may impose. It is further ORDERED that Respondent serve Complainant with all Pleadings both by United States Postal Service and electronically.

Presiding Officer

Return Address:
P.O. Box 99
Langhorne, PA 19047



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Rosemary Chiavetta, Secretary - PUC
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