

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ASHLEY HARPLE	:	
	:	
v.	:	
	:	Docket No. C-2014-2434701
PENNSYLVANIA ELECTRIC COMPANY	:	

APPLICATION FORTAKING ORAL DEPOSITION DUCES TECUM

AND NOW, comes the Complainant, Ashley Harple, and pursuant to the Pennsylvania Code, files this Application requesting Your Honor require the attendance at a deposition of a representative from the Defendant, together with such documents as requested, for a deposition to take place within the next thirty (30) days, at a reasonable time and place as agreed upon. Since the deposition requested is of a party according to 52 Pa. Code §5.343, Complainant believes a subpoena is necessary. In support of the Application, Complainant sets forth the following:

1. The issue presented to the Court is whether the calculation of Complainant's bills is correct.
2. The Complainant has filed her Complaint and Amended Complaint seeking sufficient facts upon which she can determine the accuracy and correctness of her monthly electric bills.
3. The requested deposition of a corporate defendant knowledgeable on Complainant's bills would be an opportunity for an explanation for this basis.
4. Complainant unfortunately is not schooled in the manner in which these bills are calculated or on what basis the amounts claimed owed are based.

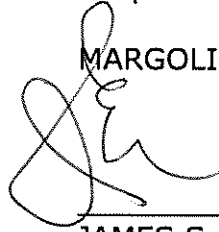
5. Certainly the explanation requested is relevant and material.
6. Recognizing that the Pennsylvania Code requires a showing of what facts can be discovered, *inter alia* please note the bill dated January 21, 2014 incorrectly dated on Exhibit No. 2 for the hearing on September 26, 2014 as February 10, 2014 (which was simply the due date of the bill). On this particular statement, the current charges shown are \$51.82. If the Court notes the charges on the April 15, 2014 statement (again incorrectly identified for the due date of the bill on Exhibit No. 3 for hearing on September 26, 2014) the current charge is \$462.86.
7. There was no substantial change in the schedule or lifestyle of the Complainant between February and May. How can the charges on the January 21, 2014 bill incredibly increase on the April 15, 2014 statement as shown from \$51.82 to \$462.86.
8. The changes in amounts owed Defendant substantially change from month to month must allow Complainant the opportunity to schedule and take said deposition. Further, the fluctuation of price from month to month demands an explanation which would be provided by deposition.
9. The Defendant may file objections to this deposition within 10 days of service of this Application.
10. The anticipated deposition at a time and place agreed upon by counsel and can be conducted by phone if agreed to by Defendant.
11. The Complainant asks for this deposition in good faith, without any intent to delay these proceedings and to understand the charges that have been served upon her. Complainant requests production of copies of bills sent to her for the prior years

and e-mails on data maintained on the Defendant's computer where Complainant is identified by name.

WHEREFORE, Complainant asks this Honorable Court for leave to take the requested deposition.

Respectfully submitted,

MARGOLIS EDELSTEIN

A handwritten signature in black ink, appearing to be 'J. Ehrman', written over a horizontal line.

JAMES S. EHRMAN, ESQUIRE
PA I.D. 11275
Margolis Edelstein
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Pittsburgh, PA 15219

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Application granted. So ordered this _____ day of _____, 2014.

Judge Mark Hoyer

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NOTICE

Kindly take notice that the within Application is being filed on October 24, 2014 requesting relief as set forth therein. The Application enclosed is an explanation of the purpose of the of deposition as scheduled. The date and time of the deposition is set forth in the Application. Please note the documents requested for the deposition.

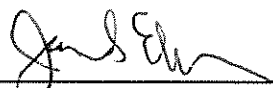
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **APPLICATION FOR TAKING ORAL DEPOSITION DUCES TECUM** was served upon all counsel of record by U.S. Mail, postage prepaid, this 24th day of October , 2014 as follows:

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Mark A. Hoyer - Via Hand Delivery
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