

LAW OFFICES
ARTHUR L. JENKINS, JR.
325 DEKALB STREET
P.O. BOX 710
NORRISTOWN, PA. 19404

ARTHUR L. JENKINS, JR.
EILEEN M. CAIN

RECEIVED
2017 DEC -1 AM 10:17
PA PUC
SECRETARY'S BUREAU
CODE 610
275-8222

November 29, 2017

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

Re: Arthur Larson v. PECO Energy Company
Docket No. C-2017-2615206

RECEIVED
DEC 11 2017
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Ms. Chiavetta:

Pursuant to the request of Administrative Law Judge Heep, I enclose a copy of the Motion to Compel on behalf of plaintiff. I also enclose a Certificate of Service for filing. Please be kind enough to time-stamp and return the copy to me in the enclosed, self-addressed envelope.

Thank you for your consideration.

Very truly yours,


Arthur L. Jenkins, Jr.

ALJ/cz
Enclosures

cc: Shawane L. Lee, Esquire (w/enc.)

RECEIVED

DEC 11 2017

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

BEFORE THE
PENNSYLVANIA PUBIC UTILITY COMMISSION

~~RECEIVED~~

~~2017 DEC 11 AM 10:18~~

~~PA PUC
SECRETARY'S BUREAU~~

ARTHUR LARSON : DOCKET NO. C-2017-2615206
Complainant :

v. :

PECO ENERGY COMPANY :

**MOTION OF ARTHUR LARSON TO COMPEL PECO ENERGY COMPANY
TO RESPOND TO PROMULGATED DISCOVERY**

AND NOW comes Arthur Larson by his attorney, Arthur L. Jenkins, Jr., and moves the Court to enter an order compelling respondent PECO Energy Company to comply with the propounded discovery, alleging as follows:

1. Your petitioner, Arthur Larson, propounded discovery to defendant PECO Energy Company, a true and correct copy of which discovery is attached hereto, marked Exhibit "A" and is incorporated herein by reference as if fully set forth.
2. Defendant PECO Energy Company filed objections to the aforesaid discovery which objections are attached hereto, marked Exhibit "B" and are incorporated herein by reference as if fully set forth.
3. The aforesaid discovery propounded by petitioner Arthur Larson is relevant and not in any way privileged by allegations of privacy.
4. The standard of relevance with respect to discovery is whether or not the requested material, although not admissible itself, will lead to the discovery of admissible evidence.
5. The relevancy standard is clearly met in that petitioner has a reasonable

basis for concluding that the proposed installation of a Chinese-manufactured meter at his home is capable of malfunctioning and thereafter causing property damage or further consequential damages.

6. No right of privacy is infringed upon by your petitioner as a matter of law.

7. In the alternative this Honorable Court has the power to seal any record upon which a reasonable issue of privacy may exist.

8. In the information and documentation sought by your petitioner in the discovery there is no possible invasion of privacy in that news of the aforesaid fires disclosed the time and situs of such fires as well as the names and addresses of victims.

WHEREFORE, your petitioner respectfully requests an order compelling the full and complete responses of PECO Energy Company to the discovery propounded.

LAW OFFICES OF ARTHUR L. JENKINS, JR.

By:


Arthur L. Jenkins, Jr., Esquire
Attorney for Arthur Larson

RECEIVED

DEC 11 2017

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ARTHUR LARSON : DOCKET NO. C-2017-2615206
Complainant :
v. :
PECO ENERGY COMPANY :
Respondent :

NOTICE TO PLEAD

To: PECO Energy Company

Pursuant to 52 Pa. Code §5.342, you are hereby notified that if you have any objections to these questions you must serve those objections, within writing, within 10 days of receipt of this discovery. If you do not object, then you must answer these questions, in full and in writing, within 20 days from service of this notice. You must provide a full copy of any objection or answer to counsel for Arthur Larson. If you serve an objection or answers, you may not file the substance of such objection or answer with the Commission or the Administrative Law Judge; however, you must file a certificate of service with the Secretary of the Pennsylvania Public Utility Commission with the Administrative Law Judge, evidencing the service of such objection or answer on counsel for Arthur Larson.

File with:

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

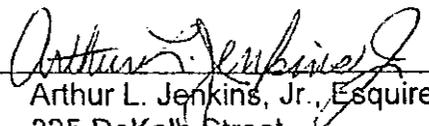
RECEIVED
2017 DEC - 1 AM 10:18
PA PUC
SECRETARY'S BUREAU

Exhibit "A"

With a copy to:

Arthur L. Jenkins, Jr., Esquire
P.O. Box 710
Norristown, PA 19404-0710

LAW OFFICES OF ARTHUR L. JENKINS, JR.

By: 
Arthur L. Jenkins, Jr., Esquire
325 DeKalb Street
P.O. Box 710
Norristown, PA 19404-0710
Attorney for Arthur Larson

Dated: November 7, 2017

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

2017 DEC -1 AM 10:18

ARTHUR LARSON
Complainant

DOCKET NO. C-2017-2615206

PA PUC
SECRETARY'S BUREAU

v.

PECO ENERGY COMPANY
Respondent

**INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS,
SET 1, ADDRESSED TO PECO ENERGY COMPANY**

Complainant, Arthur Larson, hereby submits the following Interrogatories and Requests for Production of Documents, Set 1, upon Respondent, PECO Energy Company, to be answered separately and fully in writing and under oath in accordance with 52 Pa. Code §5.341 and 5.349 of the rules and regulations of the Pennsylvania Public Utility Commission.

These Interrogatories are addressed to you as a party to this action; your answers shall be based upon information known to you or in the possession, custody or control of you, your attorney or other representative acting on your behalf whether in preparation for litigation or otherwise. These Interrogatories must be answered completely and specifically by you in writing and must be verified. The fact that investigation is continuing or that discovery is not complete shall not be used as an excuse for failure to answer each interrogatory as completely as possible. The omission of any name, fact, or other item of information from the Answers shall be deemed a representation that such name, fact or other item was not known to Respondent(s), its counsel, or other representatives at the time of

service of the answers.

1. List the names and addresses of all witnesses to be called by respondent PECO Energy Company at the time of hearing in this matter.

2. Summarize the proposed testimony of each witness identified above.

3. Attach true and correct copies of all exhibits intended to be entered into evidence by PECO Energy Company at any hearing in the above matter.

4. Attach any and all internal quality reports with respect to the meter or meters installed at 16 SteepleChase Drive, Doylestown, PA, 18901 and 3228 Bristol Road, Bensalem, PA, 19020 both of which addresses were the site of fires after installation of meters.

5. List the serial number on the proposed installation of a meter at the residence of complainant and provide internal quality control report for such meter.

6. List and attach each and every quality control report which resulted in a rejection of the Chinese-manufactured meter shipped to respondent since 2013 to date.

7. Describe how respondent monitors the temperature controls on the rear side of the Chinese-manufactured meters through which the power connection flows.

LAW OFFICES OF ARTHUR L. JENKINS, JR.

By:  _____

Arthur L. Jenkins, Jr., Esquire
Attorney for Complainant,
Arthur Larson
325 DeKalb Street
P.O. Box 710
Norristown, PA 19404-0710
Telephone: (610) 275-8222

Dated: November 7, 2017

RECEIVED

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

DEC 11 2017

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

ARTHUR LARSON
Complainant

DOCKET NO. C-2017-2615206

v.

PECO ENERGY COMPANY

CERTIFICATE OF SERVICE

I, Arthur L. Jenkins, Jr., hereby certify that I have this day served a courtesy copy of the Motion of Arthur Larson to Compel PECO Energy Company to Respond to Promulgated Discovery in the above matter upon all interested parties by United States

First Class Mail, postage prepaid to:

Administrative Law Judge Darlene D. Heep
801 Market Street, Suite 4063
Philadelphia, PA 19107

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

RECEIVED
2017 DEC -11 AM 10:17
PA PUC
SECRETARY'S BUREAU

A true and correct copy of the aforesaid Motion to Compel was sent on November 21, 2017 by First Class Mail, postage prepaid to:

Shawane L. Lee, Esquire
Legal Department
PECO Energy Company
2301 Market Street / S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699

LAW OFFICES OF ARTHUR L. JENKINS, JR.

By: Arthur L. Jenkins, Jr.
Arthur L. Jenkins, Jr., Esquire
Attorney for Arthur Larson

Dated: November 29, 2017

Arthur L Jenkins Jr Esquire
325 DeKalb Street
P. O. Box 710
Norristown, PA 19404-0710

PENNSYLVANIA PA 17120

JUN 20 1991



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

17120-009399

