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Devin Ryan

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File #: 167945

January 29, 2018

***VIA ELECTRONIC FILING***

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

**Re: Shonda G. Chapman v. PPL Electric Utilities Corporation**  
**Docket No. C-2017-2617625**

Dear Secretary Chiavetta:

Enclosed for filing is the Motion of PPL Electric Utilities Corporation to Dismiss Objections and Compel Responses to Discovery Propounded on Shonda Chapman – Set I, in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,

Devin Ryan

DTR/jl  
Enclosures

cc: Honorable Elizabeth Barnes  
Certificate of Service

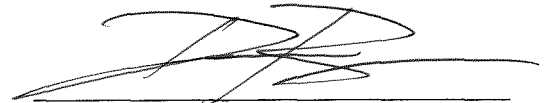
**CERTIFICATE OF SERVICE**

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**

Shonda G. Chapman  
826 Alta Vista Avenue  
Harrisburg, PA 17111  
[jchapman@schmidtkramer.com](mailto:jchapman@schmidtkramer.com)

Date: January 29, 2018



Devin T. Ryan

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

|                                     |   |                           |
|-------------------------------------|---|---------------------------|
| Shonda G. Chapman,                  | : |                           |
|                                     | : |                           |
| Complainant,                        | : |                           |
|                                     | : |                           |
| v.                                  | : | Docket No. C-2017-2617625 |
|                                     | : |                           |
| PPL Electric Utilities Corporation, | : |                           |
|                                     | : |                           |
| Respondent.                         | : |                           |


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**NOTICE TO PLEAD**

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YOU ARE HEREBY ADVISED THAT, PURSUANT TO 52 PA. CODE § 5.342(g)(1), YOU MAY FILE A REPLY TO THE ENCLOSED MOTION TO COMPEL WITHIN FIVE (5) DAYS AFTER THE DATE OF SERVICE. YOUR REPLY SHOULD BE FILED WITH THE SECRETARY OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION, P.O. BOX 3265, HARRISBURG, PA 17105-3265. A COPY OF YOUR REPLY SHOULD ALSO BE SERVED ON THE UNDERSIGNED COUNSEL.

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Date: January 29, 2018

Attorneys for PPL Electric Utilities Corporation

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

|                                     |   |                           |
|-------------------------------------|---|---------------------------|
| Shonda G. Chapman,                  | : |                           |
|                                     | : |                           |
| Complainant,                        | : |                           |
|                                     | : |                           |
| v.                                  | : | Docket No. C-2017-2617625 |
|                                     | : |                           |
| PPL Electric Utilities Corporation, | : |                           |
|                                     | : |                           |
| Respondent.                         | : |                           |

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**MOTION OF PPL ELECTRIC UTILITIES CORPORATION TO  
DISMISS OBJECTIONS AND COMPEL RESPONSES TO  
DISCOVERY PROPOUNDED ON SHONDA CHAPMAN – SET I**

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TO ADMINISTRATIVE LAW JUDGE ELIZABETH H. BARNES:

Pursuant to 52 Pa. Code §§ 5.342(g) and 5.349(d), PPL Electric Utilities Corporation (“PPL Electric” or the “Company”) hereby files this Motion to Dismiss Objections and Compel Responses to Discovery Propounded on Shonda Chapman (“Complainant”) – Set I. In support of its Motion, PPL Electric states as follows:

**I. INTRODUCTION**

1. On November 27, 2017, PPL Electric served Interrogatories and Requests for Production of Documents on the Complainant – Set I (“PPL to Complainant Set I”) by first class mail. A true and correct copy of PPL to Complainant Set I is attached hereto and marked as **Appendix A.**

2. Pursuant to the Commission’s regulations, objections to PPL to Complainant Set I were due on or before December 11, 2017, and responses were due on or before December 20, 2017.

3. No objections to PPL Electric's Interrogatories and Requests for Production of Documents were served by the due date of December 11, 2017.

4. On December 27, 2017, PPL Electric's counsel spoke with the Complainant's husband, an attorney, about the status of the Complainant's discovery response. He represented that their responses would be provided by January 3 or 4, 2018. PPL Electric did not concede that such responses would be considered timely.

5. No responses were received on January 3 or 4, 2018.

6. On January 16, 2018, PPL Electric's counsel again contacted the Complainant's husband about the status of the discovery responses, and he represented that answers would be provided by January 17, 2018.

7. On January 17, 2018, the Complainant served objections<sup>1</sup> and answers to PPL Electric's discovery, which are the subject of the instant Motion. The Complainant's objections and answers to PPL to Complainant Set I that are the subject of this Motion are attached hereto and marked as **Appendix B**.

8. On January 29, 2018, PPL Electric's counsel left Mr. Chapman a voicemail in an effort to resolve the objections informally.

9. For the reasons explained below, PPL Electric respectfully requests that Administrative Law Judge Elizabeth H. Barnes (the "ALJ") dismiss the Complainant's objections to PPL to Complainant Set I, Questions 1(b)-(c), 2, and 5(c) because they are untimely and lack merit and compel full responses to those discovery requests.

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<sup>1</sup> The Complainant attempts to raise objections for the first time in her answers. Specifically, the Complainant tries to object to PPL to Complainant Set I, Questions 1(b)-(c), 2, and 5(c).

## II. MOTION TO COMPEL

10. PPL Electric requests that the ALJ dismiss the Complainant's objections and compel responses because such objections are untimely and without merit.

11. Under 52 Pa. Code § 5.321(c), a party is entitled to obtain discovery of any matter not privileged that is relevant to the pending proceeding, or any matter that is reasonably calculated to lead to the discovery of admissible evidence. Discovery is permitted regardless of whether the information sought "relates to the claim or defense of the party seeking discovery or to the claim or defense of another party." *Id.*

12. The Commission generally provides wide latitude in discovery matters. *See Pa. P.U.C. v. The Peoples Natural Gas Co.*, 62 Pa. P.U.C. 56 (Order Entered Aug. 26, 1986); *Pa. P.U.C. v. Equitable Gas Co.*, 61 Pa. P.U.C. 468 (Order Entered May 16, 1986).

13. An objection to a discovery request must "[r]estate the interrogatory or part thereof deemed objectionable and the specific ground for the objection." 52 Pa. Code § 5.342(c)(2). Furthermore, the objection must "[i]nclude a description of the facts and circumstances purporting to justify the objection." 52 Pa. Code § 5.342(c)(3); *see* 52 Pa. Code § 5.350(d)(3) (stating that the "[g]rounds for objections" to a request for admission "must be specifically stated").

14. Objections to interrogatories and requests for production of documents must be served within 10 days of the date the discovery was served. 52 Pa. Code §§ 5.342(e), 5.349(d). Objecting parties remain under an obligation to provide timely answers to interrogatories or subparts of interrogatories to which they did not object. *Id.* § 5.342(f). Further, objections must be contained in a document separate from an answer. *Id.* §§ 5.342(c), 5.349(d).<sup>2</sup>

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<sup>2</sup> As seen in Appendix B, the Complainant did not serve objections separately and seeks to raise objections, for the first time, in her untimely answers to discovery.

15. As explained herein, the Complainant has failed to comply with the Commission's discovery rules. For the reasons stated in more detail below, the ALJ should dismiss the Complainant's objections as untimely and without merit and should direct the Complainant to answer fully all PPL to Complainant Set I.

**A. THE COMPLAINANT'S OBJECTIONS ARE UNTIMELY AND SHOULD BE DISMISSED**

16. PPL Electric served PPL to Complainant Set I on November 27, 2017.

17. Pursuant to 52 Pa. Code § 5.342(e), objections, if any, were required to be served on or before December 11, 2017.

18. The Complainant failed to serve any objections on or before December 11, 2017.

19. It was not until January 17, 2018 that the Complainant first noted any objections to PPL to Complainant Set I. Specifically, the Complainant is trying to object to PPL to Complainant Set I, Questions 1(b)-(c), 2, and 5(c).

20. The Complainant's objections should be dismissed because they are untimely. Indeed, the Complainant's objections to these discovery requests are 37 days overdue. Therefore, the Complainant has waived any objections to PPL Electric's discovery.

21. Although PPL Electric has contacted the Complainant regarding the untimeliness of the discovery responses on multiple occasions, the Company by no means has agreed or otherwise acquiesced to extend the date for objections.

22. PPL Electric recognizes that *pro se* complainants may not be familiar with the Commission's discovery rules.

23. Here, however, the Complainant is not appearing *pro se*. The Complainant's husband, David Joseph Chapman, is an attorney who served the responses and indicated in the

signature block that he is “Attorney for Plaintiff(s).”<sup>3</sup> Therefore, the Complainant’s apparent disregard for the Commission’s discovery rules, combined with the delay in serving the discovery responses, should not be excused.

24. For these reasons, PPL Electric respectfully requests that the ALJ dismiss the objections to PPL to Complainant Set I, Questions 1(b)-(c), 2, and 5(c) and direct the Complainant to answer these questions in full within three business days of the date of the ALJ’s order.

**B. EVEN IF TIMELY, COMPLAINANT’S OBJECTIONS ARE WITHOUT MERIT**

25. Even if the Complainant’s objections were timely, they are without merit for several reasons, as detailed in the following sections.

**1. The Complainant’s Objection to PPL to Complainant Set I, Question 1(b)-(c) Lacks Merit.**

26. PPL to Complainant-I-1(b)-(c) provides, in relevant part:

Re: Formal Complaint.

...

(b) Please describe in detail all health concerns, if any, raised by the Company’s new smart meter, state the bases for such claims, and provide all documents relied upon by you in your response.

(c) Please describe in detail all safety concerns, if any, raised by the Company’s new smart meter, state the bases for such claims, and provide all documents relied upon by you in your response.

27. The Complainant’s objection to the questions states:

II.

...

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<sup>3</sup> PPL Electric observes that no entry of appearance has been filed by Mr. Chapman as of the date of this Motion to Compel.

(b) Objection. This question seeks opinion testimony which can only be given by an expert. Complainant has not yet determined the expert to be called at the hearing, and will provide that information in accord with the hearing order and applicable hearing discovery rules. Without waiving the objection, smart meters increase the risk of cancer, can damage the nervous system, and adversely affects the reproductive organs.

(c) Please see response to I1.(b).

28. The Complainant's objection is without merit. The discovery requests merely seek information related to all the health and safety concerns the Complainant believes are caused or can be caused by PPL Electric's new smart meter. Although the Complainant may not be an expert witness, she is nevertheless maintaining that the new smart meter should not be installed because it raises health and safety concerns. Indeed, in the Answer to PPL to Complainant-I-5(b), it states that the Complainant intends to testify as to the "health and privacy concerns" related to the Company's smart meter. Therefore, to adequately respond to the Complainant's claims at the evidentiary hearing, the Company requires information about any such alleged health and safety concerns she may have, including the bases for those concerns and any documents upon which she relied.

29. For these reasons, the ALJ should dismiss the Complainant's objection and direct her to answer fully PPL to Complainant Set I, Question 1(b)-(c).

**2. The Complainant's Objection to PPL to Complainant Set I, Question 2 Lacks Merit.**

30. PPL to Complaint-I-2 provides:

Please identify all devices, appliances, and equipment (with make and model) used in your home that require electricity or batteries to operate, including but not limited to cell phones, microwave ovens, walkie talkies, radios, and wireless internet.

31. The Complainant's objection and answer to the question states:

I2. Objection. This interrogatory is overly burdensome. This would require complainant to go through each room in her house and write down each electric using item. Without waiving objection, complainant's family has four cell phones, two iPads, four computers, and uses wireless internet.

32. The Complainant's objection lacks merit. The discovery response is reasonably narrow in its scope because the Complainant only must identify the electric and battery-powered devices, appliances, and equipment that are located in her home. Moreover, a list of these devices, appliances, and equipment may reveal that the Complainant is already being exposed to radiofrequency ("RF") transmissions that are far in excess of the Company's new smart meter. In fact, Section 5.321(c) of the Commission's regulations specifically permits the discovery of "the existence, description, nature, content, custody, condition and location of any books, documents, or other tangible things" that are relevant to the proceeding. 52 Pa. Code § 5.321(c). Therefore, although there may be several such devices, providing each device's make and model is not an unduly burdensome task for the Complainant to complete, particularly when weighed against the exceptional relevance of this inquiry.

33. Notwithstanding, in an effort to resolve the objection, PPL Electric would be willing to limit the scope of Question 2 to any wireless phones, cellphones, microwaves, wireless routers, wifi networks, tablets, computers, Bluetooth speakers, wireless security systems, smart speakers (e.g., Amazon Echo), garage door openers, baby monitors, and walkie talkies that are contained in the house.

34. For these reasons, the ALJ should dismiss the Complainant's objection and direct them to answer fully PPL to Complainant, Question 2.

**3. The Complainant's Objection to PPL to Complainant, Question 5(c) Lacks Merit.**

35. PPL to Complainant-I-5 provides:

Please identify each person you plan to call as a fact witness in this proceeding. For each person, please:

- (a) Provide the person's name, home and business address, background, and qualifications;
- (b) Explain in detail the subject matter(s) on which the witness is expected to testify; and
- (c) Provide the source(s) of information relied upon or referenced by the witness.

36. The Complainant's answer and objection to the question states:

- (a) Shonda Chapman
- (b) health and privacy concerns
- (c) Objection. This interrogatory infringes on the attorney client privilege and seeks expert testimony.

37. The Complainant's objection to PPL to Complainant-I-5(c) is without merit. The Complainant avers that she will be testifying about "health and privacy concerns," and this question merely asks her to identify the "source(s) of information relied upon or referenced by" her. To prepare for hearing, PPL Electric will need to know what sources of information form the basis for the Complainant's testimony about the alleged "health and privacy concerns."

38. Moreover, the objection fails to "[i]nclude a description of the facts and circumstances purporting to justify the objection." 52 Pa. Code § 5.342(c)(3). No facts or circumstances are provided by the Complainant to support her claim of privilege or that the question seeks expert testimony. Indeed, it is completely unclear how this interrogatory could possibly infringe on the attorney-client privilege or seek expert testimony.

39. For these reasons, the ALJ should dismiss the objection and direct the Complainant to answer fully PPL to Complainant Set I, Question 5(c).

**III. CONCLUSION**

For the reasons set forth above, PPL Electric Utilities Corporation respectfully requests that Administrative Law Judge Elizabeth H. Barnes grant this Motion to Dismiss Objections and Compel Responses to Discovery and direct Shonda Chapman to answer fully PPL to Complainant Set I, as described above within three (3) days from the date of the order.

Respectfully submitted,



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[aehirakis@pplweb.com](mailto:aehirakis@pplweb.com)

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Date: January 29, 2018

Attorneys for PPL Electric Utilities Corporation

# **APPENDIX A**

## **Interrogatories and Requests for Production of Documents Propounded by PPL Electric Utilities Corporation on Shonda Chapman – Set I**



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Devin Ryan

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717-612-6052 Direct  
717-731-1985 Direct Fax  
File #: 167945

November 27, 2017

***VIA REGULAR MAIL***

Shonda G. Chapman  
826 Alta Vista Avenue  
Harrisburg, PA 17111

**Re: Shonda G. Chapman v. PPL Electric Utilities Corporation**  
**Docket No. C-2017-2617625**

Dear Ms. Chapman:

Enclosed are the Interrogatories and Requests for Production of Documents Propounded by PPL Electric Utilities Corporation on Shonda G. Chapman – Set I, in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Please provide answers to the enclosed discovery within twenty (20) days of the date of service, pursuant to 52 Pa. Code § 5.342.

Yours truly,

Devin Ryan

DTR/jl  
Enclosures

cc: Rosemary Chiavetta, Secretary (*Letter & Certificate of Service Only*)


**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 FIRST CLASS MAIL**

Shonda G. Chapman  
826 Alta Vista Avenue  
Harrisburg, PA 17111

Date: November 27, 2017



Devin T. Ryan

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

|                                     |   |                           |
|-------------------------------------|---|---------------------------|
| Shonda G. Chapman,                  | : |                           |
|                                     | : |                           |
| Complainant,                        | : |                           |
|                                     | : |                           |
| v.                                  | : | Docket No. C-2017-2617625 |
|                                     | : |                           |
| PPL Electric Utilities Corporation, | : |                           |
|                                     | : |                           |
| Respondent.                         | : |                           |

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**INTERROGATORIES AND REQUESTS FOR  
PRODUCTION OF DOCUMENTS PROPOUNDED BY  
PPL ELECTRIC UTILITIES CORPORATION ON  
SHONDA G. CHAPMAN – SET I**

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Pursuant to 66 Pa.C.S. § 333 and 52 Pa. Code §§ 5.341 *et seq.*, PPL Electric Utilities Corporation (“PPL Electric”) propounds the following Interrogatories and Requests for Production of Documents (hereinafter, “discovery requests”) on Shonda G. Chapman (“Complainant”) – Set I.

**INSTRUCTIONS AND DEFINITIONS**

1. The “Responding Party,” “you,” or “your” means the party to which these discovery requests are propounded and/or all attorneys, agents, affiliates, subsidiaries, employees, consultants, members, constituents, and representatives acting on behalf of the Responding Party.
2. “Commission” means the Pennsylvania Public Utility Commission.
3. To “identify” a natural person means to state that person’s full name, title or position, employer, last known address, and last known telephone number.

4. To “identify” a business entity means to state the full name of such business, the form of the business, and its location or address.

5. To “identify” a “document” means to provide all of the following information irrespective of whether the document is deemed privileged or subject to any claim of privilege:

- a. The title or other means of identification of each such document;
- b. The date of each such document;
- c. The author, preparer or signer of each such document; and
- d. A description of the subject matter of such document sufficient to permit an understanding of its contents and importance to the testimony or position being examined and the present or last known location of the document. The specific nature of the document should also be stated (*e.g.*, letter, business record, memorandum, computer print-out, etc.).

In lieu of “identifying” any document, it shall be deemed a sufficient compliance with these discovery requests to attach a copy of each such document to the answers hereto and reference said document in the particular interrogatory to which the document is responsive.

6. “Document” means the original and all drafts of all written and graphic matter, however produced or reproduced, of any kind or description, whether or not sent or received, and all copies thereof which are different in any way from the original (whether by interlineation, date-stamp, notarization, indication of copies sent or received, or otherwise), including without limitation, any paper, book, account, photograph, blueprint, drawing, sketch, schematic, agreement, contract, memorandum, press release, circular, advertising material, correspondence, letter, telegram, telex, object, report, opinion, investigation, record, transcript, hearing, meeting, study, notation, working paper, summary, intra-office communication, diary, chart, minutes, index sheet, computer software, computer-generated records or files, however stored, check, check stub, delivery ticket, bill of lading, invoice, record or recording or summary of any telephone or other conversation, or of any interview or of any conference, or

any other written, recorded, transcribed, punched, taped, filmed, or graphic matter of which the Responding Party has or has had possession, custody or control, or of which the Responding Party has knowledge.

7. "Communication" means any manner or form of information or message transmission, however produced or reproduced, whether as a document as herein defined, or orally or otherwise, which is made, distributed, or circulated between or among persons, or data storage or processing units.

8. "Date" means the exact day, month, and year, if ascertainable, or if not, the best approximation thereof.

9. Items referred to in the singular include those in the plural, and items referred to in the plural include those in the singular.

10. Items referred to in the masculine include those in the feminine, and items referred to in the feminine include those in the masculine.

11. The answers provided to these discovery requests should first restate the question asked and identify the person(s) supplying the information.

12. In answering these discovery requests, the Responding Party is requested to furnish all information that is available to the Responding Party, including information in the possession of the Responding Party's attorneys, agents, consultants, or investigators, and not merely such information of the Responding Party's own knowledge. If any of the discovery requests cannot be answered in full after exercising due diligence to secure the requested information, please so state and answer to the extent possible, specifying the Responding Party's inability to answer the remainder, and stating whatever information the Responding

Party has concerning the unanswered portions. If the Responding Party's answer is qualified in any particular, please set forth the details of such qualification.

13. If the Responding Party objects to providing any document requested on any ground, identify such document by describing it as set forth in Instruction 5 and state the basis of the objection.

14. If the Responding Party objects to part of a discovery request and refuses to answer that part, state the Responding Party's objection and answer the remaining portion of that discovery request. If the Responding Party objects to the scope or time period of a discovery request and refuses to answer for that scope or time period, state the Responding Party's objection and answer the discovery request for the scope or time period that the Responding Party believes is appropriate.

15. If, in connection with a discovery request, the Responding Party contends that any information, otherwise subject to discovery, is covered by either the attorney-client privilege, the so-called "attorneys' work product doctrine," or any other privilege or doctrine, then specify the general subject matter of the information and the basis to support each such objection.

16. If any information is withheld on grounds of privilege or other protection from disclosure, provide the following information: (a) every person to whom such information has been communicated and from whom such information was learned; (b) the nature and subject matter of the information; and (c) the basis on which the privilege or other protection from disclosure is claimed.

17. As set forth in 52 Pa. Code § 5.342(g), these discovery requests are continuing, and the Responding Party is obliged to change, supplement, and correct all answers given to conform to new or changing information.

18. "Formal Complaint" means the Formal Complaint filed by the Complainant at Docket No. C-2017-2617625.

**INTERROGATORIES AND REQUESTS FOR  
PRODUCTION OF DOCUMENTS ON  
SHONDA G. CHAPMAN – SET I**

PPL to Complainant-I-1

Re: Formal Complaint.

- (a) Please explain in detail the reasons why you are challenging the Company's installation of the new smart meter.
- (b) Please describe in detail all health concerns, if any, raised by the Company's new smart meter, state the bases for such claims, and provide all documents relied upon by you in your response.
- (c) Please describe in detail all safety concerns, if any, raised by the Company's new smart meter, state the bases for such claims, and provide all documents relied upon by you in your response.
- (d) Please describe in detail all privacy concerns, if any, raised by the Company's new smart meter, state the bases for such claims, and provide all documents relied upon by you in your response.
- (e) Please describe in detail all reasons you believe the Company's new smart meter violates the law.

PPL to Complainant-I-2

Please identify all devices, appliances, and equipment (with make and model) used in your home that require electricity or batteries to operate, including but not limited to cell phones, microwave ovens, walkie talkies, radios, and wireless internet.

PPL to Complainant-I-3

Please state whether you or any member of your household uses a cell phone. If so, please provide the make and model of each cell phone and, for each phone identified, provide 12 months of phone bills or other records of actual cell phone usage.

PPL to Complainant-I-4

- (a) Please state every health condition you claim was caused by a smart meter or will be caused or worsened by the installation of PPL Electric's new smart meter.
- (b) Please provide the date that every health condition identified in subpart (a) began.

- (c) Please provide copies of all your medical records of every health condition identified in subpart (a).
- (d) For each alleged health condition that you do not have medical records for in response to subpart (c), please state whether such condition was diagnosed by a medical professional. If so, please provide the name, address, and telephone number of the medical professional and the date of the diagnosis.
- (e) For each of the alleged health conditions identified in subpart (a), please state whether you have been prescribed any therapy or treatment for the condition by a medical professional. If so, please identify the therapy or treatment, provide the name, address, and telephone number of the prescribing medical professional, and provide the date the therapy or treatment was prescribed.

PPL to Complainant-I-5

Please identify each person you plan to call as a fact witness in this proceeding. For each person, please:

- (a) Provide the person's name, home and business address, background, and qualifications;
- (b) Explain in detail the subject matter(s) on which the witness is expected to testify; and
- (c) Provide the source(s) of information relied upon or referenced by the witness.

PPL to Complainant-I-6

Please identify each person you plan to call as an expert witness in this proceeding. For each person, please:

- (a) Provide the person's name, home and business address, background, and qualifications;
- (b) Explain in detail the subject matter(s) on which the witness is expected to testify;
- (c) Provide the source(s) of information relied upon or referenced by the witness; and
- (d) Provide a copy of the expert witness's current curriculum vitae.

PPL to Complainant-I-7

Please provide copies of all exhibits you intend to present or utilize at the evidentiary hearing in this proceeding. For each exhibit to be used as part of your direct case, please identify the witness who will be sponsoring the exhibit.

## **APPENDIX B**

### **Answers and Objections of Shonda Chapman to the Interrogatories and Requests for Production of Documents Propounded by PPL Electric Utilities Corporation – Set I**

JAN 19 2018

January 18, 2018

Devin T. Ryan, Esquire  
Post & Schell, P.C.  
17 North Second Street, 12th Floor  
Harrisburg, PA 17101

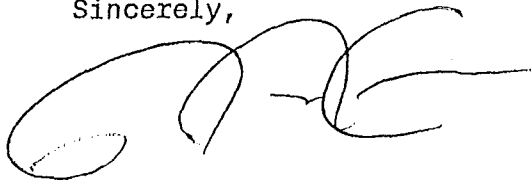
Re: Chapman v. PPL

Dear Mr. Ryan:

Please find enclosed complainant's answers to your interrogatories. This is in follow-up to the email I sent yesterday, in which you should have also received this document.

Should you have any questions, please telephone me at my office.  
Thank you.

Sincerely,

A handwritten signature in black ink, appearing to be 'D. Joseph Chapman', written over a horizontal line.

D. Joseph Chapman  
Attorney at Law  
209 State St.  
Harrisburg, PA 17101  
(717) 888-8888  
jchapman@schmidtkramer.com

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Shonda G. Chapman

Complainant

v.

Docket: C-2017-2617625

PPL Electric Utility Corporation

Respondent

**Complainant's Response to PPL Interrogatories Set-I**

**Answers**

I1.

(a) Installation is not mandatory before 2023. Health concerns due to radiation put off by smart meter. Gathering of private information by smart meter unnecessary to provision of electric service.

(b) Objection. This question seeks opinion testimony which can only be given by an expert. Complainant has not yet determined the expert to be called at the hearing, and will provide that information in accord with the hearing order and applicable hearing discovery rules. Without waiving the objection, smart meters increase the risk of cancer, can damage the nervous system, and adversely affects the reproductive organs.

(c) Please see response to I1.(b)

(d) Smart meter technology will allow PPL to gather electric usage patterns which could be used to determine parts of complainant's life over which she holds the expectation of privacy, such as preparation to leaving the house and returning to the house, number of people in the household, daily routines, changes in daily routines, and the types of electronic equipment in the home.

(e) It is unsafe, and comes with a risk of harm to complainant.

I2. Objection. This interrogatory is overly burdensome. This would require complainant to go through each room in her house and write down each electric using item. Without waiving the objection, complainant's family has four cell phones, two iPads, four computers, and uses wireless internet.

I3. Each member of complainant's family uses a cell phone. They include a nokia

lumia, iPhone 5s, and two samsung galaxies.

I4.

(a) Complainant does not have a smart meter, so of course, does not have a health condition affected by a smart meter. See response to I1(b).

(b) Not applicable.

(c) None.

(d) Not applicable.

(e) Not applicable.

I5.

(a) Shonda Chapman

(b) health and privacy concerns

(c) Objection. This interrogatory infringes on the attorney client privilege and seeks expert testimony.

I6.

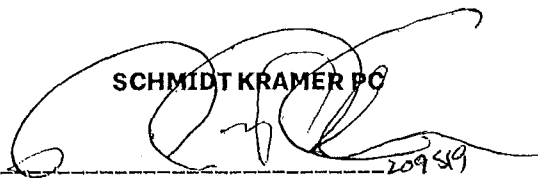
(a) Complainant has not determined experts to be called at the hearing, but will do so and provide reports in accord with the rules at least twenty days before the hearing.

(b) see I6(a).

(c) see I6(a).

(d) see I6(a).

I7. Complainant has not determined the exhibits to be presented.

**SCHMIDT KRAMER PC**  
By:  209 519

David Joseph Chapman, Esquire

I.D. No. 209519

209 State Street

Harrisburg, PA 17101

(717) 232-6300

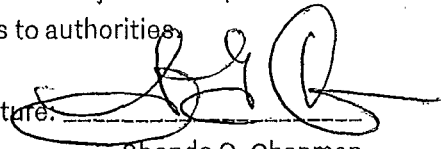
Attorney for Plaintiff(s)

VERIFICATION BASED UPON PERSONAL KNOWLEDGE AND INFORMATION  
OBTAINED THROUGH COUNSEL

I, Shonda Chapman, verify that I am the complainant in the foregoing action and that the attached Response to Interrogatories Set-I is based upon information which has been gathered by my counsel in the preparation of this lawsuit. The language of the response to the extent that it is based upon information that I have given to my counsel is true and correct to the best of my knowledge, information and belief. To the extent that the contents of the response are that of counsel, I relied upon counsel making this Verification.

I understand that intentional false statements herein are subject to the penalties of 18 Pa. C.S.A. § 4904 relating to unsworn falsifications to authorities.

Signature: \_\_\_\_\_

A handwritten signature in black ink, appearing to read 'Shonda G. Chapman', written over a horizontal line.

Shonda G. Chapman

Date: Jun 17, 2018

**CERTIFICATE OF SERVICE**

AND NOW, this 18 day of January, 2018, I, David Joseph Chapman, Esquire, hereby certify that I have this day served a true and correct copy of the foregoing document by depositing a copy of the same in the United States Mail, postage prepaid, at Harrisburg, Pennsylvania, addressed to:

Devin T. Ryan, Esquire  
Post & Schell, P.C.  
17 North Second Street, 12th Floor  
Harrisburg, PA 17101

By:  **SCHMIDT KRAMER PC**

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Attorney for Plaintiff(s)

