

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

ARTHUR L. JENKINS, JR.  
EILEEN M. CAIN

AREA CODE 610  
275-8222

February 7, 2018

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

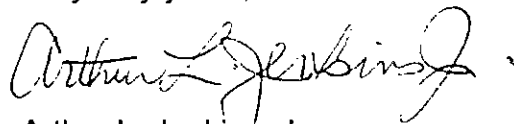
RECEIVED  
2018 FEB -9 AM 10:33  
PA PUC  
SECRETARY'S BUREAU

Dear Ms. Chiavetta:

I enclose a certificate of service for filing in the above matter. 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: Ward L. Smith, Esquire (w/enc.)

RECEIVED

2018 FEB -9 AM 10: 33

PA PUC  
SECRETARY'S BUREAU

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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

**RESPONSE OF ARTHUR LARSON TO MOTION TO COMPEL  
DISCOVERY BY DEFENDANT PECO**

I. Introduction

The present matter is before this Honorable Court on tardy discovery sought by PECO, the timely objections filed by complaint Arthur Larson and the motion to compel filed by PECO with the request for this expedited response now ordered by the Court. PECO has in effect created its own crisis by its conduct in this case.

II. Argument

All the discovery sought by PECO in its second set of interrogatories and related discovery has to do with the content of the complaint filed in this case on July 20, 2017. PECO knew on that date that it was able to engage in discovery on its content. Rather than do this, PECO engaged in discovery which did not include the allegations of the complaint in specific format. The complainant answered the discovery in a timely fashion then filed his pretrial statement on November 13, 2017. This case has been listed for trial several months ago to commence February 20, 2018.

On January 16, 2018 PECO filed a second discovery having to do only with requested documentation generated by the original complaint and the pretrial statement

of Arthur Larson. Although the Pennsylvania Rules of Civil Procedure provide for a thirty day return on discovery, the complainant acknowledges that the Public Utility Commission provides for a twenty day response.

The present circumstances of the complainant make the requested discovery burdensome and unreasonable under the circumstances. Mr. Larson is self-employed by his own company and is presently in Colorado on a work assignment that began weeks before the present, tardy discovery has been sought. He is scheduled to return only at the time of trial in this case.

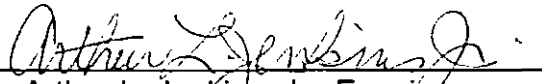
The discovery sought involves records and documents at his primary residence in Pennsylvania. It is physically impossible to comply with the discovery requests of PECO at this time.

### III. Conclusion

It is respectfully requested that the motion to compel filed by PECO be considered stale, burdensome and impossible for the complainant to comply with under the present circumstances.

Respectfully submitted,

LAW OFFICES OF ARTHUR L. JENKINS, JR.

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

RECEIVED

2018 FEB -9 AM 10:34

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PA PUC  
SECRETARY'S BUREAU

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

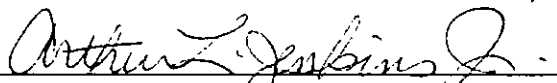
**CERTIFICATE OF SERVICE**

I, Arthur L. Jenkins, Jr., hereby certify that I have this day served a true and correct copy of Response of Arthur Larson to Motion to Compel Discovery by Defendant PECO in the above matter upon all interested parties via e-mail and United States First Class Mail, postage prepaid to:

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

Ward L. Smith, Esquire  
Assistant General Counsel  
PECO Energy Company  
2301 Market Street, S23-1  
Philadelphia, PA 19103

LAW OFFICES OF ARTHUR L. JENKINS, JR.

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

Dated: February 7, 2018

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



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

17120\$0093 0000

