

Lauren M. Lepkoski, Esq.
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610-929-3601

June 14, 2018

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

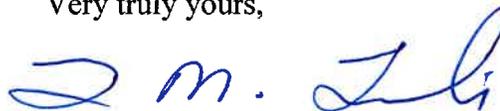
Re: Larry R. Kramer and Ellen M. Kramer v. Metropolitan Edison Company
Docket No. C-2017-2630621

Dear Secretary Chiavetta:

Enclosed please find the Motion to Compel of Metropolitan Edison Company with regard to the above-captioned matter. This document has been served on the Complainant as shown in the Certificate of Service.

Please contact me if you have any questions regarding this matter.

Very truly yours,



Lauren M. Lepkoski

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Enclosures

c: As Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**LARRY R. KRAMER AND
ELLEN M. KRAMER**

v.

METROPOLITAN EDISON COMPANY

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:
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Docket No. C-2017-2630621

NOTICE TO PLEAD

TO: Larry R. Kramer and Ellen M. Kramer

Pursuant to 52 Pa. Code § 5.102(b), you are hereby notified that, if you do not file a written response denying or correcting the enclosed Motion to Compel of Metropolitan Edison Company within **five (5) days** from the service of the Notice, the facts set forth by Metropolitan Edison Company in the Motion may be deemed to be true, thereby requirement no other proof. All pleading, such as a Reply to Motion, must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy service to counsel for Metropolitan Edison Company, and where applicable, the Administrative Law Judge presiding over the case.

File with:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265

With a copy to:

Administrative Law Judge Jeffrey A. Watson
Pennsylvania Public Utility Commission
301 5th Avenue, Suite 220
Pittsburgh, PA 15222

Lauren M. Lepkoski
Tori L. Giesler
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, Pennsylvania 19612-6001

Date: June 14, 2018


Lauren M. Lepkoski, Esquire

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**LARRY R. KRAMER AND
ELLEN M. KRAMER**

v.

METROPOLITAN EDISON COMPANY

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Docket No. C-2017-2630621

**MOTION OF METROPOLITAN EDISON COMPANY TO COMPEL RESPONSES TO
INTERROGATORIES AND DOCUMENT REQUESTS**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

Metropolitan Edison Company (“Met-Ed” or the “Company”) by and through its attorneys, Lauren M. Lepkoski and Tori L. Giesler, and pursuant to 52 Pa. Code §§ 5.371-5.372, hereby files this Motion to compel Larry R. Kramer and Ellen M. Kramer (“Complainants”) to provide full and complete responses to interrogatories and document requests issued by the Company on January 23, 2018. In support thereof, the Company avers as follows:

I. BACKGROUND

1. On October 24, 2017, the Complainants filed a Formal Complaint with the Pennsylvania Public Utility Commission (“Commission”) regarding 101 South College Street, Myerstown, Pennsylvania 17067 (“Service Location”) under Account No. 100015541236 (“Account”) which was electronically served on the Company on October 24, 2017.

2. On November 13, 2017, the Company filed its Answer and New Matter denying the material allegations. On the same day, the Company also filed Preliminary Objections to the Formal Complaint.

3. On November 30, 2018, the Complainants filed reply to the Company’s Preliminary Objections

4. On November 30, 2018, the Complainants filed an Amended Formal Complaint which was served on the Company via first class mail.

5. On December 6, 2017, the Complainants filed a reply to the Company's Answer and New Matter

6. On December 6, 2017, Administrative Law Judge ("ALJ") Jeffrey A. Watson was assigned as the Presiding Officer in the above-captioned proceeding.

7. On December 20, 2017, the Company filed its Answer and New Matter to the Amended Formal Complaint

8. On December 26, 2017, ALJ Watson issued an Interim Order, which denied the Company's Preliminary Objections and referred the Formal Complaint for mediation review.

9. On January 10, 2018, the Complainants filed a reply to the Company's Answer and New Matter to the Complainants' Amended Formal Complaint.

10. On January 12, 2018, an Interim Order was issued directing the parties to participate in mediation.

11. On January 23, 2018, in accordance with 52 Pa. Code § 5.341, the Company forwarded to the Complainants interrogatories and document requests ("Discovery Requests") via first class mail. In its Discovery Requests, the Company sought information and documents related to the Complainant's allegations regarding the Company's smart meters.

12. On February 3, 2018, the Complainants mailed objections to all the Company's Discovery Requests. The Complainants object on the grounds that: (i) the Discovery Requests were not mailed to the Complainants timely; and (ii) the Company has not contacted the Complainant in accordance with the Interim Order issued January 12, 2018.

13. On February 12, 2018, the Company filed correspondence which reserved its right to move to compel responses.

14. A full copy of the Company's Discovery Requests is attached as Exhibit A.

15. A full copy of the Complainants' Objections to the Company's Discovery Requests is attached as Exhibit B.

16. The Company has attempted multiple times to contact the Complainants to resolve the objections of the Complainants and to attempt mediation in accordance with the Interim Order issued on January 12, 2018, but no response from the Complainants has been received.

II. MOTION TO COMPEL

A. The Complainants' General Claim that the Company is Not Acting in Good Faith or in the Spirit of the Law is Not a Valid Objection

17. The Complainants' general objection to all the Company's Discovery Requests, claiming the Company is not acting in good faith or in the spirit of the law is not a valid objection. The Certificate of Service attached to the Discovery Responses was dated January 23, 2017 which was the date in which the Discovery Responses were placed in the mail by the Company.

18. Discoverable matter under the Commission's regulations is matter that is relevant and unprivileged. 66 Pa.C.S. § 333(d). The standard for permissible discovery is set forth in the Commission's regulations at 52 Pa. Code § 5.321(c) as follows:

§ 5.321. Scope.

(c) *Scope.* Subject to this subchapter, a party may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action, whether it relates to the claim or defense of the party seeking discovery or to the claim or defense of another party, including the existence, description, nature, content, custody, condition and location of any books, documents, or other tangible things and the identity and location of persons having knowledge of a discoverable matter. It is not ground for objection that the information sought will be inadmissible at hearing if the information sought appears reasonably calculated to lead to the discovery of admissible evidence.

19. There are limitations on discovery. Those limitations are set forth in the Commission's regulations at 52 Pa. Code § 5.361(a) - (c) as follows:

§ 5.361. Limitation of scope of discovery and deposition.

(a) Discovery or deposition is not permitted which:

(1) Is sought in bad faith.

(2) Would cause unreasonable annoyance, embarrassment, oppression, burden or expense to the deponent, a person or party.

(3) Relates to matter which is privileged.

(4) Would require the making of an unreasonable investigation by the deponent, a party or witness.

(b) In rate proceedings, discovery is not limited under subsection (a) solely because the discovery request requires the compilation of data or information which the answering party does not maintain in the format requested, in the normal course of business, or because the discovery request requires that the answering party make a special study or analysis, if the study or analysis cannot reasonably be conducted by the party making the request.

(c) If the information requested has been previously provided, the answering party shall specify the location of the information.

20. Discovery may be obtained regarding any matter relevant to the subject matter. Relevant evidence is evidence that tends to make an act at issue more or less probable. Moreover, evidence is relevant if it advances the inquiry in some degree and, thus, has probative value. Although the law does not furnish an absolute test of relevancy, the Pennsylvania Supreme Court follows a two-part analysis for determining relevance. In *Commonwealth v. Stewart*, 461 Pa. 274, 336 A.2d 282 (1975), the Court held that “[i]t must be determined first if the inference sought to be raised by the evidence bears upon a matter at issue in this case and, second, whether the evidence renders the desired inference more probable than it would be without the evidence. *Id.* at 284.

21. The information sought here by the Company is relatively simple and straightforward. It is directly relevant and material to the issues raised by the Complainant in his Formal Complaint. The Company is entitled to the requested information to enable it to fully investigate what information the Complainant relied on to make the specific and detailed allegations he did in his Formal Complaint.

B. The Complainants' Objection that the Discovery Questions are Premature are Not Valid

22. The Complainants make another claim that the Company's Discovery Questions are premature as the Company has not contacted the Complainant to discuss the Formal Complaint. The Company's Discovery Requests are trying to understand the averments they have stated in the Formal Complaint in order make mediation efforts more meaningful. Therefore, these questions are relevant and material to the issues raised by the Complainants in their Formal Complaint.

23. The Commission's Regulations at 52 Pa. Code § 5.371 address the consequences of a participant's failure to comply with the Commission's discovery regulations. Section 5.371 provides that:

- (a) The Commission or the presiding officer may, on motion, make an appropriate order if one of the following occurs:
 - (1) A party fails to appear, answer, file sufficient answers, file objections, make a designation or otherwise respond to discovery requests, as required under this subchapter.

24. Further, 52 Pa. Code § 5.372 provides that the presiding officer may impose appropriate sanctions upon a party found to be found in violation of the obligations set forth in the Commission's Regulations.

25. The Company requests that the Complainants be directed to provide full and complete responses to the Discovery Requests to be received by the undersigned counsel for the Company within five business days after entry of an Order Granting the Motion to Compel.

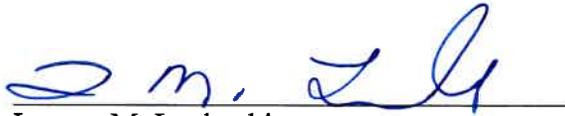
26. In the event the Complainants are directed by the Commission, but fail to respond to the Company's Discovery Requests, the Company respectfully requests that the Complaint against the Company be dismissed in its entirety.

WHEREFORE, Metropolitan Edison Company respectfully requests that the Commission issue an Order compelling the Complainants to fully and completely respond to the Discovery

Requests such that the responses are received by counsel for the Company no later than five business days after entry of an Order on the Motion to Compel. Further, in the event the Complainants do not comply with the Order directed by the Commission and fails to respond to the Company's Discovery Requests, the Company respectfully requests that the Commission dismiss in its entirety the Complaint of Larry R. Kramer and Ellen M. Kramer.

Respectfully submitted,

Dated: June 14, 2018



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Tori L. Giesler
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Counsel for Metropolitan Edison Company



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(610) 921-6203
(330) 315-9263 (Fax)

610-929-3601

January 23, 2018

VIA OVERNIGHT UNITED PARCEL SERVICE

Larry and Ellen Kramer
101 South College Street
Myerstown, PA 17067

Re: Larry and Ellen Kramer v. Metropolitan Edison Company
Docket No. C-2017-2630621

Dear Mr. and Mrs. Kramer:

Enclosed please find the Interrogatories and Requests for Production of Documents (Set I) to Larry and Ellen Kramer. Pursuant to 52 Pa. Code §§ 5.341 and 5.349, *et seq.*, your answers are due within twenty days of service of this letter (February 13, 2018). In addition, any objections are due within ten days of service of this letter (February 3, 2018). This document has been served as indicated within the Certificate of Service.

Very truly yours,

A handwritten signature in cursive script, appearing to read "L. M. Lepkoski".

Lauren Lepkoski

Enclosures

- c: As Per Certificate of Service
The Honorable Jeffrey A. Watson, Public Utility Commission (Cover Letter and Certificate)
Rosemary Chiavetta, Esq., Public Utility Commission (Cover Letter and Certificate)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

LARRY AND ELLEN KRAMER :
 :
 v. : **DOCKET NO. C-2017-2630621**
 :
METROPOLITAN EDISON COMPANY :

**INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS OF
METROPOLITAN EDISON COMPANY TO LARRY AND ELLEN KRAMER, SET I**

Metropolitan Edison Company (“Met-Ed” or “Company”) hereby propounds these Interrogatories and Requests for Production of Documents (Set I) to Larry and Ellen Kramer (the “Complainants”). Telephone or other contact concerning availability and timing of formal responses is encouraged. The answer to each interrogatory should be started on a new page. The answers should restate the question asked and indicate the person(s) supplying the information.

Pursuant to 52 Pa. Code § 5.342, you must send your answers to me within 20 days (February 13, 2018) and any objections within 10 days (February 3, 2018). Your answers and objections should not be filed with the Pennsylvania Public Utility Commission. You should only file the cover letter and certificate of service with the Commission’s Secretary Rosemary Chiavetta. If you have any objection to any of the interrogatories or requests for documents, please identify the interrogatory or request and state your objection in full as to why you should not have to answer/produce it. Any objection not raised within the 10-day period provided for by 52 Pa. Code § 5.342(c) will be deemed waived and you will not be permitted to raise the objection at a later time.

Dated: January 23, 2018

INSTRUCTIONS

- A. In answering these interrogatories and requests for production of documents, please furnish all information available to you, including any such information possessed by others that you can obtain, and not merely such information known of your own personal knowledge. If you cannot answer the interrogatories and requests in full after exercising due diligence to secure the information to do so, so state and answer to the extent possible.
- B. Other than for the reasons identified herein, you must provide an answer to all interrogatories and requests for production of documents. If the answer to the question is “none” or “unknown,” such statement must be written in the answer. If you consider the question to be inapplicable, “N/A” must be written in the answer. If an answer is omitted because of a claim of privilege, the basis of privilege is to be stated.
- C. If the answer to any of the interrogatories and requests for production of documents is that you lack knowledge of some or all of the requested information, describe all efforts made by you to obtain the information necessary to answer that interrogatory or request.
- D. These interrogatories and requests for production of documents are to be deemed continuing in nature, and you shall promptly supply, by way of supplemental response, any additional responsive information that may become known to you or anyone acting on your behalf after your answers have been prepared or served.
- E. As used herein, the terms “Complainants” and “you” refer to Larry and Ellen Kramer, their attorneys, agents, or representatives.
- F. As used herein, the terms “Company,” “Met-Ed,” and “Respondent” refer to the Metropolitan Edison Company, and any agent, agency, or affiliate thereof.

G. As used herein, the term “proceeding” refers to the instant complaint proceeding at the Pennsylvania Public Utility Commission at Docket No. C-2017-2630621.

H. As used herein, the terms “service location,” “property,” or “home” refer to your service address of 101 South College Street, Myerstown, PA 17067.

I. As used herein, the term “household” refers to you and all other individuals who reside at the service location.

J. As used herein, the terms “document” or “documentation” include any written, printed, typed, recorded, or graphic matter, whether produced or reproduced or stored on paper, cards, tapes, film, electronic facsimile, computer storage devices or any other devices or media, including, but not limited to papers; books; letters; photographs; objects; tangible things; correspondence; e-mails; websites; webpages; telegrams; cables; telex messages; memoranda; medical records; notes; notations; records; work papers; transcripts; minutes; reports and recordings of telephone or other conversations, or of interviews, or of conferences, or of other meetings; affidavits; statements; opinions; proposals; reports; surveys; plans; studies; analyses; audits; evaluations; contracts; agreements; journals; statistical records; invoices; receipts; desk calendars; appointment books; diaries; lists; tabulations; summaries; sound recordings; computer printouts; data processing input and output; microfilms; all records kept by electronic, photographic, or mechanical means; and things similar to any of the foregoing, however denominated. When one or more of the foregoing documents is requested or referred to, the request or reference shall include, but is not limited to, the original and each and every copy and draft thereof having writings, notations, corrections, or markings unique to such copy or draft.

K. As used herein, all other words are to be given their ordinary and usual meanings, according to a current edition of Webster’s Dictionary.

**INTERROGATORIES OF METROPOLITAN EDISON COMPANY TO LARRY AND
ELLEN KRAMER, SET I**

1. To your knowledge, has a smart meter been installed by the Company at your property?
2. Please describe in detail how you believe a smart meter operates.
3. Do you believe the installation of a smart meter at your property would create or worsen health issues for a member of your household?
4. If the answer to question 3 is yes, please provide the following information for each household member:
 - a. Name;
 - b. Age;
 - c. The specific health issues that you believe would be experienced after the smart meter is installed;
 - d. Whether the household member is already experiencing the specific health issues;
 - e. Whether the household member has experienced the specific health issues within the last four years;
 - f. Any medication prescribed to the household member;
 - g. Whether the household member has visited a medical professional for the specific health issue, and if so, the name, address, and phone number of the medical professional and the date of the visit(s) to the medical professional; and
 - h. Whether a medical professional has determined that the installation of a smart meter would create or worsen the specific health issue.
5. Please explain how the installation of a smart meter would create or worsen health issues for your household members. Be as specific as possible.
6. Please provide the following information in support of your position that health issues at your household would be created or worsened by the installation of a smart meter.
 - a. Please identify each document you rely on in support of your position.
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail all information you have to support this position.

- d. Do you have any relevant educational or work background that qualifies you to assert this position?
 - e. If yes, please identify the relevant educational or work background that qualifies you to assert this position.
7. Would you consider yourself a medical professional?
 - a. If yes, please identify your medical professional title, relevant educational experience, and relevant work experience.
8. Do you believe the installation of a smart meter at your property would create safety concerns for a member of your household?
9. If the answer to question 8 is yes, please specifically identify each of your safety concerns related to smart meters.
10. Please provide the following information regarding your position that the installation of a smart meter would create safety concerns:
 - a. Please identify each document you rely on in support of the position.
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail all information you have to support this position.
 - d. Do you have any relevant educational or work background that qualifies you to assert this position?
 - e. If yes, please identify the relevant educational or work background that qualifies you to assert this position.
11. Do you believe the installation of a smart meter at your property would have an impact on radio frequency ("RF") at your home?
12. If yes to question 11, please specifically identify all of the RF impacts associated with the installation of a smart meter.
13. Please provide the following information regarding your position related to the RF impact of a smart meter:
 - a. Please identify each document you rely on in support of this position.
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail all information you have to support this position.

- d. Do you have any relevant educational or work background that qualifies you to assert this position?
 - e. If yes, please identify relevant educational or work background that qualifies you to assert this position.
14. Are there any cordless phones used in your home?
- a. Do you use a cellular phone?
 - b. Does anyone in your home use a cellular phone?
 - c. How many cellular phones are in use at your home?
15. Is there a microwave oven in your home?
- a. If yes, where is it located?
16. Is there satellite television in your home?
- a. If yes, where is it located?
 - b. How many satellite televisions are in use at your home?
17. Is there a laptop computer in your home?
- a. If yes, where is it located?
 - b. How many laptop computers are in use at your home?
18. Is there a wireless internet device in your home?
- a. If yes, where is it located?
 - b. How many wireless internet devices are in your home?
19. Is it your position that a customer has the right to request a smart meter not be installed at his or her service location?
20. Is it your position that Act 129 of 2008 does not require the utility to install smart meters throughout its service territory?
21. Is it your position that you would like to opt out completely from smart meter installation?
22. Do you believe the installation of a smart meter at your property would violate the privacy of a member of your household?

23. If yes to question 22, please specifically describe each of your concerns regarding your household's privacy after the installation of a smart meter.
24. Please provide the following information regarding your position that the installation of a smart meter would violate your household's privacy:
 - a. Please identify each document you rely on in support of the position.
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail all information you have to support this position.
 - d. Do you have any relevant educational or work background that qualifies you to assert this position?
 - e. If yes, please identify the relevant educational or work background that qualifies you to assert this position.
25. Do you believe the installation of a smart meter at your property will increase the risk of hacking?
26. If yes to question 25, please specifically describe each of your concerns regarding hacking due to the installation of a smart meter.
27. Please provide the following information regarding your position that the installation of a smart meter would increase the risk of hacking:
 - a. Please identify each document you rely on in support of the position.
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail all information you have to support this position.
 - d. Do you have any relevant educational or work background that qualifies you to assert this position?
 - e. If yes, please identify the relevant educational or work background that qualifies you to assert this position.
28. Do you believe the installation of a smart meter at your property will create a fire risk?
29. If yes to question 28, please specifically describe each of your concerns regarding the fire risk created by the installation of a smart meter.
30. Please provide the following information regarding your position that the installation of a smart meter would create a fire risk:

- a. Please identify each document you rely on in support of the position.
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail all information you have to support this position.
 - d. Do you have any relevant educational or work background that qualifies you to assert this position?
 - e. If yes, please identify the relevant educational or work background that qualifies you to assert this position.
31. Do you believe the installation of a smart meter at your property will create reliability problems?
32. If yes to question 31, please specifically describe how the installation of a smart meter creates reliability problems.
33. Please provide the following information regarding your position that the installation of a smart meter would create reliability problems:
- a. Please identify each document you rely on in support of the position.
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail all information you have to support this position.
 - d. Do you have any relevant educational or work background that qualifies you to assert this position?
 - e. If yes, please identify the relevant educational or work background that qualifies you to assert this position.
34. Do you believe the installation of a smart meter at your property will increase your electricity bills?
35. If yes to question 34, please specifically describe how the installation of a smart meter will increase your electricity bills.
36. Please provide the following information regarding your position that the installation of a smart meter would increase your electricity bills:
- a. Please identify each document you rely on in support of the position.
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?

- c. Please describe in detail all information you have to support this position.
37. Do you believe the installation of a smart meter at your property violates the Pennsylvania Constitution?
38. If yes to question 37, please specifically describe how the installation of a smart meter at your property violates the Pennsylvania Constitution.
39. Please provide the following information regarding your position that the installation of a smart meter would violate the Pennsylvania Constitution:
 - a. Please identify each document you rely on in support of the position.
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail all information you have to support this position.
40. In your complaint, you state that you felt “bullied, harassed, and bureaucratically terrorized by Met-Ed.” Please provide the following information related to this statement:
 - a. Please describe in detail the events you are referring to in this statement.
 - b. What documents do you rely on in support of this statement?
 - c. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - d. Do you have any relevant educational or work background that qualifies you to make this statement?
 - e. If yes, please identify relevant educational or work background that qualifies you to make this statement.
41. In your complaint, you state that “Mt. Aetna Bible Church at 11 North Chestnut Street, Mt. Aetna, PA 19544, experienced a smoldering smart meter with damage to the exterior, interruption of service, and disturbance to church and other community activities.” Please provide the following information related to this statement:
 - a. Please describe in detail the events you are referring to in this statement.
 - b. What documents do you rely on in support of this statement?
 - c. Do you intend to rely on these documents at the time of the hearing in this proceeding?

42. In your amended complaint, you state that you “recently became aware that the deteriorating health of all three of the Kramers...is likely caused by unsafe conditions of the Met-Ed electrical power distribution system occurring near or attached to their property.” Please answer the following questions related to this statement:
- a. Please describe in detail the information you have to support this statement.
 - b. What documents do you rely on in support of this statement?
 - c. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - d. Do you have any relevant educational or work background that qualifies you to make this statement?
 - e. If yes, please identify relevant educational or work background that qualifies you to make this statement.
43. In your amended complaint, you state that “exposure to certain bursts of low-level RF radiation is known to exacerbate certain medical conditions, including the ailments suffered by the Complainants.” Please answer the following questions related to this statement:
- a. Please describe in detail the information you have to support this statement.
 - b. Please specifically describe how exposure to RF radiation exacerbates the ailments of the Complainants.
 - c. What documents do you rely on in support of this statement?
 - d. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - e. Do you have any relevant educational or work background that qualifies you to make this statement?
 - f. If yes, please identify relevant educational or work background that qualifies you to make this statement.
44. In your amended complaint, you state that “all smart meters contain a switched-mode power supply element...which may pose additional deleterious health effects in sensitive or medically vulnerable individuals such as Complainants through its effect of causing so called ‘dirty electricity’ or transients or harmonics on the household wiring.” Please answer the following questions related to this statement:
- a. Please describe in detail the information you have to support this statement.

- b. What documents do you rely on in support of this statement?
 - c. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - d. Do you have any relevant educational or work background that qualifies you to make this statement?
 - e. If yes, please identify relevant educational or work background that qualifies you to make this statement.
45. Please list the specific issues you intend to raise at the hearing in this proceeding.
46. Please identify the legal support, including specific citations, for each of the issues raised within your complaint and amended complaint.
47. Please provide the following information for all witnesses you intend to call to testify at the hearing in this proceeding.
- a. Provide the full name of the witness.
 - b. Provide the contact information of the witness.
 - c. Provide the title or position held by the witness.
 - d. Provide the educational background of the witness.
 - e. Provide the employment background of the witness.
 - f. Provide the scope of the testimony for the witness.
48. Would any witness identified in question 47 be offered as an expert?
- a. If yes, provide the curriculum vitae of the witness and state the scope of the testimony of the expert witness.
49. Please describe in detail your educational background.
- a. Please list any relevant certificates, trainings, or degrees that you obtained.
 - b. Please provide a description of the certificate, training, or degree.
 - c. Please provide the date that any certificate, training, or degree was obtained.
 - d. Please provide the name and address of the institution which provided the certificate, training, or degree.
50. Please describe in detail your employment history.

- a. Please provide your employer name and address.
- b. Please provide the title of your position.
- c. Please provide the dates of your employment.
- d. Please provide the duties performed in your position.

**REQUESTS FOR PRODUCTION OF DOCUMENTS OF METROPOLITAN EDISON
COMPANY TO LARRY AND ELLEN KRAMER, SET I**

51. Please provide copies of all documentation supporting your position that health issues in your household would be created or worsened by smart meter installation.
52. Please provide copies of all documentation supporting your position that the installation of a smart meter at your property would create safety issues.
53. Please provide copies of all documentation supporting your position that the installation of a smart meter would create radio frequency exposure that would exacerbate the health issues of members of your household.
54. Please provide copies of all documentation supporting your position related to the privacy issues created by smart meters.
55. Please provide copies of all documentation supporting your position that the installation of a smart meter increases the risk of hacking.
56. Please provide copies of all documentation supporting your position that customers may opt out of smart meter installation.
57. Please provide copies of all documentation supporting your position that the installation of a smart meter creates a fire risk.
58. Please provide copies of all documentation supporting your position that the installation of a smart meter creates reliability problems.
59. Please provide copies of all documentation supporting your position that the installation of a smart meter would increase your electricity bills.
60. Please provide copies of all documentation supporting your position that the installation of a smart meter would violate the Pennsylvania Constitution.
61. Please provide copies of all documentation supporting your position that you were bullied, harassed, and bureaucratically terrorized by the Company.
62. Please provide copies of all documentation supporting your position related to a smart meter fire at Mt. Aetna Bible Church at 11 North Chestnut Street, Mt. Aetna, PA 19544.
63. Please provide copies of all documentation supporting your position that the switched-mode power supply element of smart meters creates dirty electricity, transients, or harmonics.
64. Please provide copies of all proposed exhibits you intend to submit for the hearing in this proceeding.

65. Please provide copies of all documentation referenced in your complaint and amended complaint.
66. Please provide copies of all documentation you are relying upon in support of your positions in this proceeding.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

LARRY AND ELLEN KRAMER :
 :
 v. : **DOCKET NO. C-2017-2630621**
 :
METROPOLITAN EDISON COMPANY :

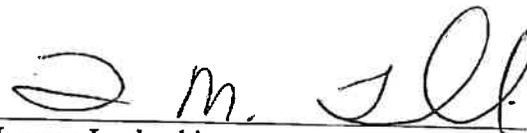
CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the Interrogatories and Requests for Production of Documents of Metropolitan Edison Company to Larry and Ellen Kramer upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Service by overnight United Parcel Service, postage prepaid, as follows:

Larry and Ellen Kramer
101 South College Street
Myerstown, PA 17067

Dated: January 23, 2018



Lauren Lepkoski
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, Pennsylvania 19612-6001
(610) 921-6203
llepkoski@firstenergycorp.com

Counsel for Metropolitan Edison Company

Larry R. & Ellen M. Kramer
101 South College Street,
Myerstown, PA 17067
(717) 866-5425

CONFIDENTIAL

February 2, 2018

VIA Certified U.S. Mail

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

In Re: Larry R. Kramer & Ellen M. Kramer v. Metropolitan Edison Company
Docket No. C-2017-2630621

Dear Secretary Chiavetta:

Attached is our Objections to Interrogatories Set I in the above-referenced matter. This document has been served on the Respondent as shown in the Certificate of Service.

Please feel free to contact us with any questions.

Sincerely,



Larry R. Kramer



Ellen M. Kramer

enclosures Objections to Interrogatories Set I
Specific questions objected to
Certificate of Service

cc The Honorable Charles E. Rainey, Jr.
The Honorable Jeffrey A. Watson

RECEIVED
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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Larry R. Kramer and
Ellen M. Kramer
v.
Metropolitan Edison Company

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Docket No. C-2017-2630621

CONFIDENTIAL

**Objections to Interrogatories Set I
Met-Ed to Larry & Ellen Kramer**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

AND NOW, we, Larry R. Kramer and Ellen M. Kramer (“Complainants”), are objecting to Respondent’s, Metropolitan Edison Company’s (“Met-Ed”), Interrogatories as follows:

1. On January 12, 2018, Chief Administrative Law Judge Charles E. Rainey, Jr., made an Interim Order that the Respondent contact Complainants for a resolution conference to determine if the parties might be able to resolve the instant case. To date, Respondent has not contacted Complainants for such a conference and appears to display an apparent intent not to comply with such Interim Order.
2. Instead, Respondent sent Interrogatories Set I to Complainants with the message, “Telephone or other contact concerning availability and timing of formal responses is encouraged.” [Emphasis ours.]

3. No reasonable person would see the statement in #2 above as an invitation to meet for a resolution conference nor is it a good faith effort to comply with the Interim Order for such a meeting.
4. It is Complainants understanding that the resolution conference was to be non-adversarial and seek a mutually agreeable end. Such resolution conference as ordered appeared to us not intended to be:
 - a. A formal meeting;
 - b. An opportunity where only one party gets to "interrogate" the other; nor,
 - c. An adversarial encounter between parties.
5. Although the February 9, 2018, deadline for a resolution conference has not expired, Complainants are of the opinion that the language of Respondent's Interrogatories Set I as set forth in #2 above shows an apparent intent not to comply with the Interim Order.
6. Based upon the Certificate of Service, the response deadline to Interrogatories Set I would be February 12, 2018. Respondent's Interrogatories state that the deadline is February 13, 2018, which, if we use that date would cause us to be out of compliance with the twenty (20) day deadline of the Certificate of Service.
7. If Complainants respond to the Interrogatories by telephone or in person to meet the ordered resolution conference deadline of February 9, then Complainants would be denied the full twenty (20) days of preparation for response to the Interrogatories. If Complainants respond by the twenty (20) day deadline for the response to Interrogatories, then there would be a violation with the ordered February 9 deadline for a resolution conference. Responding to Interrogatories

- Set I does not appear to Complainants to be what the Chief Administrative Law Judge intended as an excuse for a delay in having the resolution conference.
8. Respondent's interrogatories contained sixty-six (66) numbered questions and about ninety-seven (97) lettered sub-questions. Complainants believe that the Interrogatories Set I shows an intent to intimidate and overwhelm Complainants. This is an example, as stated in the Formal Complaint, of how Respondent is bullying, harassing, and bureaucratically terrorizing their Complainants.
 9. The Certificate of Service for said Interrogatories Set I stated that it was served on January 23, 2018. However, for at least the second time, Respondent's envelope bore an office postage meter date of one day later (January 24, 2018, with \$1.10 of postage) and a second postage meter date of three days later (January 26, 2018, with an additional \$.11⁹). The Certificate of Service also states that the Interrogatories Set I were sent overnight by United Parcel Service. They were received by U.S. Mail. Therefore, the Certificate of Service sent to both the Secretary and the Administrative Law Judge (the Honorable Jeffrey A. Watson of the Public Utility Commission) were dishonest and in violation of the requirements of 52 Pa. Code § 1.56 (relating to date of service). If the envelope containing the Interrogatories Set I were still in the Respondent's possession on January 24, 2018, and January 26, 2018, to be posted by the postage meter, they were not served on January 23.
 10. The delayed mailing coupled with the excessive number of questions makes for an increased adversarial, rushed, and intimidating environment between the parties.

11. We also object to the following attached questions as they are either too broad or are requests for documentation that would be requested before a hearing and are not fully prepared at this stage.

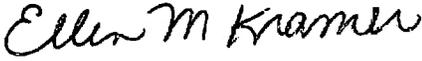
THEREFORE, since Respondent appears to have the intent to not act in good faith nor to follow the Interim Order of the Chief Administrative Law Judge,

Complainants request that:

1. The instant case be resolved in favor of Complainants without further proceeding;
2. The Complainants be granted the accommodation of retaining the analog meter currently on the residence without further attempts of the Respondent to install any type of digital or smart meter at the property.
3. Should the Complainants (Larry R. Kramer and/or Ellen M. Kramer) or their daughter (Melanie L. Kramer) move to another residence within the Commonwealth of Pennsylvania, upon request and by referencing this Docket No., such residence shall be provided with the same type of analog meter, not any type of digital or smart meter, as is currently on the present residence.
4. Respondent shall review the electrical power lines outside the Kramer residence and make whatever modifications or repairs, at Respondent's expense, that will minimize exposure to dirty electricity, RF, etc. that may be currently occurring due to the proximity to the residence.

Respectfully submitted,


Larry R. Kramer


Ellen M. Kramer

Specific questions objected to

30. Please provide the following information regarding your position that the installation of a smart meter would create a fire risk:
- Please identify each document you rely on in support of the position.
 - Do you intend to rely on these at the time of the hearing in this proceeding?
 - Please describe in detail all information you have to support this position.
 - Do you have any relevant educational or work background that qualifies you to assert this position?
 - If yes, please identify the relevant educational or work background that qualifies you to assert this position.
33. Please provide the following information regarding your position that the installation of a smart meter would create reliability problems:
- Please identify each document you rely on in support of the position.
 - Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - Please describe in detail all information you have to support this position.
 - Do you have any relevant educational or work background that qualifies you to assert this position?
 - If yes, please identify the relevant educational or work background that qualifies you to assert this position.
36. Please provide the following information regarding your position that the installation of a smart meter would increase your electricity bills:
- Please identify each document you rely on in support of the position.
 - Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - Please describe in detail all information you have to support this position.
39. Please provide the following information regarding your position that the installation of a smart meter would violate the Pennsylvania Constitution:
- Please identify each document you rely on in support of the position.
 - Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - Please describe in detail all information you have to support this position.
40. In your complaint, you state that you felt "bullied, harassed, and bureaucratically terrorized by Met-Ed." Please provide the following information related to this statement:
- Please describe in detail the events you are referring to in this statement.
 - What documents do you rely on in support of this statement?
 - Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - Do you have any relevant educational or work background that qualifies you to make this statement?

e. If yes, please identify relevant educational or work background that qualifies you to make this statement.

41. In your complaint, you state that "Mt. Aetna Bible Church at 11 North Chestnut Street, Mt. Aetna, PA 19544, experienced a smoldering smart meter with damage to the exterior, interruption or service, and disturbance to church and other community activities." Please provide the following information related to this statement:

- a. Please describe in detail the events you are referring to in this statement.
- b. What documents do you rely on in support of this statement?
- c. Do you intend to rely on these documents at the time of the hearing in this proceeding?

42. In your amended complaint, you state that you "recently became aware that the deteriorating health of all three of the Kramers...is likely caused by unsafe conditions of the Met-Ed electrical power distribution system occurring near or attached to their property." Please answer the following questions related to this statement:

- a. Please describe in detail the information you have to support this statement.
- b. What documents do you rely on in support of this statement?
- c. Do you intend to rely on these documents at the time of the hearing in this proceeding?
- d. Do you have any relevant educational or work background that qualifies you to make this statement?
- e. If yes, please identify relevant educational or work background that qualifies you to make this statement.

43. In your amended complaint, you state that "exposure to certain bursts of low-level RF radiation is known to exacerbate certain medial conditions, including the ailments suffered by the Complainants." Please answer the following questions related to this statement:

- a. Please describe in detail the information you have to support this statement.
- b. Please specifically describe how exposure to RF radiation exacerbates the ailments of the Complainants.
- c. What documents do you rely on in support of this statement?
- d. Do you intend to rely on these documents at the time of the hearing in this proceeding?
- e. Do you have any relevant educational or work background that qualifies you to make this statement?
- f. If yes, please identify relevant educational or work background that qualifies you to make this statement.

44. In your amended complaint, you state that "all smart meters contain a switched-mode power supply element...which may pose additional deleterious health effects in sensitive or medically vulnerable individuals such as Complainants through its effect of causing so called 'dirty electricity' or transients or harmonics on the household wiring." Please answer the following questions related to this statement:

- a. Please describe in detail the information you have to support this statement.

- b. What documents do you rely on in support of this statement?
- c. Do you intend to rely on these documents at the time of the hearing in this proceeding?
- d. Do you have any relevant educational or work background that qualifies you to make this statement?
- e. If yes, please identify relevant educational or work background that qualifies you to make this statement.

45. Please list the specific issues you intend to raise at the hearing in this proceeding.

46. Please identify the legal support, including specific citations, for each of the issues raised within your complaint and amended complaint.

47. Please provide the following information for all witnesses you intend to call to testify at the hearing in this proceeding.

- a. Provide the full name of the witness.
- b. Provide the contact information of the witness.
- c. Provide the title or position held by the witness.
- d. Provide the educational background of the witness.
- e. Provide the scope of the testimony for the witness.

48. Would any witness identified in question 47 be offered as an expert?

- a. If yes, provide the curriculum vitae of the witness and state the scope of the testimony of the expert witness.

51. Please provide copies of all documentation supporting your position that health issues in your household would be created or worsened by smart meter installation.

52. Please provide copies of all documentation supporting your position that the installation of a smart meter at your property would create safety issues.

53. Please provide copies of all documentation supporting your position that the installation of a smart meter would create radio frequency exposure that would exacerbate the health issues of members of your household.

54. Please provide copies of all documentation supporting your position related to the privacy issues created by smart meters.

55. Please provide copies of all documentation supporting your position that the installation of a smart meter increases the risk of hacking.

56. Please provide copies of all documentation supporting your position that customers may opt out of smart meter installation.

57. Please provide copies of all documentation supporting your position that the installation of a smart meter creates a fire risk.

58. Please provide copies of all documentation supporting your position that the installation of a smart meter creates reliability problems.
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60. Please provide copies of all documentation supporting your position that the installation of a smart meter would violate the Pennsylvania Constitution.
63. Please provide copies of all documentation supporting your position that the switched-mode power supply element of smart meters creates dirty electricity, transients, or harmonics.
64. Please provide copies of all proposed exhibits you intend to submit for the hearing in this proceeding.
65. Please provide copies of all documentation referenced in your complaint and amended complaint.
66. Please provide copies of all documentation you are relying upon in support of your positions in this proceeding.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**LARRY R. KRAMER AND
ELLEN M. KRAMER**

v.

METROPOLITAN EDISON COMPANY

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Docket No. C-2017-2630621

CERTIFICATE OF SERVICE

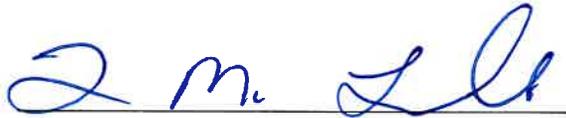
I hereby certify that I have this day served a true copy of the Motion to Compel of Metropolitan Edison Company upon the individual listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Service by First Class Mail, postage prepaid, as follows:

Larry R. Kramer and Ellen M. Kramer
101 South College Street
Myerstown, PA 17067

Administrative Law Judge Jeffrey A. Watson
Pennsylvania Public Utility Commission
301 5th Avenue, Suite 220
Pittsburgh, PA 15222

Dated: June 14, 2018



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