

Tori L. Giesler, Esq.
(610) 921-6658
(330) 315-9263 (Fax)

February 7, 2019

VIA ELECTRONIC FILING

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

Re: Susan Striner v. West Penn Power Company
Docket No. C-2018-3005447

Dear Secretary Chiavetta:

Enclosed please find the Motion to Compel of West Penn Power 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,

Tori L. Giesler / KBW

Tori L. Giesler

kbw
Enclosures

c: As Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SUSAN STRINER

v.

WEST PENN POWER COMPANY

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Docket No. C-2018-3005447

NOTICE TO PLEAD

TO: Susan Striner

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 West Penn Power Company within **five (5) days** from the service of the Notice, the facts set forth by West Penn Power 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 West Penn Power Company, and where applicable, the Administrative Law Judge presiding over the case.

File with:


Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

With a copy to:

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

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

Date: February 7, 2019


Tori L. Giesler, Esquire

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SUSAN STRINER

v.

WEST PENN POWER COMPANY

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Docket No. C-2018-3005447

**MOTION OF WEST PENN POWER COMPANY TO COMPEL RESPONSES TO
INTERROGATORIES AND DOCUMENT REQUESTS**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

West Penn Power Company (“West Penn” 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 Susan Striner (“Complainant”) to provide full and complete responses to interrogatories and document requests issued by the Company on January 16, 2019. In support thereof, the Company avers as follows:

I. BACKGROUND

1. On October 16, 2018, the Complainant filed a Formal Complaint with the Pennsylvania Public Utility Commission (“Commission”) regarding her electric service at 699 Wills Road, Connellsville, Pennsylvania 15425.

2. On November 6, 2018, the Company filed its Answer and New Matter denying the material allegations in the Formal Complaint. On that same day, the Company also filed Preliminary Objections to the Formal Complaint.

3. On December 6, 2018, a Motion Judge Assignment Notice was issued assigning Administrative Law Judge (“ALJ”) Jeffrey A. Watson to this proceeding.

4. On December 20, 2018, ALJ Watson issued an Interim Order denying the Company's Preliminary Objections and ordering that the Formal Complaint be referred to the Commission's Mediation Unit for mediation review.

5. On December 20, 2018, ALJ Watson also issued an Interim Order Establishing Initial Litigation Schedule which set a deadline for completion of discovery by on or before April 19, 2019.

6. On January 16, 2019, in accordance with 52 Pa. Code § 5.341, the Company forwarded to the Complainant 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.

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

8. On January 25, 2019, ALJ Watson issued an Interim Order Revising Litigation Scheduled, which maintained the deadline for completion of discovery by on or before April 19, 2019.

9. In correspondence to the Company dated January 27, 2019, Complainant raised objections to certain of the Company's discovery requests. More specifically, Complainant objected to: (1) requests related to providing the age of individuals she claims will be harmed by the installation of a smart meter, requests for information regarding the existence and use of common household appliances known to produce radio frequencies, and requests regarding her educational and work background, all on relevancy grounds; (2) a request that she describe how she believes a smart meter operates on "speculation" grounds; (3) requests that she identify the issues she intends to raise at hearing on the grounds that such requests were "premature;" and (4) requests that she provided documentation supporting her position that she may opt-out from smart

meter installation on the grounds that these requests were “misleading.” A copy of Complainant’s correspondence containing these objections is attached hereto as Exhibit B.

II. MOTION TO COMPEL

10. The Commission’s regulations permit the discovery of “any matter, not privileged, which is relevant to the subject matter involved in the pending action.” 52 Pa. Code § 5.321(c).

11. Generally speaking, this Commission applies a standard of relevance which is less restrictive than that required by parties to present information into the evidentiary record. It is not grounds 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. 52 Pa. Code § 5.321(c).

12. 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.

13. 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 her Formal Complaint and the documents attached thereto by Complainant. The Company is entitled to the requested information to enable it to fully investigate what information the Complainant relied on to make the allegations she did in her Formal Complaint. As set forth below,

Complainant's objections to the Company's Discovery Requests are either improper or without merit and should be overruled by the Commission.

14. Complainant first objects on relevance grounds to West Penn's request that she provide the age of individuals within her household whom she claims the installation of a smart meter will have an adverse impact on their health. This objection is without merit. The Complaint alleges that smart meters "emit high frequency radio waves that are linked to serious health problems." The Company's first interrogatory seeks to determine whether Complainant is alleging as part of this proceeding that any member of her household will experience these alleged "serious health problems" if a smart meter is installed at her home. West Penn's second interrogatory, which contains the request to provide the age of such impacted individuals and to which Complainant objects on relevance, seeks information regarding the veracity of such a claim. If Complainant is claiming that the installation of a smart meter will adversely impact the health of a member of her household, the Company is entitled to information that could shed light on other possible causes of such adverse health impacts, including the individual's age. Accordingly, this objection is without merit.

15. Complainant next objects on relevance grounds to West Penn's request for information related to the existence and use of common household items, such as cordless phones, cellular telephones, laptops, satellite televisions, and WiFi networks, known to emit radio frequency fields in her home. As discussed above, the Complaint specifically alleges that smart meters "emit high frequency radio waves that are linked to serious health problems." If Complainant is alleging in this proceeding that she is concerned these radio waves may adversely impact the health of members of her household, the Company is entitled to information related to these other items in Complainant's home to assist with determining both the veracity of her

concern and the relative impact the emissions from a smart meter will have compared to these other items. Thus, Complainant's objection to providing this information on relevancy grounds is without merit.

16. Complainant final objection on relevancy grounds pertains to the Company's requests for information related to her work and educational background. This objection is similarly without merit. These requests seek information that is relevant and within the permissible scope of discovery. Complainant makes allegations throughout her Formal Complaint regarding the potential negative effects the installation of a smart meter will have on the health and safety of herself and members of her household. Complainant's educational and employment history is directly relevant to the weight that should be given to her allegations regarding these issues and, accordingly, is discoverable in this proceeding. This objection should be overruled.

17. Complainant next objects to the Company's request that she describe how she believes a smart meter operates by simply stating "speculation." Presumably, Complainant means that this request calls for her to speculate and therefore is improper. This is incorrect. Complainant either has a belief as to how a smart meter operates or she does not. If she does not, she can state so in response to the Company's request. Regardless, Complainant's belief regarding how a smart meter operates is relevant and within the permissible scope of discovery. Complainant's allegations regarding the potential negative consequences of smart meter installation are necessarily informed by how she believes a smart meter operates. If the smart meter to be installed at Complainant's home does not operate in the manner she believes, it is entirely possible that her concerns are irrelevant. As such, this information is discoverable, and Complainant's objection should be overruled.

18. Complainant's third set of objections relate to requests seeking information about the issues she intends to raise at the hearing in this proceeding. Complainant objects to these requests on the grounds that they are "premature." This objection is improper and should be overruled. The Company's request is relevant and within the permissible scope of discovery. Moreover, Complainant has the ability to respond to the extent she knows what issues she intends to raise and the support she has for those issues. To the extent Complainant does not know this information at this time, she can then supplement her responses in accordance with the requirements of 52 Pa. Code § 5.332(2) once the information is known. Accordingly, Complainant's objection on the grounds that it is "premature" to seek such information is improper and should be overruled.

19. Complainant's final objection is to a pair of document production requests seeking the documents supporting Complainant's belief that she can opt-out of smart meter installation under Pennsylvania law. Complainant objects to this request on the grounds that it is "misleading" based on the requested relief in her Complaint. That requested relief was specifically that she "wants to refuse the installation of the electric smart meter and retain [her] analog meter until 2023 or until P.L. 1592/Act 129 is overturned, repealed or amended to allow an opt-out provision." This requested relief was reasonably understood by the Company to indicate that Complainant was seeking to opt-out from meter installation altogether, and at least until 2023. If that is not the case, Complainant can state so in response to this request. Complainant may also clarify her position in response to the Company's thirteenth interrogatory, which seeks the Complainant's position on a customer's right to refuse installation of a smart meter under Act 129 of 2008. As the Company's request was not "misleading" as alleged by Complainant, and because Complainant has the ability

to respond and clarify her position as part of these requests, the Commission should overrule Complainant's objection and require Complainant to respond to the Company's requests.

20. 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.

21. 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.

22. As set forth above, the Complainant's objections are without merit. The Company requests that the Complainant's objections be overruled and that the Complainant 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.

23. In the event the Complainant is directed by the Commission to respond to the Company's Discovery Requests, but fails to do so, the Company respectfully requests that the Formal Complaint against the Company be dismissed in its entirety.

WHEREFORE, West Penn Power Company respectfully requests that the Commission issue an Order compelling the Complainant 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

Complainant does 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 Formal Complaint of Susan Striner.

Respectfully submitted,

Dated: February 7, 2019



Lauren M. Lepkoski

Attorney No. 94800

Tori L. Giesler

Attorney No. 207742

FirstEnergy Service Company

2800 Pottsville Pike

P.O. Box 16001

Reading, Pennsylvania 19612-6001

(610) 921-6203

(610) 921-6658

llepkoski@firstenergycorp.com

tgiesler@firstenergycorp.com

Counsel for West Penn Power Company

Tori L. Giesler, Esq.
(610) 921-6658
(330) 315-9263 (Fax)

610-929-3601

January 16, 2019

VIA FIRST CLASS MAIL


Susan Striner
699 Wills Road
Connellsville, PA 15425

Re: Susan Striner v. West Penn Power Company
Docket No. C-2018-3005447

Dear Ms. Striner:

Enclosed please find the Interrogatories and Requests for Production of Documents (Set I) to Susan Striner. 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 5, 2019). In addition, any objections are due within ten days of service of this letter (January 28, 2019). This document has been served as indicated within the Certificate of Service.

Very truly yours,



Tori L. Giesler

Enclosures

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

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SUSAN STRINER :
 :
 v. : **Docket No. C-2018-3005447**
 :
 WEST PENN POWER 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 West Penn Power Company to Susan Striner upon the individuals 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:

Susan Striner
699 Wills Road
Connellsville, PA 15425

Dated: January 16, 2019



Tori L. Giesler
Attorney No. 207742
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, Pennsylvania 19612-6001
(610) 921-6658
tgiesler@firstenergycorp.com

Counsel for West Penn Power Company

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SUSAN STRINER :
 :
 v. : **Docket No. C-2018-3005447**
 :
 WEST PENN POWER COMPANY :
 :

**INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS OF
WEST PENN POWER COMPANY TO SUSAN STRINER, SET I**

West Penn Power Company hereby propounds these Interrogatories and Requests for Production of Documents (Set I) to Susan Striner (the “Complainant”). 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 5, 2019) and objections within 10 days (January 28, 2019). 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 and send a copy to Administrative Law Judge Jeffrey A. Watson. If you have any objection to any of the interrogatories or the request 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 16, 2019

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 “Complainant” and “you” refer to Susan Striner and her attorneys, agents, or representatives.

F. As used herein, the terms “Company” or “Respondent” refer to West Penn Power 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-2018-3005447.

H. As used herein, the terms “service location,” “property,” or “home” refer to your service address of 699 Wills Road, Connellsville, Pennsylvania 15425.

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” includes 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 WEST PENN POWER COMPANY TO SUSAN STRINER,
SET I

1. Are you claiming that the installation of a smart meter at your property would cause or contribute to an adverse health condition for any member of your household?
2. If the answer to question 1 is yes, please provide the following information for each household member whose health you claim will be affected:
 - a. Name;
 - b. Age;
 - c. The specific health condition that you believe would be caused by or contributed to as a result of the smart meter being installed;
 - d. Whether the household member is already experiencing the specific health condition and, if so, the date on which the condition was first experienced and the date on which the condition was first diagnosed by a medical doctor;
 - e. Whether the household member has experienced the specific health condition within the last four years;
 - f. Any medication prescribed to the household member; and
 - g. Whether the household member has visited a medical professional for the specific health condition, and if so, the name, address, and phone number of the medical professional and the date of the visit(s) to the medical professional.

- 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.
8. Are there any cordless phones used in your home?
- a. For each cordless phone in your home, please provide the name of the phone manufacturer and the model.
9. Do you use a cellular phone?
- a. If yes, please provide the names of the cell phone manufacturer and model (for example, Apple i-Phone 7S).
 - b. Does anyone else in your home use a cellular phone?
 - c. How many cellular phones are in use at your home?
 - d. For each cellular phone used by a member of your household, please provide the name of the cell phone manufacturer and the phone model.

10. Is there satellite television at your home?
 - a. If yes, please provide the name of the satellite television provider (for example, Direct TV).
 - b. If yes, where is your satellite disk located?
11. Is there a laptop computer at the service location?
 - a. If yes, where is it located?
12. Do you have a wifi network in your home?
 - a. If so, where is your wifi router located?
13. In your complaint, you state that you want to “refuse the installation of the electric smart meter and retain [your] analog meter until 2023 or until P.L. 1592/Act 129 is overturned, repealed or amended to allow an opt-out provision.”
Please provide the following information related to this statement:
 - a. Is it your position that a customer has the right to request a smart meter not be installed at his service location?
 - b. Is it your position that a customer must request smart meter installation?
 - c. Is it your position that Act 129 of 2008 does not require the utility to install smart meters throughout its service territory?
 - d. Is it your position that Act 129 of 2008 does not currently include an opt-out provision?

14. Is it your position that you would like to opt out completely from smart meter installation?
15. To your knowledge, has a smart meter been installed by the Company at your property?
16. Please describe in detail how you believe a smart meter operates.
17. In your complaint, you state that smart meters “emit high frequency radio waves that are linked to serious health problems.” Please provide the following information related to this statement:
 - a. What documents do you rely on in support of this statement?
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail the information you have to support this statement.
18. In your complaint, you state that some smart meters “have caught on fire.” Please provide the following information related to this statement:
 - a. What documents do you rely on in support of this statement?
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail the information you have to support this statement.
19. Please list the specific issues you intend to raise at the hearing in this proceeding.

20. Please identify the legal support, including specific citations, for each issue identified in question 19.
21. Please list the factual support for each issue identified in question 19.
22. 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 address and telephone number 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.
23. Would any witness identified in question 22 be offered as an expert?
 - a. If yes, provide the curriculum vitae of the witness and a summary of the testimony the expert witness is expected to provide.
24. 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.
25. 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 WEST PENN POWER
COMPANY TO SUSAN STRINER, SET I**

26. Please provide copies of all documentation supporting your position that the installation of a smart meter at your home would cause or contribute to an adverse health condition in any member of your household.
27. Please provide copies of all documentation associated with visits by members of your household to a medical professional related to the health conditions identified in question 2, including but not limited to any and all medical records, medical visit reports, and notes and letters from medical doctors or other health care professionals.
28. Please provide copies of all documentation you intend to refer to at the hearing in this proceeding related to smart meters and/or radio frequency fields and health.
29. Please provide copies of all documentation supporting your position that smart meters would create safety issues for you or members of your household.
30. Please provide copies of all documentation you intend to refer to at the hearing in this proceeding related to the safety concerns of smart meters.
31. For each cellular telephone used by a member of your household, please provide a complete copy of the bills you received from your cellular telephone provider for the past 12 months.

32. Please provide copies of all documentation supporting your position that your household may opt out of smart meter installation.
33. Please provide copies of all documentation you intend to refer to at the hearing in this proceeding supporting your position that a household may opt out of smart meter installation.
34. Please provide a copy of all proposed exhibits you intend to submit for the hearing in this proceeding.
35. Please provide copies of all documentation you are relying upon in support of your positions in this proceeding.
36. Please provide copies of all documentation you referenced, referred to, or otherwise relied upon in preparing your responses to these discovery requests.

Susan Striner
699 Wills Rd.
Connellsville, PA 15425
724-466-0738
sstriner@zoominternet.net

January 27, 2019

Tori L. Giesler, Esq.
West Penn Power Company
2800 Pottsville Pike
P. O. Box 16001
Reading, PA 19612-6001

Re: Susan Striner v. West Penn Power Company
Docket No. C-2018-3005447

Dear Ms. Giesler:

Enclosed please find my objections to the Interrogatories. Each objection is outlined in yellow with the reason listed.

Sincerely,

Susan Striner
Susan Striner

RECEIVED
JAN 30 2019
LEGAL DEPT.

INTERROGATORIES OF WEST PENN POWER COMPANY TO SUSAN STRINER,
SET I

1. Are you claiming that the installation of a smart meter at your property would cause or contribute to an adverse health condition for any member of your household?

2. If the answer to question 1 is yes, please provide the following information for each household member whose health you claim will be affected:
 - a. Name;

 - b. Age; *irrelevant*

 - c. The specific health condition that you believe would be caused by or contributed to as a result of the smart meter being installed;

 - d. Whether the household member is already experiencing the specific health condition and, if so, the date on which the condition was first experienced and the date on which the condition was first diagnosed by a medical doctor;

 - e. Whether the household member has experienced the specific health condition within the last four years;

 - f. Any medication prescribed to the household member; and

 - g. Whether the household member has visited a medical professional for the specific health condition, and if so, the name, address, and phone number of the medical professional and the date of the visit(s) to the medical professional.

- 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.
8. Are there any cordless phones used in your home? *irrelevant*
- a. For each cordless phone in your home, please provide the name of the phone manufacturer and the model. *irrelevant*
9. Do you use a cellular phone? *irrelevant*
- a. If yes, please provide the names of the cell phone manufacturer and model (for example, Apple i-Phone 7S). *irrelevant*
 - b. Does anyone else in your home use a cellular phone? *irrelevant*
 - c. How many cellular phones are in use at your home? *irrelevant*
 - d. For each cellular phone used by a member of your household, please provide the name of the cell phone manufacturer and the phone model. *irrelevant*

10. Is there satellite television at your home? *irrelevant*
- a. If yes, please provide the name of the satellite television provider (for example, Direct TV). *irrelevant*
- b. If yes, where is your satellite dish located? *irrelevant*
11. Is there a laptop computer at the service location? *irrelevant*
- a. If yes, where is it located? *irrelevant*
12. Do you have a wifi network in your home? *irrelevant*
- a. If so, where is your wifi router located? *irrelevant*
13. In your complaint, you state that you want to “refuse the installation of the electric smart meter and retain [your] analog meter until 2023 or until P.L. 1592/Act 129 is overturned, repealed or amended to allow an opt-out provision.”
Please provide the following information related to this statement:
- a. Is it your position that a customer has the right to request a smart meter not be installed at his service location?
- b. Is it your position that a customer must request smart meter installation?
- c. Is it your position that Act 129 of 2008 does not require the utility to install smart meters throughout its service territory?
- d. Is it your position that Act 129 of 2008 does not currently include an opt-out provision?

14. Is it your position that you would like to opt out completely from smart meter installation?
15. To your knowledge, has a smart meter been installed by the Company at your property?
16. Please describe in detail how you believe a smart meter operates. *speculation*
17. In your complaint, you state that smart meters "emit high frequency radio waves that are linked to serious health problems." Please provide the following information related to this statement:
 - a. What documents do you rely on in support of this statement?
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail the information you have to support this statement.
18. In your complaint, you state that some smart meters "have caught on fire." Please provide the following information related to this statement:
 - a. What documents do you rely on in support of this statement?
 - b. Do you intend to rely on these documents at the time of the hearing in this proceeding?
 - c. Please describe in detail the information you have to support this statement.
19. Please list the specific issues you intend to raise at the hearing in this proceeding.
Premature - Upon receiving your completed Interrogatories, I can then compose a list.

20. Please identify the legal support, including specific citations, for each issue identified in question 19. *Premature - Upon receiving your completed Interrogatories, I can then compose a list for question 19.*
21. Please list the factual support for each issue identified in question 19. *Premature - Upon receiving your completed Interrogatories, I can then compose a list for question 19.*
22. Please provide the following information for all witnesses you intend to call to testify at the hearing in this proceeding.
- Provide the full name of the witness.
 - Provide the address and telephone number of the witness.
 - Provide the title or position held by the witness.
 - Provide the educational background of the witness.
 - Provide the employment background of the witness.
 - Provide the scope of the testimony for the witness.
23. Would any witness identified in question 22 be offered as an expert?
- If yes, provide the curriculum vitae of the witness and a summary of the testimony the expert witness is expected to provide.
24. Please describe in detail your educational background.
- irrelevant*
- Please list any relevant certificates, trainings, or degrees that you obtained.
irrelevant
 - Please provide a description of the certificate, training, or degree.
irrelevant
 - Please provide the date that any certificate, training, or degree was obtained.
irrelevant

**REQUESTS FOR PRODUCTION OF DOCUMENTS OF WEST PENN POWER
COMPANY TO SUSAN STRINER, SET I**

26. Please provide copies of all documentation supporting your position that the installation of a smart meter at your home would cause or contribute to an adverse health condition in any member of your household.
27. Please provide copies of all documentation associated with visits by members of your household to a medical professional related to the health conditions identified in question 2, including but not limited to any and all medical records, medical visit reports, and notes and letters from medical doctors or other health care professionals.
28. Please provide copies of all documentation you intend to refer to at the hearing in this proceeding related to smart meters and/or radio frequency fields and health.
29. Please provide copies of all documentation supporting your position that smart meters would create safety issues for you or members of your household.
30. Please provide copies of all documentation you intend to refer to at the hearing in this proceeding related to the safety concerns of smart meters.
31. For each cellular telephone used by a member of your household, please provide a complete copy of the bills you received from your cellular telephone provider for the past 12 months. *irrelevant and invasive*

32. Please provide copies of all documentation supporting your position that your household may opt out of smart meter installation. *misleading. Please refer to question #5 of PUC complaint. I requested a delay in installation of smart meter.*
33. Please provide copies of all documentation you intend to refer to at the hearing in this proceeding supporting your position that a household may opt out of smart meter installation. *misleading. Please refer to question #5 of PUC complaint. I requested a delay, not opt-out, of smart meter installation.*
34. Please provide a copy of all proposed exhibits you intend to submit for the hearing in this proceeding.
35. Please provide copies of all documentation you are relying upon in support of your positions in this proceeding.
36. Please provide copies of all documentation you referenced, referred to, or otherwise relied upon in preparing your responses to these discovery requests.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SUSAN STRINER

v.

WEST PENN POWER COMPANY

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Docket No. C-2018-3005447

CERTIFICATE OF SERVICE

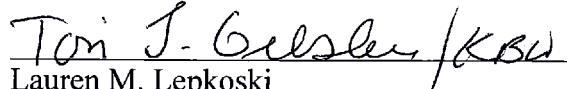
I hereby certify that I have this day served a true copy of the Motion to Compel of West Penn Power Company upon the individual listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

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

Susan Striner
699 Wills Road
Connellsville, PA 15425
sstriner@zoominternet.net

Administrative Law Judge Jeffrey A. Watson
Pennsylvania Public Utility Commission
Piatt Place, Suite 220
301 5th Avenue
Pittsburgh, PA 15222
jeffwatson@pa.gov

Dated: February 7, 2019


Lauren M. Lepkoski
Tori L. Giesler
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, Pennsylvania 19612-6001
(610) 921-6203
(610) 921-6658
llepkoski@firstenergycorp.com
tgiesler@firstenergycorp.com