

200 Brook Hollow Road
Mount Pleasant, PA 15666
June 12, 2019

VIA ELECTRONIC FILING

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

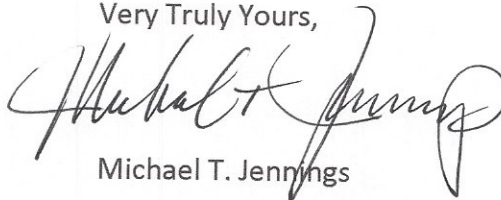
Re: Michael T. Jennings v. West Penn Power Company
Docket No. C-2018-3006031

Dear Secretary Chiavetta,

Attached please find my Motion to Compel Discovery Responses, Set II, Nos. 2, 3, 20 -29, 35, and 36, in the above-referenced matter. This document has been served on West Penn Power as shown in the Certificate of Service.

Please contact me if you have any questions.

Very Truly Yours,

A handwritten signature in black ink, appearing to read "Michael T. Jennings", written in a cursive style.

Michael T. Jennings

ssj
Enclosures

CC: ALJ Watson
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

MICHAEL T. JENNINGS
Complainant

v.

WEST PENN POWER COMPANY
Respondent

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Docket No. C-2018-3006031

**MOTION TO COMPEL
DISCOVERY RESPONSES**

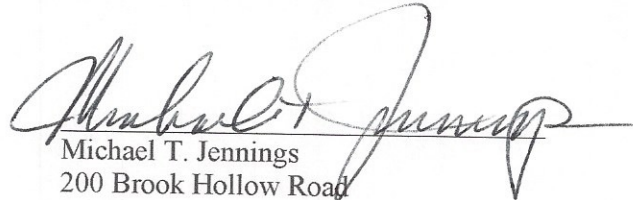
Filed on behalf of Complainant
Michael T. Jennings, Pro Se

NOTICE TO PLEAD

To Respondent West Penn Power Company:

You are hereby notified to file a written response to Complainant's Motion to Compel Discovery Responses within five days of service pursuant to 52 Pa. Code § 5.342.

Dated: June 12, 2019



Michael T. Jennings
200 Brook Hollow Road
Mount Pleasant, PA 15666
724-600-9338
Lilmac2@zoominternet.net

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

E-filed and via first class mail:
Administrative Law Judge Jeffrey A. Watson
Pennsylvania Public Utility Commission
Piatt Place, Suite 220
301 5th Avenue
Pittsburgh, PA 15222

E-filed and e-mailed to:
Lauren M. Lepkoski
Tori Giesler
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

MICHAEL T. JENNINGS

Complainant

v.

WEST PENN POWER COMPANY

Respondent

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Docket No. C-2018-3006031

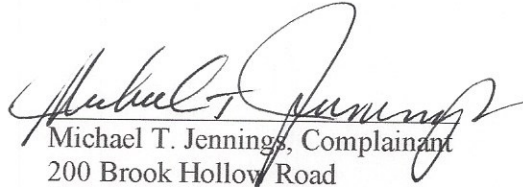
MOTION TO COMPEL DISCOVERY RESPONSES

Pursuant to 52 Pa. Code § 5.342, Michael T. Jennings, Complainant, files this Motion to Compel Discovery Responses (“Motion to Compel”):

1. In this Motion to Compel, Michael T. Jennings seeks an order requiring West Penn Power, Respondent, to respond to certain discovery requests that Michael T. Jennings served to West Penn Power on May 10, 2019.
2. West Penn Power, Respondent, did not raise objections to the Interrogatories of Michael T. Jennings and Request for Production Documents, Set II from complainant.
3. Michael T. Jennings, Complainant, received West Penn Power’s, Respondent, responses to Interrogatories of Michael T. Jennings and Requests for Production of Documents, Set II on June 8, 2019.
4. West Penn Power, Respondent, failed to answer questions 2, 3, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 35, and 36. See Exhibit A.

WHEREFORE, Complainant, Michael T. Jennings respectfully requests that the Presiding Administrative Law Judge grant his Motion to Compel Discovery Responses and require Respondent, West Penn Power, to provide complete answers to Interrogatories and Request for Production Documents, Set II, Nos. 2, 3, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 35, and 36.

Respectfully Submitted,



Michael T. Jennings, Complainant
200 Brook Hollow Road
Mount Pleasant, PA 15666
724-600-9338
Lilmac2@zoominternet.net

Dated: June 12, 2019

EXHIBIT A

Questions West Penn Power Failed to Answer

2. My former address was 905 Country Club Drive, Greensburg, PA in the Country Club Place Development.
 - a. What was the date a smart meter was deployed on that home?
 - b. What was the date the first smart meter was deployed in the Country Club Place Development?
3. Are wired smart meters used in Maryland by FirstEnergy?
 - a. If yes, under what circumstances?
 - b. List the manufacturers of wired smart meters, the makes and models and all technical information regarding the wired smart meters in use by FirstEnergy for its residential customers.
20. Is WPP subject to and compliant with Title II of the Americans with Disabilities Act of 1990 (disability)? Please answer yes or no and explain your answer.
21. Is WPP subject to and compliant with Title III of the Americans with Disabilities Act of 1990 (disability)? Please answer yes or no and explain your answer.
22. On November 26, 2018, in a telephone conversation, my wife asked an employee in the smart meter division, "So, you are not honoring ADA laws?" Wanda responded, "Correct, we are not honoring ADA laws." Does WPP agree with their employee that they are not honoring ADA laws? Please answer yes or no and explain your answer.
23. Does WPP agree it is a business that provides the service of electricity for the public? Please answer yes or no and explain your answer.
24. Is WPP a facility whose operations affect commerce? Please answer yes or no and explain your answer.
25. In layman's terms, is WPP a company a service establishment? Please answer yes or no and explain your answer.
26. Any business that regularly serves the public is considered a public accommodation. Does WPP agree they fit this definition? Please answer yes or no and explain your answer.
27. Does WPP agree that providing services need not be limited to services provided within a structure owned by WPP or even in a public place? Please answer yes or no and explain your answer.

28. Does WPP agree the company may not discriminate in the provision of electricity services even though it is accessed exclusively in its customers' homes? Please answer yes or no and explain your answer.
29. Is the Public Utility Commission a public entity (any department, agency, special purpose district or other instrumentality of a State or States or local government)? Please answer yes or no and explain your answer.
35. It was revealed in the Pennsylvania State Budget Hearings that the Pennsylvania Public Utility Commission gets funding of 1% of the gross revenue of Pennsylvania utilities. What is the amount of funding the Pennsylvania Public Utility Commission receives from FirstEnergy and West Penn Power Company? Please explain in detail.
36. Do FirstEnergy and WPP see the funding of the Pennsylvania Public Utility as a glaring conflict of interest?
 - a. Why or why not? Please explain your answer.

**BEFORE THE
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MICHAEL T. JENNINGS

v.

WEST PENN POWER COMPANY

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Docket No. C-2018-3006031

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of my Motion to Compel Discovery Responses, Set II, Nos, 2, 3, 20 – 29, 35 and 36 upon the individuals listed below, in accordance with the requirements of 52 Pa. Code Section 1.54 (relating to service by a participant.)

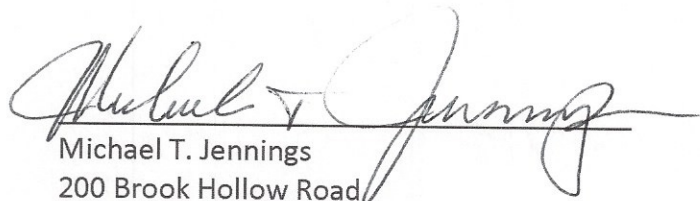
Service by e-filing and email as follows:

Lauren M. Lepkoski
Tori L. Giesler
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, PA 19612-6001
llepkoski@firstenergycorp.com
tgiesler@firstenergycorp.com

Service by e-filing and first class mail:

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

Dated: June 12, 2019


Michael T. Jennings
200 Brook Hollow Road
Mount Pleasant, PA 15666
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