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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

Complainant

OBJECTIONS

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

DATE OF DEPOSIT

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FEB - 8 2025

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**OBJECTIONS OF PPL 1-8**

Nieves Abad, (hereon in Complainant), brings these objections 1-8 against PPL Electric Utility Company, (hereon in PPL) pursuant the Public Utility Commission ( hereon in PUC) rules and regulations. Complainant hereby states the following;

**1. Objection 1 Tariff**

PPL has charged this tariff amount to relocate two utility poles that are located on the Complainants property. The amount of this tariff is \$4,861.45. The amount of this tariff is for two billing invoices #91130032-3, and 91130033-3. ( See Appendix 1 billing invoice.) These billing invoices are for damage done to PPL owned utility during tree removal on the Complainant's

property. ( See PPL's answers to the complaint of Nieves Abad). This damage was done on 4/13/23, and 05/25/23. PPL has stated they will not relocate pole # 57334N42685 & 57339N46273 until these invoices are paid.

**Pa. Title 52 Chapter 57 § 57.27. Pole removal or relocation charges.**

(a) *Definitions.* The following words and terms, when used in this section, have the following meanings unless the context clearly indicates otherwise:

*Contractor costs*—The amount paid by a public utility to a contractor for work performed on a pole removal or relocation.

*Direct labor costs*—The pay and expenses of public utility employees directly attributable to work performed on pole removals or relocations, but does not include construction overheads or payroll taxes, workmen's compensation expenses or similar expenses.

*Direct material costs*—The purchase price of materials used in performing a pole removal or relocation, but does not include related stores expenses. In computing direct material costs, proper allowance should be made for unused materials, materials recovered from temporary structures, and for discounts allowed and realized in the purchase of materials.

*Pole removal or relocation*—The removal or relocation of distribution line poles and their associated attachments made under the request of a residential property owner who is not entitled to receive condemnation damages to cover the cost of the pole removal or relocation. The term does not include pole repairs or replacements necessitated by the intentional or negligent conduct of a party.

(b) *Tariff provisions.* A public utility shall file as part of its tariff provisions setting forth its method of determining pole removal or relocation charges.

(c) *Charges.* Pole removal or relocation charges shall be limited to the contractor, direct labor and direct material costs associated with the pole removal or relocation less an amount equal to maintenance expenses avoided as a result of the pole removal or relocation.

PPL's answers to the Complaint of Nieves Abad, decision to charge the Complainant for prior tree damage to PPL owned utilities and a prior billing issue does not fall under the

categories. Pa. state law clearly states 1. Contractor or direct labor cost to remove the utility poles. 2. Direct material cost relating to the removal of the utility pole. 3. PPL is in violation of this section of the PA State code.

The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

## **2. Objection 2 Pole # 57317N46297**

In PPL's answer to the Complain of Nieves Abad, PPL claims to have a right of way for utility pole# 57317N46297 on the complaints property. ( See PPLs answers to the complaint of Nieves Abad). Pole # 57317N46297 is not a part of the Complaint of Nieves Abad. ( See Complaint of Nieves Abad). Utility pole# 57317N46297 does not exist on the property of Nieves Abad. PPL has incorporated utility pole # 57317N46297 into this matter through PPL's answers to the Complaint of Nieves Abad. PPL has done this because there was a right of way agreement between Pennsylvania power and light company & Real estate technology corp for utility pole# 57317N46297. This is the predecessor company of PPL and a prior land owner who owned 837 Rear Capouse Ave, Scranton Pa 18509. ( See Appendix 2 Right of way agreement) Administrative Law Judge Alphonso Arnold III used this information in a response to PPL preliminary objections.( See order granting in part / denying in part PPL preliminary objections.) PPL and PPL employees have used this information to answer Interrogatories, Depositions, & in documents submitted to this Complainant during discovery. Complainant has contacted the Post & Schell through emails and phone conversation to correct these inaccuracies. Post & Schell has failed to supply a legal explanation or fix this issue. When Complainant asked questions referring to utility pole # 57316N46296, PPL or PPL employees using information from utility pole# 57317N46297. When answering the Complaint of Nieves Abad, PPL had responded using information using utility pole# 57317N49297.

**Pa Title 52 Chapter 5 Section 5.332 - Supplementing responses**

A party or an expert witness who has responded to a request for discovery with a response that was complete when made is under a duty to supplement a response to include information thereafter acquired, as follows:

(1) A party is under a continuing duty to supplement responses with respect to a question directly addressed to the identity and location of persons having knowledge of discoverable matters and the identity of each person expected to be called as an expert witness at hearing, the subject matter on which the expert is expected to testify and the substance of the testimony as provided in § 5.324(a)(1) (relating to discovery of expert testimony).

The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

**3. Objection 3 - No answer to the Complaint of Nieves Abad for pole# 57316N46296**

PPL has failed to file an answer to Complaint of Nieves Abad for utility pole# 57316N46296 instead whenever Complainant referred to pole number 57316N46296, which is on the property of the Complainant ( See Appendix 6 pictures of pole id), PPL has referred to utility pole #57317N46297, which is not on the property of the Complainant. PPL is a default and all relevant facts stated should be admitted for this pole.

**Pa Title 52 Chapter 5 § 5.61. Answers to complaints, petitions, motions and preliminary objections.**

(c) *Failure to file an answer to a complaint.* A respondent failing to file an answer within the applicable period may be deemed in default, and relevant facts stated in the pleadings may be deemed admitted.

Complainant has notified PPL attorneys Post & Schell of this inaccuracy by emails and phone calls. Post & Schell have failed to correct this inaccuracy.

**Pa Title 52 Chapter 5 Section 5.332 - Supplementing responses**

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The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

**4. Objection 4 Pole # 57320N46302**

PPL in its answers to the Complaint of Nieves Abad, has stated the utility pole#57320N46302 is in a public right of way. PPL has submitted zero evidence being located in a public right of way. PPL has been asked in Interrogatories to provide this information. PPL has replied they do not have any documentation or other information to prove this utility pole is in a public right of way. PPL has submitted three drawing maps designed by engineer Tom Kernoschak. These designs show utility pole # 57320N46302 on the property of the Complainant. ( See appendix 3 drawing design maps) PPL false claims of utility pole# 57320N46302 being in a public right of way has been used by administrative law judge Alphonso Arnold III in granting in part/denying in part preliminary objections of the Complaint of Nieves Abad. This information has been used in answering deposition questions by PPL employees. PPL has used this information while answering interrogatories questions. Complainant has notified PPL attorneys Post & Schell of this inaccuracy by emails and phone calls. Post & Schell have failed to correct this inaccuracy.

**Pa Title 52 Chapter 5 Section 5.332 - Supplementing responses**

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The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

**5. Objection 5 To whom a deposition can be taken from/conflict of interest**

Complainant received answers to deposition questions for multiple employees using Post & Schell the same law firm as PPL. This happened during the following depositions ; Tom Kernoschak Set 1,2,3,4 & 5, Daniel Walker Set 1,2,3,4,&5, Tim Robert Set 1&2, John Rosato Deposition Set 1&2, Bill Farber set 1&2, April Marie Set 1, Kimberly 1, Barbara Shumlas set 1, & PPL set 1.

Pa Title 52 Chapter 5 Section 5.346(B) " No Deposition may be taken before a person who is a ... attorney of the parties... who is financially interested in the action." Post & Schell has taken written depositions from all witnesses including PPL Electric Utilities Corp. This has created a conflict of interest between Post & Schell who represents PPL and each of the PPL employees taking depositions. This practice by Post & Schell does not conform to the rules of discovery for a person who may take a written deposition. " Depositions by Written Questions need only be answered under oath and notarized." (Pa Title 52 Chapter 5 Section 5.346(c)

Persons before whom depositions may be taken.) Complainant has notified PPL attorneys Post & Schell of this inaccuracy by emails and phone calls. Post & Schell have failed to correct this inaccuracy. The actions of PPL have caused Complainant resources to have extended discovery times, and has put Complainant at an unfair disadvantage. The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

**6. Objection 6 Depositions Not Sworn in, Notarized and/or verified**

Tom Kernoschak Set 1,2, & 3, Daniel Walker Set 1,2,&3, Tim Rosato Set I, John Roasto Set 1, Bill Farber Set 1, April Marie Set I, Barbara Shumlas Set I, Klm Hanson Set I, and PPL Set I without deponent being sworn in, documents notarized and/or verified. Complainant has received answers from the depositions of Tom Kernoshak Set 4 Daniel Walker Set 4, Tim Rosato Set II, John Rosato Set II, and Bill Farber Set II with verification only.

**§ 5.346. Persons before whom depositions may be taken.**

(c) Depositions by written questions need only be answered under oath and notarized.

Complaintant made PPL aware by email and phone that the deposition was not notarized, taken under oath or verified. PPL did not correct this problem. The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

**7. Objections 7-Withholding Evidence-**

PPL has not disclosed information on NorthEast Forestry, Environmental Contractors Inc. (hereon in ECI) PPL Forestry Department, or PPL Vegetation Management Dept that oversees the property of the Complainant. On 04/26/23, Complainant met with a sub contractor from ECI on the Complainants property. Complainant has asked for this information through

email and phone calls with PPL Attorneys Post & Schell. Post & Schell have failed to resolve the issue. PPL has submitted Answers to Interrogatories Set I, and other interrogatories. All subcontractor's, PPL employees, and all documents relating to this matter have not been disclosed.

**Pa Title 52 Chapter 5 Section 5.332 - Supplementing responses**

*A party or an expert witness who has responded to a request for discovery with a response that was complete when made is under a duty to supplement a response to include information thereafter acquired, as follows:*

(1) A party is under a continuing duty to supplement responses with respect to a question directly addressed to the identity and location of persons having knowledge of discoverable matters and the identity of each person expected to be called as an expert witness at hearing, the subject matter on which the expert is expected to testify and the substance of the testimony as provided in § 5.324(a)(1) (relating to discovery of expert testimony).

The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

PPL has withheld evidence from subcontractor OSMOSE. This company was involved with doing utility pole inspection, repair and maintenance for the utility poles in this complaint. OSMOSE has done at least two inspections on each of the utility poles on the complainants property. This information is important to the Complaint, because it directly involves matters of safety. This information involves the safety conditions of utility poles and PPL's right of way during the time numerous safety infractions have occurred on the property of Nieves Abad. Complainant has asked for this information through email and phone calls with PPL Attorneys Post & Schell. PPL has submitted Answers to Interrogatories Set I and other interrogatories but did not disclose all subcontractor's, PPL employees, and all documents relating to this matter,

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The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

On 06/06/2023, a third incident involving damage to PPL utilities in the alleged right of way on the complainants property caused power outages and live electrical wires to fall on the complainants property. Complainant has submitted Interrogatories Set I answered by PPL on 06/17/2024. PPL has also answered several other sets of Interrogatories. PPL has not disclosed any information from the incident on this date to the Complainant. Complainant has notified PPL attorneys Post & Schell of this inaccuracy by emails and phone calls. Post & Schell have failed to correct this inaccuracy.

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The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

On 4/13/23, 05/25/23, and 06/06/23, PPL owned utilities poles and wires were damaged on the Complainants property. Several PPL employees responded to each incident. All employees who responded to this incident were not disclosed by PPL. No documentation or information from these employees were disclosed. PPL only disclosed two employees, John Rosato and Tim Roberts from two different incidents. Complainant has submitted Interrogatories Set I answered by PPL on 06/17/2024. PPL has also answered several other sets of Interrogatories. PPL has not disclosed any information from the incident on this date to the Complainant. Complainant has notified PPL attorneys Post & Schell of this inaccuracy by emails and phone calls. Post & Schell have failed to correct this inaccuracy.

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W/O # 327197674 made on or about 03/29/23. W/O # 58719381 made on or about 04/03/23, W/O # 58720380 made on or about 04/26/23, and W/O # 58730565 made on or about 07/18/23 have not been disclosed by PPL. On 02/06/24 Complainant spoke to PPL employee Lindsay Smigel, this call was documented by PPL's call center. ( See Appendix 4 call history ) Both employee and complainant went over work orders, PPL employee documented the work orders during this conversation. On 01/08/2024, an informal hearing was started, this call was made after this hearing began. Preservation of documents under PA State Law requires these work orders to be preserved because of ongoing litigation. PPL has failed to provide these work orders.

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The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to

discovery. PPL has submitted answers to Interrogatories and Requests for production of documents. The above work orders have not been submitted during discovery and are still outstanding. Complainant has reached out to PPL Attorneys at Post & Schell through email and phone. These work orders have still not been provided.

#### **8. Objection 8 Missing, Inaccurate or Incomplete Testimony**

Throughout discovery, PPL has not answered all questions in a form that conforms to the rules of discovery.. Questions were answered for example with, "Please see attached work order documentation folder" referring to attached folders. (See appendix 5 answers to interrogatories set I) It does not answer the questions or explain the evidence presented. This problem is repeated through Interrogatories Set I. This has been a common practice throughout *Interrogatories and Depositions* by PPL & PPL employees. This practice is still ongoing. Post & Schell has been contacted about this problem by email and phone. Peter Kramer has corrected Depositions set III of Tom Kernoschak and Daniel Walker. No other corrections to discovery have been made. The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

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the subject matter on which the expert is expected to testify and the substance of the testimony as provided in § 5.324(a)(1) (relating to discovery of expert testimony).

The Answers To The Deposition of Tom Kernoschak and Daniel Walker Set I,II,III,and IV have similar or identical responses. Tom Kernoschak is in PPL's engineering department. Daniel Walker is in PPL's right of way department. These questions seem to be prepared for both employees or both employees collaborated with each other to answer these questions. A deposition question is supposed to be answered by the person being asked the question in their own capacity to the best of his/her knowledge. The answers should not be similar or identical. The actions of PPL and Post & Schell have caused Complainant resources, it has extended discovery times, and has put Complainant at an unfair disadvantage. PPL and Post & Schell have discriminated against the Complainant by violating his due process right to discovery.

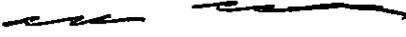
Wherefore,the Complainant, asks the court to grant objections 1-8 in full striking statements from the record, ordering PPL to fix inaccurate or insufficient answers, ordering PPL to answer written deposition questions, under oath and notarize depositions ordering evidence being withheld released and disclosed, and/or any other relief this court deems fit under the circumstances.

DATE OF DEPOSIT

FEB - 8 2025

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

CC:  
Alphonso Arnold III  
Administrative Law Judge  
Office of Administrative Law Judge  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
Email- alphonarno@pa.gov

  
Nieves Abad  
747 Delaware St  
Forest City , PA 18421  
Email- [Matjua3@aol.com](mailto:Matjua3@aol.com)  
Phone - 631-575-2348  
Dated- February 7, 2025

Rosemary Chiavetta  
Secretary of The Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
P.O BOX 3265  
Harrisburg, PA 17105-3265

Peter J Kramer Esquire  
Post & Schell  
Three Logan Square  
1717 Arch Street

DATE OF DEPOSIT

FEB - 8 2025

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

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740 MERCE WINTER STREET  
ALLENSTOWN PA 17101-1179

INVOICE NUMBER  
91130032-3

INVOICE DATE  
08/15/23

TOTAL AMOUNT  
3,176.24

NIEVES P. ASAD  
747 DELAWARE ST.  
FOREST CITY, PA 18421

PPL CONTROL ACCOUNT: 014680

MAKE CHECKS PAYABLE TO:  
PPL Electric Utilities Corp

--- 3 3900031762490003176249 9113003200

AMOUNT PAID

TO ENSURE PROPER CREDIT, PLEASE RETURN THIS PORTION WITH PAYMENT IN ENCLOSED ENVELOPE  
TO: PPL CORPORATION PO BOX 28222 LEHIGH VALLEY, PA 18002-6222

NIEVES P. ASAD  
747 DELAWARE ST.  
FOREST CITY, PA 18421

REFER ALL INQUIRIES TO:  
CSC Claims Office 630-735-7104

PLEASE REFER TO THIS NUMBER WHEN  
CALLING OR WRITING: 91130032-3

ITEM	DESCRIPTION	AMOUNT
1	Property Damage Cost of repairing damage to our property located at Emily Grove, Scranton, PA  Incident date: April 13, 2023  WR # E9716627  Claim # 2023-00483	9.00
2	Labor	3,738.21
3	Vehicle Usage Charges	255.26
4	Materials	1,137.87

DATE OF DEPOSIT  
FEB - 8 2025  
PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Payment Due: Net 30

INVOICE NUMBER  
91130032-3

INVOICE DATE  
08/15/23

TOTAL AMOUNT  
3,176.24

PPL Electric Utilities Corp  
740 MERCE WINTER STREET, ALLENSTOWN, PA 17101-1179  
037120390003035

Appendix 1



TWO KEENE HURTS STREET  
ALLENTOWN PA 18101-1179

INVOICE NUMBER  
91130033-B

INVOICE DATE  
06/15/23

TOTAL AMOUNT  
1,685.21

NIEVES P. ASAD  
747 DELAWARE ST.  
FOREST CITY, PA 15421 15421

PPL CONTROL ACCOUNT: 024350

MAKE CHECKS PAYABLE TO:  
PPL Electric Utilities Corp

AMOUNT PAID

--- 3 4100016852110001685210 9113003300

TO ENSURE PROPER CREDIT, PLEASE RETURN THIS RECEIPT WITH PAYMENT IN ENCLOSED ENVELOPE  
TO: PPL CORPORATION PO BOX 20222 LEHIGH VALLEY, PA 19002-9222

NIEVES P. ASAD  
747 DELAWARE ST.  
FOREST CITY, PA 15421

ENTER ALL INQUIRIES TO:  
CCO Claims Office 609-746-7104

PLEASE REFER TO THIS NUMBER WHEN  
CALLING OR WRITING: 91130033-3

ITEM	DESCRIPTION	AMOUNT
1	Property Damage Cost of repairing damage to our property located at Smith Church, Scranton, PA  Incident Date: May 25, 2023  MR # 59724132  Claim # 2023-00661	0.00
3	Labor	2,862.00
3	Vehicle Usage Charges	212.21
Payment Due: Net 30		

91130033-B  
INVOICE NUMBER

06/15/23  
INVOICE DATE

1,685.21  
TOTAL AMOUNT

PPL Electric Utilities Corp  
TWO KEENE HURTS STREET, ALLENTOWN, PA 18101-1179  
09120000000033

PAID 28

SCRANTON DISTRIBUTION SYSTEM  
BETTERMENT

KNOW ALL MEN BY THESE PRESENTS, THAT REAL ESTATE TECHNOLOGY  
CORP., a corporation of PENNA, having its  
principal office at SCRANTON, in consideration of the  
sum of ONE Dollar (\$1.00) to it paid at the date  
hereof by PENNSYLVANIA POWER & LIGHT COMPANY, hereinafter called "Electric Company", the  
receipt whereof is hereby acknowledged, does hereby grant unto the said Electric Company,  
its successors, assigns and lessees, the right, privilege and authority to construct,  
reconstruct, maintain and operate its electric lines consisting of ONE (1)  
POLE AND OVERHEADS

wires, cables, fixtures and apparatus upon, across, over, under and along the property  
which it owns or in which it has an interest, situate in the CITY  
of SCRANTON, County of WILKESBARRE, Commonwealth

of Pennsylvania; and along the public highways adjoining the said property, including  
the right of ingress and egress to and from the said line for any of the aforesaid  
purposes; also the right to cut down NO trees and the right to trim  
AS NECESSARY trees and to remove brush along the said lines which  
in judgment of the said Company menace the said lines; and also the right to permit the  
attachments of wires and cables of any other person or company to said poles. Any poles  
or facilities erected hereunder along a highway, whether within or outside the highway  
limits, may, without the payment of further consideration, be relocated to conform to  
new or relocated highway limits.

IN WITNESS WHEREOF the said REAL ESTATE TECHNOLOGY CORP  
has caused these presents to be executed by its President and its seal to be hereunto  
affixed, duly attested by its Secretary, this 23RD day of JULY,  
1974.

ATTEST:   
[Signature]  
ASST. SECRETARY

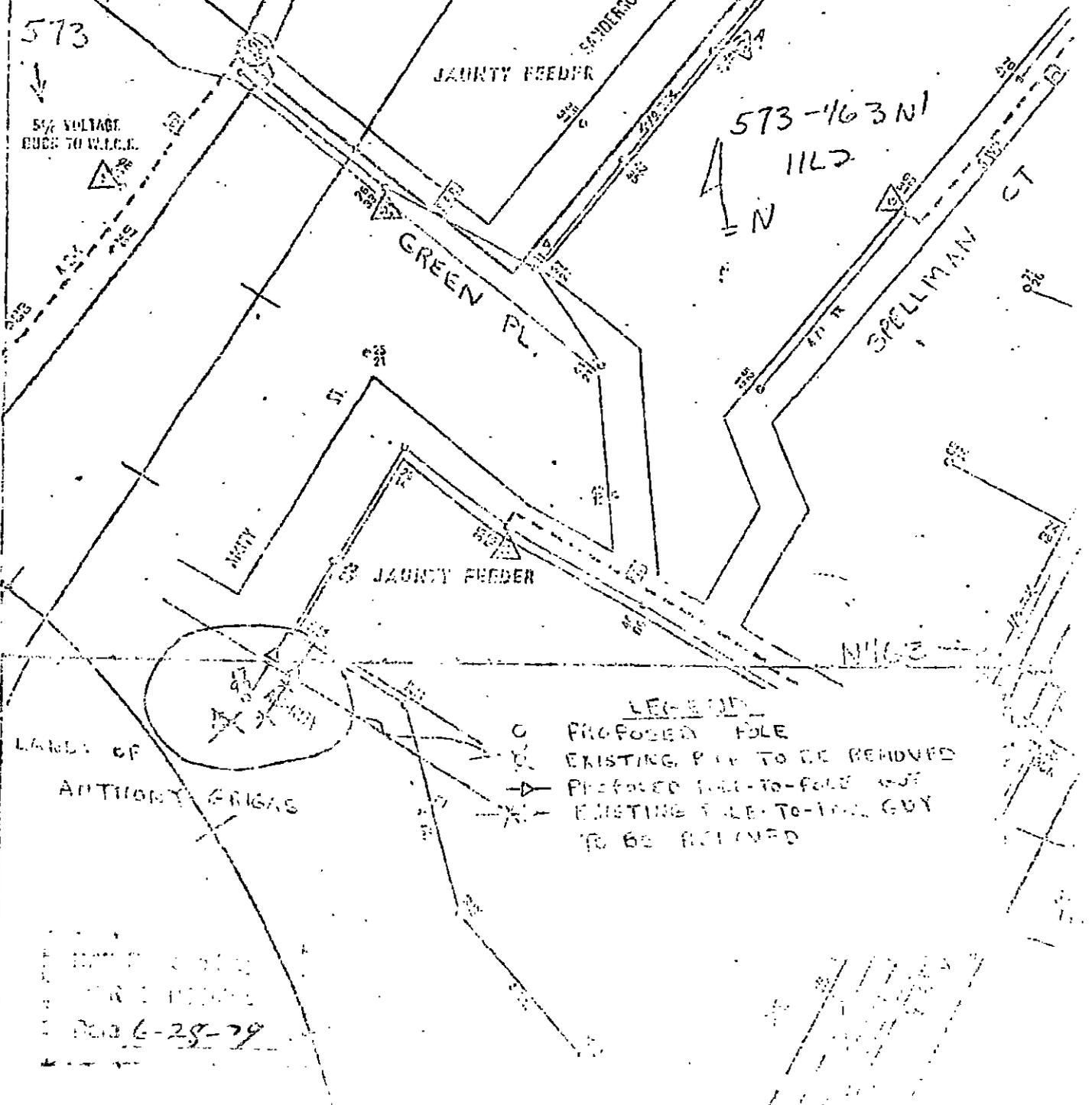
REAL ESTATE TECHNOLOGY CORP  
BY: [Signature]  
PRESIDENT

Appendix 2



*Pole Relocation  
Amity Court  
Scranton Lacka Co  
ER 288789*

*Joe Brubaker*



573  
5% VOLTAGE BUCK TO V.L.C.E.

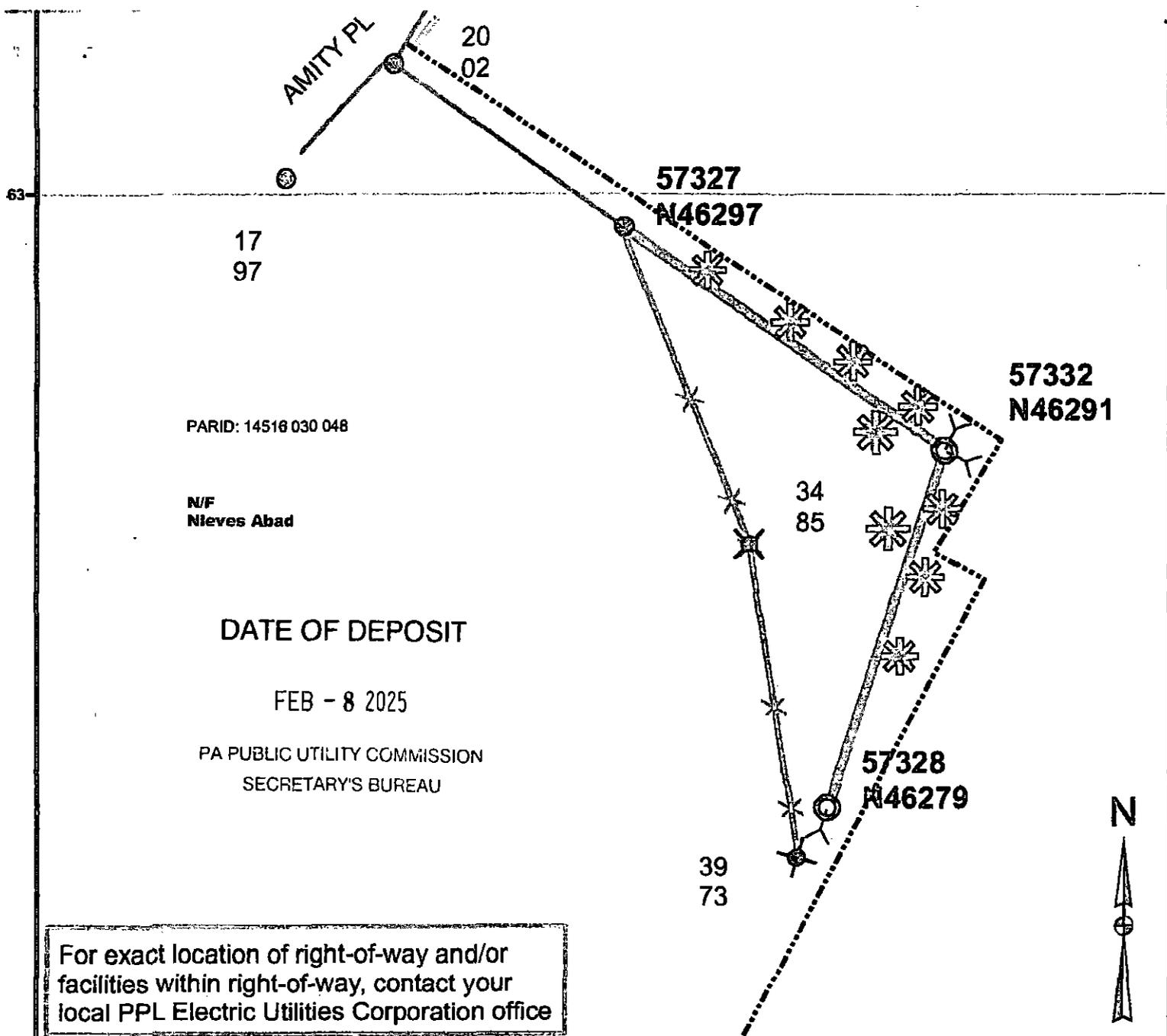
573-163N  
11L2  
N

LEGEND

- PROPOSED POLE
- ⊗ EXISTING POLE TO BE REMOVED
- △ PROPOSED POLE-TO-POLE WORK
- ⊗ EXISTING POLE-TO-POLE GUY TO BE REMOVED

LANDS OF ANTHONY BRIGAS

6-28-79



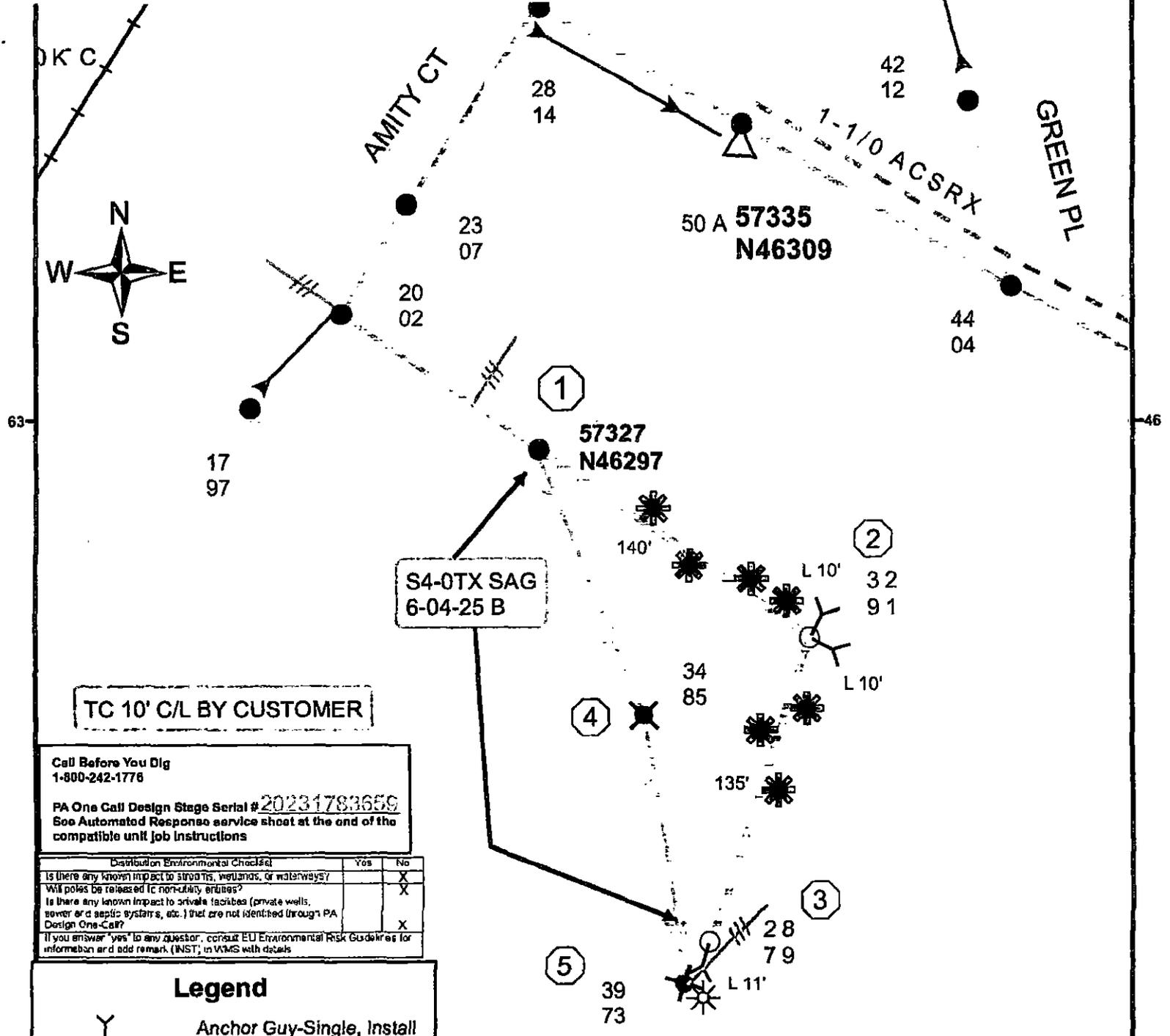
For exact location of right-of-way and/or facilities within right-of-way, contact your local PPL Electric Utilities Corporation office

Legend	
	Anchor Guy, Proposed
	Pole, Remove
	Pole, Proposed
	Pole, Existing
	Overhead Wires, Existing
	Overhead Wires, Proposed
	Overhead Wires, Remove
	Treework, By Customer
	Approximate Property Line

Not for Construction

WO/Design: 12952883/309256	PLAN SHOWING FACILITIES ON PROPERTY OF:  CITY OF SCRANTON LACKAWANNA COUNTY
ER: 289122	
REGION: NORTHEAST	
SCALE: N.T.S.	PPL Electric Utilities Corporation ALLENTOWN, PENNA.
DATE: 6/6/2023	SIGNATURE: _____ DATE: _____
ENGR: Kernoschak, T.M.	DWG. NO.: 12952883-309256-R/W-0

Appendix 3



TC 10' C/L BY CUSTOMER

Call Before You Dig  
1-800-242-1776

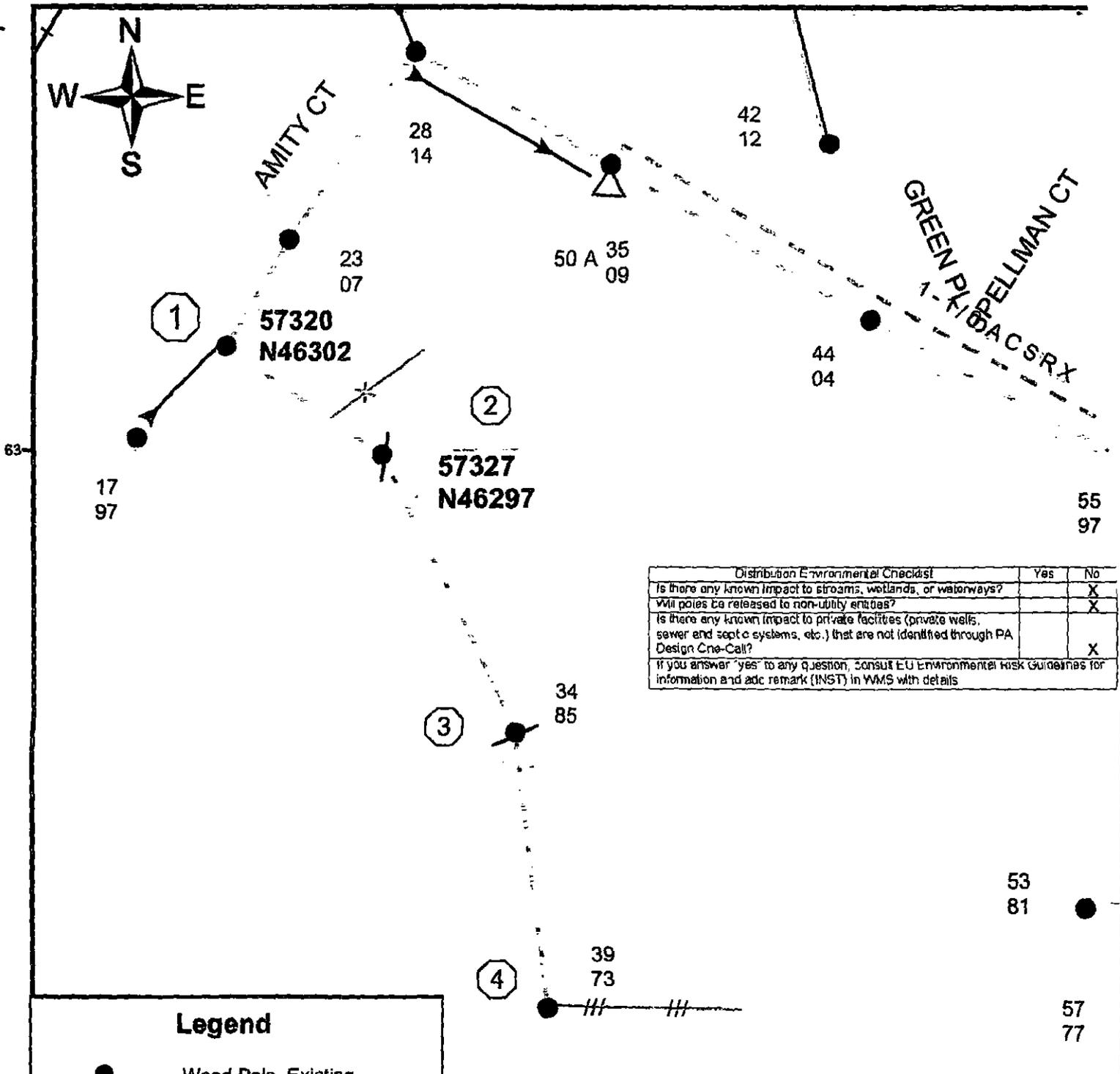
PA One Call Design Stage Serial # 20231783659  
See Automated Response service sheet at the end of the compatible unit job instructions

Distribution Environmental Checklist	Yes	No
Is there any known impact to streams, wetlands, or waterways?		X
Will poles be released to non-utility entities?		X
Is there any known impact to private facilities (private wells, sewer or septic systems, etc.) that are not identified through PA Design One-Call?		X
If you answer "yes" to any question, consult EU Environmental Risk Guidelines for information and add remark (INST) to VMS with details		

**Legend**

- Anchor Guy-Single, Install
- Wood Pole, Remove
- Wood Pole, Install
- Wood Pole, Existing
- OH Transformer, Existing
- Streetlight, Existing
- Primary OH, Existing
- Secondary OH, Existing
- Secondary OH, Install
- Secondary OH, Remove
- Service OH, Existing
- Span Guy, Single, Existing

WO/Design: 12952883/309256	<b>PPL Electric Utilities Corporation</b> <b>Allentown, PA</b> <b>Scope of Work / Construction Details For:</b> OH 1PH POLE SEC RELOC ABAD AMITY PL, REAR CAPOUSE CITY OF SCRANTON LACKAWANNA COUNTY
ER: 289122	
SCALE N.T.S.	
REGION: NORTHEAST	
DATE: 6/27/2023	
ENGR: Kernoschak, Thomas M	DWG. NO.: 12952883/309256-C-00



Distribution Environmental Checklist		Yes	No
Is there any known impact to streams, wetlands, or waterways?			X
Will poles be released to non-utility entities?			X
Is there any known impact to private facilities (private wells, sewer and septic systems, etc.) that are not identified through PA Design Call?			X
If you answer "yes" to any question, consult E.U. Environmental Risk Guidelines for information and add remark (INST) in WMS with details			

Legend	
	Wood Pole, Existing
	Wood Pole, Replace
	OH Transformer, Existing
	Streetlight, Existing
	Primary OH, 1, Existing
	Secondary OH, Replace
	Secondary OH, Existing
	Service OH, Existing
	Service OH, Removal
	Span Guy, Single, Existing

WO/Design: 12951338/307480	<b>PPL Electric Utilities Corporation</b> <b>Allentown, PA</b>
ER: 12951338	<b>Scope of Work / Construction Details For:</b>
SCALE N.T.S.	BJO 57327N46297 2 POLES, 3 SPANS SECONDARY, CONFIRMING
REGION: NORTHEAST	AMITY COURT OFF GREEN PLACE CITY OF SCRANTON
DATE: 4/17/2023	LACKAWANNA COUNTY
ENGR: Kemoschak, Thomas M	DWG. NO.: 12951338/307480-C-00

DATE OF DEPOSIT

FEB - 8 2025

PA PUBLIC UTILITY COMMISSION

SECRETARY'S BUREAU

**Account Contact History**  
**Account: 6941302009 Customer Name: NIEVES ABAD**  
**From 10/9/2020 to 10/9/2024**

Contact Date	Contact Type	Remarks	User
2024-10-07	IVR Customer Initiated Payment	Scheduled date 10 7 2024 Amount 258.07 User IVR Owner YES. Confirmation Number 24100751	IVR
2024-08-24	IVR Customer Initiated Payment	Scheduled date 6 24 2024 Amount 104.84 User IVR Owner YES. Confirmation Number 24062406	IVR
2024-03-07	SC - PUC Formal Complaint	The customer filed Formal Complaint Docket No. C-2024-3047163- WATT ID 4183358	E02623
2024-03-04	Special Situation	PAYMENTUS IVR paid 1000.00	SELF SERVICE USER
2024-03-04	Special Situation	PAYMENTUS IVR paid 1000.00	SELF SERVICE USER
2024-03-04	Billing	Caller Back Office Ratepayer. dead air onset of call. read dead air script	MICHAEL CRAWFORD
2024-03-01	Correspondence - Deposits	Deposit Warning Letter - Commercial	
2024-02-06	WAM	Caller NIEVES ABAD Ratepayer. reviewed work orders 58730585 58720380 58716668 58718671 58719830 58719831 and provided OGC number for two claim invoices.	LINDSY SMIGEL
2024-02-06	PUC/Informal	Caller Back Office Ratepayer. BCS 3960948 DEC CLOSED02 05 2024-THE CUSTOMER STATED THAT REMOVING THE POLES FROM HIS PROPERTY HAS BEEN AN ONGOING ISSUE.THE CUSTOMER SAID HE CONTACTED PPL NUMEROUS TIMES TO ADDRESS THE TREES INTERFERING WITH THE POLES LINES.CUSTOMER WAS NOT SATISFIED AND WILL FILE A FORMAL COMPLAINT.	ASHLEY KIERNAN-JOHNSON
2024-01-02	Special Situation	PAYMENTUS IVR paid 436.74	SELF SERVICE USER
2023-11-20	Miscellaneous	WATT Billing - MultiPrimary - Needs Rebilling Work Item 4080083 Completed	KATHLEEN A KRAYER
2023-11-20	Miscellaneous	WATT ID 4090083 entered 11 10 reading	KATHLEEN A KRAYER
2023-11-17	Miscellaneous	WATT No Bill - No Bill Commercial Work Item 4096520 Created	CSS
2023-11-17	Cancel/Only Service	canc multi primary to rebil monthly	KATHLEEN A KRAYER
2023-11-17	Pull Bill	Rejected	DBL VBIL
2023-11-15	Miscellaneous	WATT No Bill - Never Billed Non Residential Work Item 4081824 Completed	E063929
2023-11-13	Miscellaneous	WATT Billing - MultiPrimary - Release Pull Bill Work Item 4090083 Created	JO-ANN GOEPPERT
2023-11-11	Data Repair	Temporary Pull Bill due to Multi Primary	CSSDR044
2023-11-06	Miscellaneous	WATT No Bill - Never Billed Non Residential Work Item 4081824 Created	CSS
2023-10-20	Choice Inquiry	New Connect Privacy Release Default - OK to Release All	SYSTEM SYSTEM
2023-10-20	Connect Completed	ACCT-6941302009 WAM CSS INTERFACE - WAM JOB 00012952782	CUBSO020
2023-10-20	Connect Questions	TYPE OF CONNECT REQUEST RATEPAYER OWNS THE PROPERTY RATEPAYER WILL OCCUPY THE PROPERTY NON-RESIDENTIAL USE ASSOCIATED WITH THE PROPERTY TYPE OF PROPERTY RESIDENTIAL ELECTRIC HEAT RESIDENTIAL USE ASSOCIATED WITH THE PROPERTY RESIDENTIAL USE WILL BE FOR THE RATEPAYERS SOLE BENEFIT	CUBSO020
2023-10-20	Connect Issued	Electric WAM CSS INTERFACE - WAM JOB 00012952782	CUBSO020

Business Use

Appendix 4

**PPL Electric Utilities Corporation**  
**Responses to Request for the Production of Documents**  
**Nieves Abad – Set I**  
**Dated June 17, 2024**  
**Docket No. C-2024-3047163**

Abad-I-2: Work Order Numbers  
58719381, 58720380, 327197674, 58716668, 58716671, 58719830, 58730565,  
58719831, and contractor number 580218, any and all information relating to  
these work orders and contractor number including, notes, phone calls,  
voicemails, text messages, computer notes, reports, documents, photos,  
employee information of each phone call, dates, times and any and all  
information relating to these work orders and several other unknown work  
order numbers made by complainant from 02/01/2023 to present time about  
837 Rear Capouse Ave Scranton PA 18509.

PPL Electric's Response: Please see attached *Work Order Documentation* folder.

Witness: Kim Hanson  
Dated: June 17, 2024

**PPL Electric Utilities Corporation**  
**Responses to Request for the Production of Documents**  
**Nieves Abad – Set I**  
**Dated June 17, 2024**  
**Docket No. C-2024-3047163**

**Abad-I-3:** PPL Electric Utilities Company correspondence about any incidents in this complaint at 837 Rear Capouse Ave Scranton PA 18509 from 02/01/2023 to the present date including but not limited to emails phone records, mail, reports, text messages, voicemail, recording or any other evidence to this matter.

**PPL Electric's Response:** Please see attached *Invoices* and *Work Documentation* Folders.

**Witness:** Kim Hanson  
**Dated:** June 17, 2024

**DATE OF DEPOSIT**  
**FEB - 8 2025**  
**PA PUBLIC UTILITY COMMISSION**  
**SECRETARY'S BUREAU**

**PPL Electric Utilities Corporation**  
**Responses to Request for the Production of Documents**  
**Nieves Abad – Set I**  
**Dated June 17, 2024**  
**Docket No. C-2024-3047163**

**Abad-I-4:**

Right of Way agreement with Real Estate Corp for pole number 57317N46297;

- A. Any Right Of Way agreement that was said transferable for this pole.
- B. Any Right Of Way agreement with Nieves Abad for this pole.
- C. Any Right Of Way agreement with the City Of Scranton .
- D. Any permits or papers filed with the City of Scranton or State Of Pennsylvania to erect poles.
- E. Any notes, plans, dates poles were installed, any information relating to the poles in question since the duration the poles have been in place.
- F. Any documents sharing location of poles including but not limited to a survey, correspondence, map location, expert records, notes, opinions, and any other information about poles.

**PPL Electric's  
Response:**

Please see attached *Prior ROW document* in the attached *Right of Way Documentation Folder*.

**Witness:  
Dated:**

Kim Hanson  
June 17, 2024

**PPL Electric Utilities Corporation**  
**Responses to Request for the Production of Documents**  
**Nieves Abad – Set I**  
**Dated June 17, 2024**  
**Docket No. C-2024-3047163**

Abad-I-5:

Pole numbers 5731N46297 , 5733N42685, and 5733N46273,  
A. Any Right Of Way agreement that was said transferable for this pole.  
B. Any Right Of Way agreement with Nieves Abad for this pole.  
C. Any Right Of Way agreement with the City Of Scranton .  
D. Any permits or papers filed with the City of Scranton or State Of Pennsylvania to erect poles.  
E. Any notes, plans, dates poles were installed, any information relating to the poles in question since the duration the poles have been in place.  
F. Any documents sharing location of poles including but not limited to a survey, correspondence, map location, expert records, notes, opinions, and any other information about poles.

PPL Electric's  
Response:

Please see attached *Right of Way Documentation* Folder. No Right of Way agreement exists for Pole 57327N46297, Pole 57334N42685, and Pole 57339N46273.

Witness: Kim Hanson  
Dated: June 17, 2024

**PPL Electric Utilities Corporation**  
**Responses to Interrogatories and Request for Production of Documents of**  
**Nieves Abad – Set I**  
**Dated August 28, 2024**  
**Docket No. C-2024-3047163**

Abad-I-6: Please state the name, address, business address and capacity of all witnesses having knowledge or discoverable matter.

PPL Electric's Response: Kim Hanson, Claims Specialist, 645 Hamilton Street, Suite 700, Allentown, PA 18101  
John Rosato, Lineman Leader, 600 Larch Street, Scranton, PA 18509  
Tim Roberts, Journeyman Lineman, 600 Larch Street, Scranton, PA 18509  
Daniel Walker, Right of Way Agent, 600 Larch Street, Scranton, PA 18509  
Tom Kernoschak, Distribution Tech, 600 Larch Street, Scranton, PA 18509  
Shani Hujsa, Senior Clerk, 827 Hausman Road, Allentown, PA 18104

Witness: Kim Hanson  
Dated: August 28, 2024

**PPL Electric Utilities Corporation**  
**Responses to Interrogatories and Request for Production of Documents of**  
**Nieves Abad – Set I**  
**Dated August 28, 2024**  
**Docket No. C-2024-3047163**

Abad-I-  
Documents and  
Things  
Requested 11:      Copies of any and all documents used in answering these written Discovery requests.

PPL Electric's  
Response:      A shared folder containing documentation used in answering these written Discovery requests has been provided. Documents were also sent by mail.

Witness:      Kim Hanson  
Dated:      August 28, 2024

**DATE OF DEPOSIT**

**FEB - 8 2025**

**PA PUBLIC UTILITY COMMISSION**  
**SECRETARY'S BUREAU**

**PPL Electric Utilities Corporation**  
**Responses to Interrogatories and Request for Production of Documents of**  
**Nieves Abad – Set I**  
**Dated August 28, 2024**  
**Docket No. C-2024-3047163**

Abad-I-  
Documents and Things  
Requested 12:      The contract, Right Of Way or Easement.

PPL Electric's  
Response:      Please see the Right of Way documentation folder.

Witness:      Kim Hanson  
Dated:      August 28, 2024

Appendix C



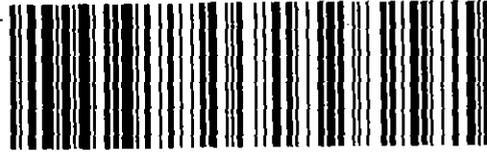
P.S.E.  
CO

57316

N46296



✓ JAMES ALBANI  
747 DELAWARE ST  
FOREST CITY PA 18421



9589 0710 5270 1735 5866 20

RECEIVED

FEB 11 2025

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Rosemary Chiavetta  
Secretary of the Commission  
400 NORTH ST 2nd FLOOR  
P.O. BOX 3265  
Harrisburg, PA 17105

Retail



17105

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SCRANTON, PA 18503  
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S2324N506783-35



CMPC  
717-705-1952

To: CHIAVETA, R. PUC