
Nicholas A. Stobbe

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File # 205250

February 18, 2025

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Nieves Abad v. PPL Electric Utilities Corporation
Docket No. C-2024-3047163

Dear Secretary Chiavetta:

Attached for filing in the above-referenced proceeding is the Motion for Protective Order of PPL Electric Utilities Corporation.

Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,



Nicholas A. Stobbe

NAS/dmc
Attachments

cc: The Honorable Alphonso Arnold III (*w/attachments*)
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA EMAIL AND FIRST-CLASS MAIL

Nieves Abad
747 Delaware Street
Forest City, PA 18421
Martjua3@aol.com

Date: February 18, 2025



Nicholas A. Stobbe

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Nieves Abad,	:
	:
Complainant,	:
	:
v.	: Docket No. C-2024-3047163
	:
PPL Electric Utilities Corporation,	:
	:
Respondent.	:

NOTICE TO PLEAD

YOU ARE HEREBY ADVISED THAT, PURSUANT TO 52 PA. CODE § 5.103(c), ANSWERS TO MOTIONS ARE DUE WITHIN TWENTY (20) DAYS AFTER THE DATE OF SERVICE. YOUR ANSWERS SHOULD BE FILED WITH THE SECRETARY OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION, P.O. BOX 3265, HARRISBURG, PA 17105-3265. A COPY SHOULD ALSO BE SERVED ON THE UNDERSIGNED COUNSEL.

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Dated: February 18, 2025

Attorneys for PPL Electric Utilities Corporation

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Nieves Abad,	:	
	:	
Complainant,	:	
	:	
v.	:	Docket No. C-2024-3047163
	:	
PPL Electric Utilities Corporation,	:	
	:	
Respondent.	:	

MOTION FOR PROTECTIVE ORDER

TO ADMINISTRATIVE LAW JUDGE ALPHONSO ARNOLD III:

PPL Electric Utilities Corporation (“PPL Electric” or the “Company”) hereby requests that Administrative Law Judge Alphonso Arnold III (the “ALJ”) enter a Protective Order in this proceeding pursuant to the provisions of 52 Pa. Code § 5.365(a), prohibiting Nieves Abad (“Complainant”) from serving any additional discovery upon the Company in the form of written interrogatories, requests for production of documents, requests for written depositions, and any other forms of discovery or discovery-related pleadings otherwise covered by the Commission’s regulations for the remainder of this proceeding. *See* 52 Pa. Code §§ 5.321 – 5.351. In support of this Motion, PPL Electric represents as follows:

I. INTRODUCTION AND BACKGROUND

1. On February 12, 2024, Nieves Abad (“Complainant”) filed a Formal Complaint against PPL Electric with the Pennsylvania Public Utility Commission (“Commission”). In the Complaint, the Complainant argued that five (5) PPL Electric owned poles are located on his property without a legal right-of-way (“ROW”).

2. As relief, the Complainant requested that the Commission: (1) order the Complainant to be compensated in the amount of \$100 per pole, per week since May 1, 2023; (2) order PPL Electric to remove the five utility poles from his property; (3) come to a resolution in regards to a fair right of way with PPL Electric; (4) order that all future upgrades to poles, transformers, and the running of new wires be the full responsibility of PPL Electric; and (5) dismiss two invoices rendered by the Company to the Complainant for damage that the Complainant allegedly caused to utility poles.

3. On March 7, 2024, the Company was served with the Formal Complaint.

4. On March 27, 2024, the Company filed an Answer to the Formal Complaint.

5. Also on March 27, 2024, the Company filed Preliminary Objections to the Complaint.

6. On April 4, 2024, the Complainant filed an Answer to the Company's Preliminary Objections.

7. On April 24, 2024, the Commission assigned the Honorable Alphonso Arnold III (the "ALJ") to rule on the Company's Preliminary Objections.

8. On May 17, 2024, the ALJ issued an Order Granting in Part and Denying in Part the Company's Preliminary Objections. The May 17, 2024 Order granted PPL Electric's request to dismiss the Complainant's request for damages.

9. Also on May 17, 2024, the Commission issued an Initial Call-In Telephone Hearing Notice.

10. On May 28, 2024, the Complainant served upon PPL Electric a "Request for Production of Documents and Things Directed to the Respondent" ("RFPDs Set I").

11. Also on May 28, 2024, the Complainant served upon PPL Electric Interrogatories (“Interrogatories Set I”).

12. On June 7, 2024, PPL Electric served objections to certain of the Complainant’s RFPDs Set I.

13. Also on June 7, 2024, PPL Electric served objections to certain of the Complainant’s Interrogatories Set I.

14. On June 18, 2024, Complainant filed a Motion to Compel.

15. On June 26, 2024, the Complaint served “Complainant’s Admission of Evidence Exhibits 1-41.”

16. On June 28, 2024, the Commission issued a Hearing Type Change Notice, converting the July 18, 2024 Evidentiary Hearing into a Prehearing Conference.

17. On July 16, 2024, the ALJ issued a Prehearing Conference Order.

18. On July 18, 2024, a prehearing conference was held.

19. On August 13, 2024, the Commission issued the ALJ’s Order Clarifying Scope of Proceedings and Granting in Part and Denying in Part Complainant’s Motion to Compel.¹

20. On August 23, 2024, the Complainant served upon PPL Electric requests for written depositions directed at various PPL Electric employees and former PPL Electric employees (“Depositions Set I”).

21. On August 29, 2024, the Complainant served upon PPL Electric additional interrogatories (“Interrogatories Set II”).

¹ Order Clarifying Scope of Proceedings and Granting in Part, and Denying in Part, Complainant’s Motion to Compel, Docket No. C-2024-3047163 (Order issued August 13, 2024) (“August 13, 2024 Order”).

22. On September 3, 2024, Complainant filed a Motion for Summary Judgment (“Motion #1”).

23. Also on September 3, 2024, PPL Electric served its objections to certain of the requests contained in the Complainant’s Depositions Set I,

24. On September 8, 2024, PPL Electric served its objections to certain of the Complainant’s Interrogatories Set II.

25. On September 16, 2024, the Complainant served additional requests for written depositions upon PPL Electric (“Depositions Set II”).

26. On September 18, 2024, a further prehearing conference was held with both parties participating.

27. On September 23, 2024, the Complainant served additional interrogatories upon the Company (“Interrogatories Set III”).

28. On September 24, 2024, the ALJ issued an Order Denying Complainant’s Motion for Summary Judgment, which denied Motion #1.

29. Also on September 24, 2024, the ALJ issued an Order Directing the Filing of a Status Report.

30. On September 26, 2024, the Company filed objections to the Complainant’s Depositions Set II.

31. On October 7, 2024, Complainant filed a Motion for Order to Show Cause (“Motion #2”). The content of Motion #2 did not materially differ from Motion #1. Further, the attachments included to Motion #2 were the same attachments included to Motion #1.

32. Also on October 7, 2024, the Company served answers to certain of the Complainant’s Interrogatories Set II on the Complainant.

33. On October 15, 2024, the Company served answers to certain of the Complainant's Discovery Set III on the Complainant.

34. On October 17, 2024, the Complainant served additional requests for written depositions upon the Company ("Depositions Set III").

35. On October 25, 2024, the Complainant served additional interrogatories upon the Company ("Interrogatories Set IV").

36. On October 29, 2024, the ALJ issued an Order denying the Motion for Order to Show Cause filed by the Complainant on October 7, 2024.

37. On November 4, 2024, the Company served its objections to the Complainant's Interrogatories Set IV.

38. On November 6, 2024, the Company served Answers to certain of the Complainant's Discovery Set III.

39. On November 14, 2024, the Company served additional answers to certain of the Complainant's Interrogatories Set IV.

40. On November 25, 2024, the Commission issued an Evidentiary Hearings Notice, scheduling an Evidentiary Hearing for February 10, 2024, before the ALJ.

41. On November 26, 2024, the Complainant served additional interrogatories upon the Company ("Interrogatories Set V").

42. On December 2, 2024, the ALJ issued a Prehearing Order for Telephonic Hearing.

43. On December 2, 2024, the Complainant served an additional request for written deposition upon the Company ("Depositions Set IV").

44. On December 3, 2024, the Complainant served an additional request for written deposition upon the Company ("Depositions Set V").

45. On December 17, 2024, the Complainant filed a Motion to Compel Discovery.
46. On December 23, 2024, the Company filed a Petition for Extension of time to Answer the Complainant's December 17, 2024 Motion to Compel Discovery.
47. On December 24, 2024, the ALJ issued an Order Granting PPL Electric's Petition for Extension of Time.
48. On January 2, 2025, the Company filed its Answer to the Complainant's December 17, 2024 Motion to Compel.
49. On January 7, 2025, the Complainant filed a Motion to Amend the Complaint.
- 50.
51. On January 8, 2025, the ALJ issued an order Granting in Part and Denying in Part the Complainant's Motion to Compel Discovery Set II.
52. On January 11, 2025, the Complaint served "Complainant's Admission of Evidence Exhibits 42-62."
53. On January 16, 2025, the Company served responses to certain of the written depositions, consistent with the ALJ's January 8, 2025 Order.
54. On January 21, 2025, the Complainant served additional requests for written depositions upon the Company ("Depositions Set VI").
55. On January 27, 2025, the Company filed an Answer to the Complainant's Motion to Amend the Complaint.
56. On January 28, 2025, the Complainant served an additional request for written deposition upon the Company ("Deposition Set VII").
57. On January 29, 2025, the ALJ granted the Complainant's Motion to Amend his Complaint.

58. On January 30, 2025, the Complainant filed a Motion for Sanctions.

59. On January 31, 2025, the Complainant filed an amended complaint.

60. Also on January 31, 2025, the Company served objections to the entirety of the Complainant's January 21, 2025 Depositions Set VI.

61. On February 7, 2025, the Company served objections to the entirety of the Complainant's Deposition Set VII.

62. Also on February 7, 2025, the Complainant filed a Motion to Compel Depositions Sets VI and VII.

63. On February 8, 2025, the Complainant served "Objections" upon the Company.

64. On February 12, 2025, the Company filed a Motion for Leave to File an Answer *Nunc Pro Tunc* to the Complainant's Motion for Sanctions, as well as an Answer *nunc pro tunc*.

65. Also on February 12, 2025, the Company served its Answer to the Complainant's February 7, 2025, Motion to Compel.

66. On February 13, 2025, the Complainant advised counsel for the Company via email that he had lodged complaints against various of the Company's attorneys with the Pennsylvania Supreme Court's Disciplinary Board.

II. LEGAL STANDARDS

67. Section 5.362 of the Commission's regulations sets forth the following regarding protective orders:

(a) Upon motion by a party or by the person from whom discovery or deposition is sought, and for good cause shown, the presiding officer may make an order which justice requires to protect a party or person from unreasonable annoyance, embarrassment, oppression, burden or expense, including one or more of the following:

(1) The discovery or deposition shall be prohibited.

(2) The discovery or deposition shall be only on specified terms and conditions, including a designation of the method, time or place.

(3) The scope of discovery or deposition shall be limited and that certain matters may not be inquired into.

(4) Discovery or deposition shall be conducted with no one present except persons designated by the presiding officer.

(5) A deposition shall be sealed and shall be opened only by order of the presiding officer.

(6) The parties simultaneously shall file specified documents or information enclosed in sealed envelopes to be opened as directed by the presiding officer.

(7) A trade secret or other confidential research, development or commercial information may not be disclosed or be disclosed only in a designated way. Protective orders to protect or limit this type of information shall be issued under § 5.423 (relating to orders to limit availability of proprietary information).

52 Pa. Code § 5.362(a).

III. MOTION FOR PROTECTIVE ORDER

68. PPL Electric respectfully requests that the ALJ prohibit the Complainant from serving any additional discovery upon the Company in the form of written interrogatories, requests for production of documents, requests for written depositions, and any other forms of discovery otherwise covered by the Commission's regulations for the remainder of this proceeding. *See* 52 Pa. Code §§ 5.321 – 5.351.

69. Good cause exists for such a Protective Order because it is necessary to protect PPL Electric from unreasonable annoyance, oppression, burden, and expense. *See* 52 Pa. Code § 5.362(a).

70. Through the Complainant's over 1,000 discovery requests and frivolous discovery-related filings, the Complainant has engaged in excessive, repetitive, bad-faith, and irrelevant discovery and has served multiple frivolous related filings.

71. Collectively, the Complainant's actions have harassed and unreasonably annoyed the Company, have required PPL Electric to devote unnecessary but significant time and expense, and have unduly delayed and complicated this proceeding, as focused by the August 13, 2024 Order.

72. In pertinent part, the August 13, 2025 Order held that:

Before I discuss Complainant's Motion to Compel, I will first clarify the scope of this proceeding. In his Complaint, Complainant asked that five utility poles on his property be moved. The Commission has held that the relocation of utility facilities at a customer's request falls within the statutory definition of service and that the Public Utility Code defines service in its broadest and most inclusive sense. *See Barbara Gallagher v. PECO Energy Co.*, Docket No. C-2010-2201568 (Order entered September 22, 2011) at 21. Taking the averments of the Complaint as true, it can be reasonably construed that Complainant asserted an unreasonable service allegation averring that PPL refused to relocate these poles at his request. Thus, in this proceeding, the burden of proof is on Complainant to show that he is entitled to a Commission Order requiring PPL to move or relocate its facilities.

All other issues raised in the Complaint are not issues that can be addressed by the Commission in this proceeding and, therefore, are not relevant to this proceeding. As discussed in my Order Granting in Part, and Denying in Part, the Preliminary Objections, and as discussed at the July 18, 2024, prehearing conference, the Commission does not have jurisdiction to address claims for damages. *See, Poorbaugh v. Pa. PUC*, 666 A.2d 744 (Pa. Cmwlth. 1995). Therefore, if Complainant wishes to raise a claim for monetary damages against Respondent he must do so in a different forum. If Complainant wishes to challenge the invoices issued to him by Respondent for damage Complainant allegedly caused to Respondent's facilities, then he must do so in a different forum. Further, any property dispute between Complainant and Respondent must also be resolved in a different forum. *See, Fairview Water Co. v. Pa. PUC*, 502 A.2d 162 (Pa. 1985).²

²Order Clarifying Scope of Proceedings and Granting in Part, and Denying in Part, Complainant's Motion to Compel, Docket No. C-2024-3047163 (Order issued August 13, 2024).

73. Indeed, the Complainant's continued service of discovery has caused PPL Electric unreasonable annoyance, burden, and expense as noted by 52 Pa. Code § 5.362(a).

74. Since this proceeding was instituted, the Complainant has levied five sets of interrogatories, one requests for production of documents, and 21 requests for written depositions containing a sum total of more than 1,250 discrete questions – many with multiple subparts – upon the Company. The entirety of the Complainant's discovery is attached hereto as **Appendix B**.

75. The Company has provided Answers to 500 individual requests of the Complainant.

76. As evidenced by the August 13, 2024 Order, the issues to be decided in this matter are straightforward and do not warrant the patently unreasonable discovery that the Complainant has propounded on the Company.

77. Therefore, entry of the attached proposed Protective Order is justified because of the Complainant's continued attempts to unreasonably annoy, burden, and expense PPL Electric. These considerations constitute cause for the restrictions specified in 52 Pa. Code § 5.362(a)(1)-(3) and in Administrative Law Judge or Commission Orders granting relief pursuant to said regulation.

78. Under 52 Pa. Code §§ 5.362(a)(1) the Office of Administrative Law Judge or the Commission may issue a Protective Order to prohibit discovery or depositions wherein the information sought is designed to unreasonably annoy, burden, or expense the party receiving the discovery requests.

79. Similarly, under 52 Pa. Code §§ 5.362(a)(2) the Office of Administrative Law Judge or the Commission may issue a Protective Order to limit discovery or depositions to only be on specified terms and conditions, including designation of the method, time or place.

80. Additionally, under 52 Pa. Code §§ 5.362(a)(3) the Office of Administrative Law Judge or the Commission may issue a Protective Order to limit the scope of discovery or deposition, and that certain matters may not be inquired into.

81. The attached proposed Protective Order, attached hereto as **Appendix A**, sought by PPL Electric will protect the Company from ongoing and continued unreasonable annoyance, burden, and expense while still allowing the Complainant to use and reference information already provided by PPL Electric in response to previous discovery requests.

82. PPL Electric submits that the Complainant's conduct in discovery has been in an effort to unreasonably annoy, burden, and expense PPL Electric. 52 Pa. Code § 5.361.

83. Moreover, the Company submits that the Complainant's discovery tactics are an abuse of administrative process, thereby warranting a complete and total cessation of discovery propounded by the Complainant.

84. The Commission has found an abuse of administrative due process in other cases. In *Grossman v. Bell Telephone Company of Pennsylvania*, 67 Pa. PUC 714, 717 (1988), the Commission stated that abuse of administrative process is an exploitation of due process. At issue in *Grossman*, was a customer-complainant who frequently requested continuances of hearings without showing good cause, and then failing to appear to the subsequently rescheduled hearing(s).

85. Here, the Complainant's tactics constitute an abuse of administrative process given the constant frivolous discovery requests and motions filings that require PPL Electric to incur unreasonable costs and expend unreasonable time to respond to.

86. As of the date of this Motion, the Complainant has propounded more than 1,250 individual discovery requests upon the Company, filed three Motions to Compel, a Motion for Sanctions, a Motion to Amend the Complaint, an Amended Complaint, a Motion for Summary

Judgment, a Motion to Show Cause, served more than 60-exhibits despite no evidentiary hearing ever being held, and filed “Objections” containing various legal arguments. PPL Electric submits that this all proves that the Complainant is abusing the administrative process in an attempt to unreasonably expense, burden, annoy, and harass PPL Electric in bad faith.

WHEREFORE, for all the reasons set forth above, PPL Electric Utilities Corporation respectfully requests that Your Honor issue the attached Protective Order.

Respectfully submitted,



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Michael J. Shafer (ID # 205681)
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Dated: February 18, 2025

Attorneys for PPL Electric Utilities Corporation

APPENDIX A

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Nieves Abad,	:	
	:	
Complainant,	:	
	:	
v.	:	Docket No. C-2024-3047163
	:	
PPL Electric Utilities Corporation,	:	
	:	
Respondent.	:	

PROTECTIVE ORDER

Upon consideration of the Motion for a Protective Order that was filed by PPL Electric Utilities Corporation on February 18, 2025,

IT IS ORDERED THAT:

1. The Motion is hereby granted with respect to all materials and information identified in Paragraphs 2 and 3 below.

2. That the materials subject to this Protective Order are all correspondence, documents, data, information, studies, methodologies, and other materials, furnished in this proceeding, which are sought by the Complainant in this proceeding, Mr. Nieves Abad (“Complainant”), from PPL Electric Utilities Corporation (“PPL Electric” or the “Company”).

3. That the Complainant has utilized the discovery process to cause unreasonable annoyance, burden, and expense to PPL Electric, in contravention of the Pennsylvania Public Utility Commission’s (“Commission”) regulations. 52 Pa. Code § 5.362(a).

4. That the Complainant is prohibited from serving any additional discovery upon the Company in the form of written interrogatories, requests for production of documents, requests for written depositions, and any other forms of discovery or discovery-related pleadings otherwise

covered by the Commission's regulations for the remainder of this proceeding. *See* 52 Pa. Code §§ 5.321 – 5.351.

Dated: _____

Honorable Alphonso Arnold III

APPENDIX B

Nieves Abad

BEFORE THE PENNSYLVANIA UTILITY
COMMISSION

(Pro-Se)

Complainant

REQUEST FOR PRODUCTION
OF DOCUMENTS

VS

C-2024-3047163

PPL Electric Utilities Corporation

Respondent

REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS DIRECTED TO THE
RESPONDENT

AND NOW come The Complainant, Nieves Abad, and hereby makes request upon the Respondent, PPL Electric Utilities Corporation, to provide or make available for copying the following documents and/or things pursuant to the Pennsylvania Title 52 Chapter 5 Code 5.349 within thirty (30) days from the date hereof the following:

1. Dates Of Alleged Damage to PPL Electric Utilities Poles:

- A. All PPL Electric Utilities Corporation employees dispatched to the Incident (s) , names, phone numbers, email address, employment information (including but not limited to history, disciplinary records, complaints, criminal history, and any other records).
- B. Any notes, reports, work orders, records, video, photos from employees, of any other persons involved in the said incident.
- C. Any records of phone calls or recordings made to PPL Electric Utilities Corporation from PPL Electric Utilities Corporation call center made about these incidents.
- D. Police reports or any other reports from any outside party.
- E. Danny Joseph Walker, phone number 610-417-6076. Call logs from February 1, 2023 to present date, text messages, voice messages. Any other notes,work order correspondence regarding Right Of Way, Easement, Complainant or 837 Rear Capouse Ave, Scranton PA 18509, by this employee or PPL Electric Utilities Corporation. Work records, disciplinary actions records, complaints, criminal history, address, email, phone number, or any other information that relates to this Complainant.
- F. Tom Kernoshak phone number 610-477-9092. Call logs from February 1, 2023 to present date, text messages, voice messages. Any other notes,work order correspondence regarding right of way, easement, Complainant or 837 Rear Capouse Ave, Scranton PA 18509, by this employee or PPL Electric Utilities Corporation. Work records, disciplinary actions records, complaints, criminal history, address, email, phone number, or any other information that relates to this Complainant.
- G. Any other PPL Electric Utilities Corporation supervisor call center, field employees, technician or employee PPL Utilities Corporation. Call logs from

February 1, 2023 to present date, text messages, voice messages. Any other notes, work order correspondence regarding right of way, easement, Complainant or 837 Rear Capouse Ave, Scranton PA 18509, by this employee or PPL Electric Utilities Corporation. Work records, disciplinary actions records, complaints, criminal history, address, email, phone number, or any other information that relates to this Complainant.

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.

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.

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.

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.

6. Public Right Of Way for pole number 57320N46302;

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.

ADDITIONAL EVIDENCE

A. Any items herein, the term "document(s)" means all writings of any kind, including the originals and all non-identical copies, whether different from the originals by reason of any notation made on such copies or otherwise, and whether printed, recorded, created or reproduced by any mechanical means or process, or written or produced by hand, including, but not limited to: agreements; contracts; written material referencing oral agreements or contracts; letters of intent; orders; purchase orders; communications; messages; correspondence; personal calendars (whether written, electronic, or computerized); letters; telegrams; teletypes; telefax; mailgrams; tape recordings; memoranda; diaries; summaries; notes or other recordings of telephone conversations, personal conversations, meetings, actions or statements; corporate charters, by-laws, minutes, amendments, proposals, directives, prospectuses, or documents of any description evidencing action taken by a corporate or business entity; deeds, leases, mortgages, security agreements; legal documents of any kind and description; agenda of meetings; notices; records; intraoffice and interoffice memoranda and communications; personal memoranda; photographs; negatives; photographic slides; pictures; motion picture films; photographic film; microfilm; microfiche; newspapers; magazines; charts; graphs; diagrams; drawings; bookkeeping entries;

account summaries or statements; bills; invoices; orders; receipts; bank records of all types; returns; canceled checks; vouchers; ledger sheets; accounting information; computer print-outs; computer memories; software; reports; studies; notes of interviews; statements of witnesses; findings of investigations; audits; files; records of negotiation; reports of experts, whether to be called to Trial or not; materials furnished to experts, whether to be called to Trial or not; reports of consultants; all materials furnished to, or notes of, conversations with any witness or person interviewed in connection with this case; papers; books; notebooks; notecards, indices; physical objects; summaries; statistics; stenographic materials; tapes; cassettes, phonographic records; microcassettes; discs; compact discs; digital audio tapes; digital optical recording; videotapes; maps; posters; transparencies; pamphlets; bulletins; posters; fliers; plans; blueprints; printed matter; reports; and any and every other written, graphic, mechanical or tangible means by which human intelligence is in any way transmitted, reported, recorded or preserved, as well as worksheets, drafts, alterations, modifications, editing, changes and amendments to any of the foregoing.

INSTRUCTIONS

1. Each request for production is to be responded to independently by Respondent(s).
2. In the event that any answer requested or document called for by any request, or sub-part thereof, is withheld on the basis of privilege or any similar claim, a list is to be furnished identifying each answer or document so withheld, together with the following Information:
 - (a) The reason for withholding;
 - (b) A statement of facts constituting the basis for any claim or privilege, work

product or other ground of nondisclosure;

(c) A brief description of the document, including:

1. The date of the document;
2. The number of pages, attachments and appendices;
3. The identity of its author, authors or preparers;
4. The identity of each person to whom the document or a copy thereof was sent, shown or made accessible, or to whom it was explained;
5. The identity of the present custodian;
6. The subject matter of the document, and, in the case of any document relating in any way to a meeting or oral communication, the identification of such meetings or oral communication.

3. If you encounter any ambiguity in construing the requests, definitions, or instructions, set forth the matter deemed "ambiguous" and answer the question by indicating the construction chosen and used in responding.

4. If any information or documents requested by these requests previously existed, but have been destroyed, erased, lost, or made unavailable in any manner, identify the nature of the information, the date it became unavailable, and the reason it became unavailable.

5. Identify the source of each document you produce.

6. Please identify any of the documents which you have produced which were not kept by the record custodian and made in the regular course of business, at or near the time of the act, condition or event referenced therein, and/or not prepared by an individual with first-hand knowledge of said act, condition or event. If you do not so identify any documents, we will assume that each and every document provided is a

business record.

DOCUMENTS AND THINGS REQUESTED

1. The entire contents of any investigative file or files and any other documentary material in your possession, or in the possession of anyone acting on your behalf, who is in any way connected with this action, which support or relate to the allegations set forth in the Complaint, (excluding references to mental impressions, conclusions or opinions representing the value or merit of the claim or respecting strategy or tactics and privileged communications to and from counsel).
2. Any and all statements concerning the contract from all witnesses, including any statements from the parties herein or their respective agents, servants or employees.
3. Any and all correspondence, including but not limited to letters, e-mails, and text messages between Respondent or their respective agents, servants or employees and Respondents or their respective agents servants and employees related to the allegations set forth in the Complaint.
4. Reports of any and all experts who will testify at Hearing on your behalf.
5. All reports, statements or other documents prepared by any non-experts who will testify at Hearing.
6. All writings in any manner relating to and/or reflecting Respondents monetary damages incurred as a result of the alleged occurrence.
7. All writings and/or notes made in any manner relating to the alleged Complaint including any diaries maintained by you or your agents, servants, or employees.
8. All documents or other demonstrative evidence which will be introduced or used at Hearing.

9. Copies of any and all internal documentation related to the incident complained in Complainants Complaint.
10. Copies of any and all insurance policies which provided any coverage whatsoever relevant to this matter.
11. Copies of any and all documents used in answering these written Discovery requests.
12. The contract, Right Of Way or Easement.
13. Any and all documentation relevant to this Complaint.

Cc:

Alphonso Arnold III
Administrative Law Judge
Office of Administrative Law Judge
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg PA 17120
Phone 717.787.3868
Email- alphonarno@pa.gov

X _____
Nieves Abad
747 Delaware St
Forest City, PA 18421
Email-Martjua3@aol.com
Phone- 631-575-2348

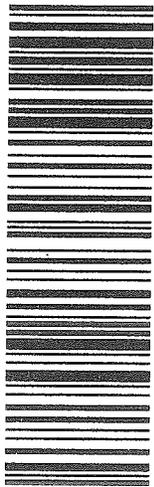
Dated- 05/24/24

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

Peter J Kramer Esquire
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9589 0710 5270 0929 8982 04

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Retail



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Nieves Abad
747 Delaware St
Forest City, PA 18421
Martjua3@aol.com
631-575-2348

August 19, 2024

PPL Electric Utilities Corporation
Peter J Kramer
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103

RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163

Dear Secretary Of Commission:

Attached for answer is the Written Deposition of PPL Electric Utilities Corporation Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

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


Nieves Abad
747 Delaware St
Forest City, Pa 18421
Martjua3@aol.com
631-575-2348
Dated-August 19, 2024

Peter J Kramer Esquire
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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

WRITTEN DEPOSITION

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: PPL Electric Utility Corporation

1. Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3.Q. What company do you work for? Please submit your current employee work history at this company?

A.

4.Q. What is your current position at PPL Electric Utilities Corporation?

A.

5.Q. How long have you practiced your profession and how long have you held your current position?

A.

6.Q.State the names of the professional licensing agencies that have issued licenses to you? Include the date of such licenses and whether they are still current. In Conjunction with this question, please attach a copy of your licenses.

A.

7.Q. Work order number 12947575 entry # 248280-002, created 03/30/23 02:38 by data bridge internal user and entry number 249220-eam created 04/03/23 at 11:51 by Data bridge internal user. What conversation took place during these events? Please provide information and please explain each.

A.

8.Q. W/O number 12952782, entry number 249220-earn created on 03/30/23 at 00:24 by data bridge internal user. What conversation took place during these events? Please include copies of any information and explain each.

A.

9.Q. W/O #12952782 , entry # 460920-ccn created on 04/24/23 at 09:17 by data bridge internal user. What conversation took place during this event? Please include copies of any information and explain each.

A.

10. Q.W/O 12952883 entry # 289122-Eam created 04/24/23 at 11:17 by data bridge internal user. What conversation took place during this event? Please include copies of any information and explain each.

A.

11.Q. W/O 12953771 entry 824904-ccn created on 04/27/23 at 03:25 by data bridge internal user. What conversation took place during this event? Please include copies of any information and explain each.

A.

12 Q. W/O # 13002168, entry # 460920-ccn created on 07/19/23 at 03:25 by data bridge internal user. What conversation took place during this event? Please include copies of any information and explain each.

A.

13. Q.What are the exact coordinates of pole # 57317/N46297 ?Please provide a drawing, photo or any documentation that indicates the exact location of where pole # 57317/N46297 is located on or near 837 Rear Capouse Ave Scranton Pa 18509.

A.

14. Q.On the document that is a Right Of Way agreement for Pennsylvania power And light company, by Real Estate Technology for pole # 57317/N46297, what is the address listed on the document? Please state the exact location of the pole # 57317/N46297 and the address on this document.

A.

15.Q. On this Right Of Way with Real Estate Technology agreement document for pole # 57317/N46297, where does it state it was transferable to PPL Electric Utilities Corporation from Pennsylvania Power And Light Company? Please list where on the agreement where this is located and explain as to why or why not this on the document.

A.

16. Q. On this Right Of Way Document with Real Estate Technology where does it state that the Right Of Way is transferable to the new owner of 837 Rear Capouse Ave Scranton Pa 18509.. Please explain where and why or why not this is on the document.

A.

17. Q. On this Right of Way agreement, with Real Estate Technology where does it state and what does it state about the length of expiration of this Right Of Way at 837 Rear Capouse Ave, Scranton Pa 18509.. Please explain where and why or why not this is on the document.

A.

18. Q. Is this Right Of Way for pole # 57317/N46297 still applicable under Pennsylvania Law?

Answer and Please explain why or why not.

A.

19. Q. What is your PPL Electric Right Of Way policy for Utility Poles on private property?

Please list any PPL Electric Utilities Policies On Right Of Way.

A.

20. Q. What is PPL Electric policy for relocating or removing utility pole(s) on private property, where there is no right of way agreement? Please answer and explain.

A.

21. Q. Were PPL Electric policies followed at 837 Rear Capouse Ave, Scranton Pa for pole #s 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 ,where there was no right of way agreement and asked to be removed by the property owner? Please explain what policies where or where not followed, for each pole.

A.

22.Q.Invoice #91130032-3, claim # 2023-00453, 91130033-3, claim 2023-00661 , what was the date and time these bills were created and date(s) were these bills completed on? Please list dates and times billing details were entered for each incident and why the entry was made at a different date from the incident.

A.

23. Q. What date and time was invoice #91130032-3, claim # 2023-00453 and 91130033-3, claim 2023-00661 sent to Nieves Abad? Please include all dates , addresses they were sent to.

A.

24.Q. What is PPL Electric Utilities Corporation company policy for filling out information for form # 3781 (2/2008). Please list and explain.

A.

25.Q. Does form #3781 (2/2008) have to be filled out in full with every question answered? Please state any exceptions.

A.

26. Q.Is there any reason why PPL Electric filled out form # 3781 (2/2008) , infor 12951338 incompletely? Please list the reasons for each section not filled out completely. Please list the section and the reason.

A.

27.Q.Q. What is the purpose of form # 3781 (2/2008)? Please answer and state your policies for this form?

A.

28 Q. When marking the section "NO" in the section that states "pole replacement" on form # 3781 (2/2208), what does that indicate to PPL Electric Corporation ?

A.

29 Q. When marking the section "NO" in the section that states "service interruption" on form # 3781 (2/2208), what does that indicate to PPL Electric Corporation ?

A.

30 Q. When marking the section "NO" in the section that states "billable event" on form # 3781 (2/2208), what does that indicate to PPL Electric Corporation ?

A.

31. Q.PPL Electric has claimed that pole number 57320N46302 was located in a public right way. Do you have any documentation with the City Of Scranton or any other information with this Right Of Way to prove this claim? Please provide documentation and or law that gives you the right to claim this pole as a Public Right Of Way.

A.

32.Q. Where is the exact location of the poles? Please provide a drawing, photo or any documentation that indicates the exact location of where pole #57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 are located on or near 837 Rear Capouse Ave Scranton Pa 18509.

A.

33.Q. Complainant has asked PPL Electric to provide public Right of Way documentation for pole # 57320N46302. PPL Electric in RFPDS Abad Set I, Section 6. What documents has PPL Electric submitted to Complainant to prove public Right Of Way for this pole?Please list the document and explain how it proves a public right of way is valid for this pole.

A.

34. Q.Is pole #57320N46302, on the property of 837 Rear Capouse Ave Scranton Pa 18509? Please answer and explain where this pole is located.

A.

35. Q. For pole # 57320N46302 please explain the Public Right Of Way you have?

A.

36.Q.Documents provided to Nieves Abad from Metropolitan Reporting Bureau to PPL Electric Utilities stated that an auto accident occurred on 04/13/2023, in the same area as to where claim

number 91130032-3, claim 2023-00453 was reported. Damage report states that the pole was hit by a vehicle. What was the damage done and to what pole number? Please answer and explain.

A.

37. Q. Do you have any other information from the Metropolitan Reporting Bureau or any other source of this auto accident reported by the Metropolitan Reporting Bureau? Please list pole numbers involved in this auto accident, along with dates and times, what type of vehicle was involved, what damage was done and any other information about this Auto Accident.

A.

38.Q.Did insurance pay for any of the damage done by this vehicle to PPL Electric Utilities Corporation or was there any payment made to PPL Electric by any other insurance company or any other third party.? Please list and explain.

A.

39.Q.Do you have a criminal record? If so please list and explain each.

A.

40.Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? If so please explain in detail .

A.

41. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint? Please list and explain, and provide any documentation for each.

A.'

If more room is needed for answering any questions please write out on a separate sheet of paper and attach to this document. All documentation requested in this deposition is only needed if not already submitted into discovery.

Date

Signature

Print Name

Address

Phone

CC:

Rosemary Chiavetta

Secretary of The Commission

Pennsylvania Public Utility Commission

Commonwealth Keystone Building

400 North Street, 2nd Floor North

P.O BOX 3265

Harrisburg, PA 17105-3265

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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

Complainant

INTERROGATORIES SET II

C-2024-3047163

VS

PPL Electric Utilities Corporation

Respondent

INTERROGATORIES SET II PROPOUNDED UPON RESPONDENT

Demand is hereby made by Complainant, Nieves Abad , to the Respondent, PPL Utilities Corporation for full and complete answers, under oath or certification to the following Interrogatories within the time and in the manner prescribed by the rules of this Commission. You are required to file Answers to the following Interrogatories within twenty days (20) days after service upon you pursuant to Pennsylvania Title 52 Chapter 5 Code 5.341, service hereof is made upon you and you are notified that your answers, duly executed and sworn, must be entered after the corresponding numbered Interrogatory or part thereof, attaching such additional pages as may be required for complete answers. Complainant further requests Respondent to produce certain documents as set forth herein for purposes of inspection or copying pursuant to Pa.R.C.P. 4009, and upon consent of Respondent.

These Interrogatories are continuing in nature. If the responses to the questions

change or the Respondent becomes aware of new information, there is an obligation to supplement the responses. Failure to do so may result in the imposition of sanctions.

1. Work order number 12947575 entry # 248280-002, created 03/30/23 02:38 by data bridge internal user and entry number 249220-eam created 04/03/23 at 11:51 by Data bridge internal user .What conversation took place during these events? Please provide information and please explain each.

RESPONSE:

2. W/O number 12952782, entry number 249220-eam created on 03/30/23 at 00:24 by data bridge internal user. What conversation took place during these events? Please include copies of any information and explain each.

RESPONSE:

3. W/O #12952782 , entry # 460920-ccn created on 04/24/23 at 09:17 by data bridge internal user. What conversation took place during this event? Please include copies of any information and explain each.

RESPONSE:

4. W/O 12952883 entry # 289122-Eam created 04/24/23 at 11:17 by data bridge internal user. What conversation took place during this event? Please include copies of any information and explain each.

RESPONSE:

5. W/O 12953771 entry 824904-ccn created on 04/27/23 at 03:25 by data bridge internal user.

What conversation took place during this event? Please include copies of any information and explain each.

RESPONSE:

6. W/O # 13002168, entry # 460920-ccn created on 07/19/23 at 03:25 by data bridge internal

user. What conversation took place during this event? Please include copies of any information and explain each.

RESPONSE:.

7. Are there any other internal notes regarding this complaint? Please list, give copies and disclose all?

RESPONSE:

8. Please show the location of each of the following pole numbers

A- 57334N42685

B-57339N46273

C-57327 N46297

D-57320N46302

E-57316N46296

F-57317N46297

Please include a survey, each pole location on the map with a drawing of the exact location on the map. Please also include if each pole is located on the property at 837 Rear Capouse Ave Scranton Pa 18509 or not, and why.

RESPONSE:

9. Public Right Of Way for pole number 57320N46302;

A. Any Right Of Way agreement that was said to be transferable for this pole. Please reply "NO" If you don't have any documentation.

B. Any Right Of Way agreement with Nieves Abad for this pole. Please reply "NO" If you don't have any documentation.

C. Any Right Of Way agreement with the City Of Scranton. Please reply "NO" If you don't have any documentation.

D. Any notes , plans, dates, poles were installed, any information relating to the poles in question since the duration the poles have been in place. Please reply "NO" If you don't have any documentation.

E. 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. Please reply "NO" If you don't have any documentation.

RESPONSE:

9. Documents provided to Nieves Abad from Metropolitan Reporting Bureau from PPL Electric Utilities stated that an auto accident occurred on 04/13/2023, in the same area as to where claim

number 91130032-3, claim 2023-00453 was reported. Damage report states that the pole was hit by a vehicle. What was the damage done and to what pole number?. Include any more information about this auto accident or any other information from the Metropolitan Reporting Bureau about this incident.

RESPONSE:

10. Did you use any other third party reporting agency to obtain data and any incident reports about the poles in question while Nieves Abad owned the property at 837 Rear Capouse Ave,Scranton PA 18509. . Please state each reporting agency used and provide copies of the reports and/or documentation.

RESPONSE:

11. What is PPL Electric Policy on filling out form # 3781 (2/2008)?

RESPONSE:

12.What is PPL Electric Right Of Way Policy for a Utility Pole located on private property?

RESPONSE:

13. What is PPL Electric's policy to remove or relocate a utility pole on private property where the property owner requests the poles to be removed or relocated and there is no Right Of Way?

RESPONSE:

14. Are the wires between pole # 57320N46302 and 57327N46297 by Amity Court at a safe distance to the residence at 20 Amity Court, Scranton Pa 18509? Please explain why or why not. Please tell us the distance the wires are from the residence.

RESPONSE:

15. Are pole numbers #57320N46302 and 57327N46297 too close to the residence at 20 Amity Court Scranton PA 18509. Please tell us each pole is from this residence? Please explain why or why not. Please tell us what distance each pole is from this residence.

RESPONSE:

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

By _____

Nieves Abad
747 Delaware St
Forest City , PA 18421
Martjua3@aol.com
631.575.2348

Dated- _____

Peter J Kramer Esquire
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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

Complainant

INTERROGATORIES SET III

C-2024-3047163

VS

PPL Electric Utilities Corporation

Respondent

INTERROGATORIES SET III PROPOUNDED UPON RESPONDENT

Demand is hereby made by Complainant, Nieves Abad, to the Respondent, PPL Utilities Corporation for full and complete answers, under oath or certification to the following Interrogatories within the time and in the manner prescribed by the rules of this Commission. You are required to file Answers to the following Interrogatories within twenty days (20) days after service upon you pursuant to Pennsylvania Title 52 Chapter 5 Code 5.341, service hereof is made upon you and you are notified that your answers, duly executed and sworn, must be entered after the corresponding numbered Interrogatory or part thereof, attaching such additional pages as may be required for complete answers. Complainant further requests Respondent to produce certain documents as set forth herein for purposes of inspection or copying pursuant to Pa.R.C.P. 4009, and upon consent of Respondent.

These Interrogatories are continuing in nature. If the responses to the questions change or the Respondent becomes aware of new information, there is an obligation to

supplement the responses. Failure to do so may result in the imposition of sanctions.

1. Work order number 12947575 number 248280-002, created 03/30/23 02:38 by data bridge internal user.

A). Q. Is 248280-002 an employee number? If yes, Please state the employee's name, If not, what does this number represent?

RESPONSE:

B). Q.What is the employee's name who is the " databridge internal user", that created this entry?

RESPONSE:

C). Q.In your answers to Interrogatories Set II, Question #1, you answered " these are accounting changes made to the account/file in the background" and that "No conversation occurred". How did you come to this conclusion that there were account changes made to the account file in the background? Please list the changes that were made. Please provide all information relied upon to make this statement. Include notes, logs, phone conversation, text messages, or any other information about this entry.

RESPONSE:

D). Q.What notes were there in this record to provide you knowledge of what happened in this occurrence?

RESPONSE:

2. Work order number 12947575 number 249220-eam created 04/03/23 at 11:51 by Data bridge internal user.

A). Q. Is 249220-eam an employee number? If yes, Please state the employee's name, If not, what does this number represent?

RESPONSE:

B). Q.What is the employee's name who is the " databridge internal user", that created this entry?

RESPONSE:

C). Q.In your answers to Interrogatories Set II, Question #1, you answered " these are accounting changes made to the account/file in the background" and that "No conversation occurred". How did you come to this conclusion that there were account changes made to the account file in the background? Please list the changes that were made. Please provide all information relied upon to make this statement. Include notes, logs, phone conversation, text messages, or any other information about this entry.

RESPONSE:

D). Q.What notes were there in this record to provide you knowledge of what happened in this occurrence?

RESPONSE:

3. W/O number 12952782, entry number 249220-eam created on 03/30/23 at 00:24 by data bridge internal user.

A). Q. Is 249220-eam an employee number? If yes, Please state the employee's name, If not, what does this number represent?

RESPONSE:

B). Q.What is the employee's name who is the " databridge internal user", that created this entry?

RESPONSE:

C). Q.In your answers to Interrogatories Set II, Question #2, you answered, " these are accounting changes made to the account/file in the background" and that "No conversations occurred". How did you come to this conclusion that there were account changes made to the account file in the background? Please list the changes that were made. Please provide all information relied upon to make this statement. Include notes, logs, phone conversation, text messages, or any other information about this entry.

RESPONSE:

D). Q.What notes were there in this record to provide you knowledge of what happened in this occurrence?

RESPONSE:

4. W/O #12952782, entry # 460920-ccn created on 04/24/23 at 09:17 by data bridge internal user.

A). Q. Is 460920-ccn an employee number? If yes, Please state the employee's name, If not, what does this number represent?

RESPONSE:

B). Q.What is the employee's name who is the “ databridge internal user”, that created this entry?

RESPONSE:

C). Q.In your answers to Interrogatories Set II, Question #3, you answered, “ The report in the system was updated to temporary service from overhead service and that “No conversations occurred.” How did you come to this conclusion that there were account changes made to the account file in the background? Please list the changes that were made. Please provide all information relied upon to make this statement. Include notes, logs, phone conversation, text messages, or any other information about this entry.

RESPONSE:

D). Q.What notes were there in this record to provide you knowledge of what happened in this occurrence?

RESPONSE:

5. W/O 12952883 entry # 289122-eam created 04/24/23 at 11:17 by data bridge internal user.

A). Q. Is 289122-eam an employee number? If yes,Please state the employee’s name, If not, what does this number represent?

RESPONSE:

B). Q.What is the employee's name who is the “ databridge internal user”, that created this entry?

RESPONSE:

C). Q.In your answers to Interrogatories Set II, Question #4, you answered, “these are accounting changes made to the account/file in the background”. How did you come to this conclusion that there were account changes made to the account file in the background? Please list the changes that were made. Please provide all information relied upon to make this statement. Include notes, logs, phone conversation, text messages, or any other information about this entry.

RESPONSE:

D). Q.What notes were there in this record to provide you knowledge of what happened in this occurrence?

RESPONSE:

E). Q.In your answers to Interrogatories Set II, Question #4, you answered, “ It was explained to Mr. Abad that the line could not be removed”. What line are you referring to?

RESPONSE:

F). Q.Why couldn't this line be removed?

RESPONSE:

G). Q.Who explained to Mr. Abad that the line could not be removed? Please list the name of the person and the date this was explained to him.

RESPONSE:

6. Q.W/O 12953771 entry 824904-ccn created on 04/27/23 at 03:25 by data bridge internal user.

A). Q. Is 824904-ccn an employee number? If yes, Please state the employee's name, If not, what does this number represent?

RESPONSE:

B). Q. What is the employee's name who is the " databridge internal user", that created this entry?

RESPONSE:

C). Q.In your answers to Interrogatories Set II, Question #5, you answered that " This request has no engineering task and was automated." How did you come to this conclusion? Please provide all information relied upon to make this statement. Include notes, logs, phone conversation, text messages, or any other information about this entry.

RESPONSE:

D). Q. What notes were there in this record to provide you knowledge of what happened in this occurrence?

RESPONSE:

7. W/O # 13002168, entry # 460920-ccn created on 07/19/23 at 03:25 by data bridge internal user.

A). Q. Is 460920-ccn an employee number?If yes, Please state the employee's name, If not, what does this number represent?

RESPONSE:

B). Q. What is the employee's name, who is the “ databridge internal user”, that created this entry?

RESPONSE:

C). Q. In your answers to Interrogatories Set II, Question #6, you answered “ This was a duplicate work order called in for the installation of temporary service”. How did you come to this conclusion?. Please provide all information relied upon to make this statement. Include notes, logs, phone conversation, text messages, or any other information about this entry.

RESPONSE:

D). Q.In your answers to Interrogatories Set II, Question #6, you answered “ It was cancelled shortly thereafter. The company called Mr. Abad to inform him of the cancelled order”. Who called Mr.Abad from the company to inform him of the canceled order?. Please provide all information relied upon to make this statement. Include notes, logs, phone conversation, text messages, or any other information about this entry.

RESPONSE:

E). Q. What notes were there in this record to provide you knowledge of what happened in this occurrence?

RESPONSE:

8. Q.In Interrogatories Set II, Question #8, it states the following:

“Please show the location of each of the following pole numbers

A- 57334N42685

B-57339N46273

C-57327 N46297

D-57320N46302

E-57316N46296

F-57317N46297

Please include a survey, each pole location on the map with a drawing of the exact location on the map. Please also include if each pole is located on the property at 837 Rear Capouse Ave Scranton Pa 18509 or not, and why.”

You included exhibit 1, which is a map showing the location of poles and pole #'s 57320N46302 and 57327N46297. Please show the location of the other five the poles requested in question #8, in Interrogatories Set II. Please identify these poles by writing them in on your exhibit 1, drawing #12951338/307480-c-00, next to the circle that represents the pole location and included with your answers.

RESPONSE:

9). Q.On Construction report/exhibit 1 provided in PPL Electric’s response to Interrogatories Set II, it states “ Responsible Engineer 42990” Who is this engineer?

RESPONSE:

10). Q.What is the last known address,phone number, or any other contact information for April Marie? Please provide any other information including employee application, or resume.

RESPONSE:

11). Q.What is the last known address,phone number or any other contact information of Barbara Shumla? Please provide any other including employee application, or resume.

RESPONSE:

12). Q. Interrogatories Set II , Question 14 and 15, You stated, “ The exact distance is not known” You also state “To my knowledge, all PPL Electric facilities are maintained in accordance with the Company’s applicable safety standards”. How do you have the knowledge to know they are a safe distance if you stated that you do not know the exact distance.

RESPONSE:

13). Q.What information did you use to come to this conclusion, to make the statement above? Please list all sources and provide documentation.

RESPONSE:

14). Q. What are “ the company’s applicable safety standards”, for utility pole distance to a residential structure? Please provide PPL Electric’s applicable standards that pertain to utility poles.

RESPONSE:

15). Q. What are “ the company’s applicable safety standards”, for utility wires distance to a residential structure? Please provide PPL Electric’s applicable standards that pertain to utility poles.

RESPONSE:

16). Q. You have previously disclosed information for w/o 13002168, 12953771, 12952883, 12952782, 12947578, 5879831, 58719830, 58716671, and 58716668. You have not submitted information regarding W/O # 327197674 made on or about 03/29/2023, W/O # 58719381 made on or about 04/03/2023, W/O # 58720380 made on or about 04/26/2023, and W/O # 58730565 made on or about 07/18/2023. Please submit all documentation regarding these work orders, any notes, text messages, phone conversations and any data relating to these work orders.

RESPONSE:

17). Are there any other work order's regarding this matter you are aware of? Please list all information known to you and disclose all documentation.

RESPONSE:

18). Is there any other call center data that you are aware of, where the complainant called into PPL representatives with information regarding this complaint? Please list all information known to you and disclose all documentation.

RESPONSE:

Cc:

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Dated- September 23,2024

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

Interrogatories Set IV

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

INTERROGATORIES SET IV PROPOUNDED UPON RESPONDENT

Demand is hereby made by Complainant, Nieves Abad, to the Respondent, PPL Utilities Corporation for full and complete answers, under oath or certification to the following Interrogatories within the time and in the manner prescribed by the rules of this Commission. You are required to file Answers to the following Interrogatories within twenty days (20) days after service upon you pursuant to Pennsylvania Title 52 Chapter 5 Code 5.341, service hereof is made upon you and you are notified that your answers, duly executed and sworn, must be entered after the corresponding numbered Interrogatory or part thereof, attaching such additional pages as may be required for complete answers. Complainant further requests Respondent to produce certain documents as set forth herein for purposes of inspection or copying pursuant to Pa.R.C.P. 4009, and upon consent of Respondent.

These Interrogatories are continuing in nature. If the responses to the questions change or the Respondent becomes aware of new information, there is an obligation to supplement the responses. Failure to do so may result in the imposition of sanctions.

1. Q. Answers to Interrogatories Set III, Question 8 you provided a design map providing a pole location on this map. I would like certain things identified and I have enclosed it as Exhibit 1. See lines numbered 1-5 are blank. These lines are located near a circle that represents a utility pole. Please fill out each line with the pole number each circle represents.

A.

2. Q. Answers to Interrogatories Set III, Question 8 you provided a design map providing a pole location on this map I would like certain things identified and I have enclosed it as Exhibit 1. See circle numbers 1-5 is around a group of numbers. Please state what each group of numbers stands for.

A.

3. Q. On this pole design drawing provided in exhibit 1, please fill in the blank where pole # 57317N46297 is located?

A.

4. Q. In your answer to Interrogatories Set III, Question 17 It is asked that certain work order numbers be disclosed. This includes W/O # 327197674 made on or about 03/29/2023, W/O # 58719381 made on or about 04/03/2023, W/O # 58720380 made on or about 04/26/2023, and W/O # 58730565 made on or about 07/18/2023. It was stated PPL has provided all information for these work orders. Please provide the information that was provided for W/O # 327197674.

A.Is this w/o # 327197674 made on or about 03/29/2023 cross referenced in another work order? If yes please provide this work order number. If no please provide w/o # 327197674 made on or about 03/29/2023

B.Do you not have any information on W/O # 327197674 made on or about 03/29/2023?

C.Please provide the account contact history for this work order # 327197674 made on or about 03/29/2023.

5. Q. In your answer to Interrogatories Set III, Question 17 It is asked that certain work order numbers be disclosed. This includes W/O # 327197674 made on or about 03/29/2023, W/O # 58719381 made on or about 04/03/2023, W/O # 58720380 made on or about 04/26/2023, and W/O # 58730565 made on or about 07/18/2023. It was stated PPL has provided all information for these work orders. Please provide the information that was provided for W/O # 327197674.

A.Is this W/O # 58719381 made on or about 04/03/2023 cross referenced in another work order? If yes please provide this work order number. If no please provide W/O # 58719381 made on or about 04/03/2023

B.Do you not have any information on W/O # 58719381 made on or about 04/03/2023?

C.Please provide the account contact history for this work order # 58719381 made on or about 04/03/2023.

6. Q. In your answer to Interrogatories Set III, Question 17 It is asked that certain work order numbers be disclosed. This includes W/O # 327197674 made on or about 03/29/2023, W/O # 58719381 made on or about 04/03/2023, W/O # 58720380 made on or about 04/26/2023, and W/O # 58730565 made on or about 07/18/2023. It was stated PPL has provided all information for these work orders. Please provide the information that was provided for W/O # 327197674.

A. Is this W/O # 58720380 made on or about 04/26/2023 cross referenced in another work order? If yes please provide this work order number. If no please provide W/O # 58720380 made on or about 04/26/2023.

B. Do you not have any information on W/O # 58720380 made on or about 04/26/2023?

C. Please provide the account contact history for this work order # 58720380 made on or about 04/26/2023.

7. Q. In your answer to Interrogatories Set III, Question 17 It is asked that certain work order numbers be disclosed. This includes W/O # 327197674 made on or about 03/29/2023, W/O # 58719381 made on or about 04/03/2023, W/O # 58720380 made on or about 04/26/2023, and W/O # 58730565 made on or about 07/18/2023. It was stated PPL has provided all information for these work orders. Please provide the information that was provided for W/O # 327197674.

A. Is this W/O # 58730565 made on or about 07/18/2023 cross referenced in another work order? If yes please provide this work order number. If no please provide W/O # 58730565 made on or about 07/18/2023.

B. Do you not have any information on W/O # 58730565 made on or about 07/18/2023?

C. Please provide the account contact history for this work order W/O # 58730565 made on or about 07/18/2023.

8. Q. In Interrogatories Of PPL Set III, Question 18, you responded with Customer contact data exhibit 3. No customer contact data was provided between the months of 03/01/2023 and 10/01/2023. This was because the customer did not have an account with the property 837 Rear Capouse Ave, Scranton PA 18509. These contacts were made while Nieves Abad spoke to representatives for all the work orders involved in this matter. Please provide all customer contact data you have for Nieves Abad between the above dates, when he spoke to customer service representatives by phone about work orders in this matter.

A.

9. Q. Account contact history # 6941302009, a contact dated 02/06/2024 between Nieves Abad and Lindsay Smigel, Several work orders were discussed during that call and recorded in this customer contact. (See Exhibit 2) Please provide any documentation for those work orders not already provided.

A.

10. Q. Account contact history for account # 6941302009, what is the property address for this account number?

A.

11. Q. Account contact history for account # 8920167075, what is the property address for this account number?

A.

12. Q. Enclosed in exhibit 3 is a picture with pole # 57339N46273, in that picture the pole is circled toward the bottom of the pole where it meets the ground. What is at the bottom of the pole in the circle area? Please explain what this is and why is it exposed on the pole above the soil.

A.

13. Q. Enclosed in exhibit 4 there is a picture of utility pole # 57320N46302 with 3 Utility wires numbered 1-3. Please list what company each wire belongs to and what it is used for.

A.

14. Q. Do you have an agreement with the company that utility wire #2 belongs to in exhibit 4? Please state the date this agreement began.

A.

15. Q. Do you have an agreement with the company that utility wire #3 belongs to in exhibit #4? Please state the date this agreement began.

A.

16. Q. Is there a financial obligation agreement between PPL and the Utility wire owner for utility wires 2 & 3? If yes please explain.

A.

17. Q. In exhibit 5, there is a picture of 20 Amity Court Scranton PA 18509, with utility wires 1 & 2 running alongside this structure. In the front are four bedroom windows. These four windows are the way of egress to four separate bedrooms, located at the structure at 20 Amity Court Scranton for a rescue exit. Each window is circled and labeled 1-4. Does utility wires 1, 2, & 3 block the egress if a rescue was needed from windows 1-4? Please explain why or why not.

A.

18. Q. Attached in Exhibit 6, Under PPL Electric Safety E-Learning Program for First Responders Module 4 Down Power Lines, Aerial Equipment Damage : No Imminent Danger, a diagram is showing a fireman with a Aluminum Ladder attempting to make a rescue in a structure fire where Utility Wires are in front of a building (See Exhibit 6). There is a circle with a line through it where the ladder is close to the Utility Wires. What is the minimum distance allowed for this aluminum rescue ladder to be from an overhead powerline?

19. Q. Attached in Exhibit 7, Under PPL Electric Safety E-Learning Program for First Responders Module 3. Fires Involving Electric Facilities, approaching a structure, it states "Keep yourself and your tools and equipment at least 20 feet away from ALL overhead power lines" With this being the minimum distance, in exhibit 5, would a rescue with an aluminum ladder being able to be made through windows 1-4 on this exhibit? Please state why or why not

A.

20. Q. Why does PPL recommend first responders, their equipment, and tools have to stay at this minimum distance from all overhead power lines?

A.

21. Q. In exhibit 5, windows 1-4 are circled would first responders have to wait for wire # 1 to be de-energized before making a rescue attempt from the circled windows, or could they make an immediate rescue with the utility lines being energized and in place. Please explain your answer.

A.

22. Q. In exhibit 5, what is the closest distance from Utility wire #2 to the windows of 20 Amity Court Scranton Pa 18509?

A.

23. Q. In exhibit 5, what is the closest distance from Utility wire #1 to the aluminum gutters of 20 Amity Court Scranton Pa 18509?

A.

24. Q. In exhibit 5, does wire #1 go over the roof at 20 amity court scranton pa 18509 between utility pole # 57320N46302 and utility pole # 57327N46297?

A.

25. Q. Would first responders be able to begin fighting a structure fire at 20 Amity Court Scranton Pa 18509, with these lines being energized in exhibit 5? Please explain why or why not.

A.

26. Q. If a structure fire would occur at 20 amity court, scranton pa 18509 could lines 1, 2, and 3 and utility poles # 57320N46302 and utility pole # 57327N46297 in exhibits 4 and 5 become energized? Please explain why or why not.

A.

27. Q. In exhibit 5, how long would it take line #1 to be de-energized when PPL is notified by first responders? Please explain why it would take this amount of time.

A.

28. Q. What may affect a slower response time if wire # 1, in exhibit 5 needed to be de-energized? Please explain.

A.

29. Q. International building code section 1016 requires exit access from a multi tenant building by placing pole #57320N46302 and 57327N46297 with utility wires 1, 2, and 3 running between them in exhibit 4 and 5. Does this affect the means of egress through the exit access to the second story window? Please explain why or why not.

A.

30. Q. By placing pole # 57320N46302 and 57327N46297 with utility wires 1, 2, and 3 running between them and being designed so close to the windows in exhibit 5 of the residence of 20 amity court scranton pa 18509. Are they in compliance with International Residential codes section 310 emergency escape and rescue openings? Please explain why or why not.

A.

31. Q. By placing pole #57320N46302 and 57327N46297 with utility wires 1, 2, and 3 running between them and being designed so close to the windows in exhibit 5 of the residence of 20 amity court scranton pa 18509. Are they in compliance with International Residential codes section 311 means of egress? Please explain why or why not.

A.

32. Q. By placing pole # 57320N46302 and 57327N46297 with utility wires 1, 2, and 3 running between them and being designed so close to the windows in exhibit 5 of the residence of 20 amity court scranton pa 18509. Are they in compliance with International Residential codes section 3604 Overhead service? Please explain why or why not.

A.

33. Q. Did PPL follow the International Residential Codes while placing their Utility Poles and Wires at 837 Rear Capouse Ave, Scranton PA 18509? If yes, please explain what year codes each pole follows. If not, please explain why not.

A.

34. Q. Did PPL follow the International Building Codes while placing their Utility Poles and Wires at 837 Rear Capouse Ave, Scranton PA 18509? If yes, please explain what year codes each pole follows. If not, please explain why not.

A.

35. Q. Did PPL follow the International Fire Codes while placing their Utility Poles and Wires at 837 Rear Capouse Ave, Scranton PA 18509? If yes, please explain what year codes each pole follows. If not, please explain why not.

A.

36. Q. Did PPL follow the National Electric Codes while placing their Utility Poles and Wires at 837 Rear Capouse Ave, Scranton PA 18509? If yes, please explain what year codes each pole follows. If not, please explain why not.

A.

37. Q. International building codes section 1031 states each sleeping room shall have an emergency escape and a rescue opening. With the minimum distance of 20 feet required by PPL for first responders and their equipment from over wires. Would these windows be able to be used as an emergency escape and rescue opening with the Utility Wires being where they are currently placed? Please explain your answer.

A.

38. Q. Has there ever been a recorded measurement done by PPL where Utility Pole # 57320N46302 distance from a property line, distance from any nearby structure, or its exact location is measured? If yes please provide any documentation or measurements for each utility pole. If not, please explain why not .

A.

CC;

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Dated - October 25 ,2024

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

Interrogatories Set V

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

INTERROGATORIES SET V PROPOUNDED UPON RESPONDENT

Demand is hereby made by Complainant, Nieves Abad, to the Respondent, PPL Utilities Corporation for full and complete answers, under oath or certification to the following Interrogatories within the time and in the manner prescribed by the rules of this Commission. You are required to file Answers to the following Interrogatories within twenty days (20) days after service upon you pursuant to Pennsylvania Title 52 Chapter 5 Code 5.341, service hereof is made upon you and you are notified that your answers, duly executed and sworn, must be entered after the corresponding numbered Interrogatory or part thereof, attaching such additional pages as may be required for complete answers. Complainant further requests Respondent to produce certain documents as set forth herein for purposes of inspection or copying pursuant to Pa.R.C.P. 4009, and upon consent of Respondent.

These Interrogatories are continuing in nature. If the responses to the questions

change or the Respondent becomes aware of new information, there is an obligation to supplement the responses. Failure to do so may result in the imposition of sanctions.

1. Q. Has an inspection for rot for pole # 57334N42685 ever been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why an inspection for rot has not been done.

A.

2. Q. Has an inspection for rot for pole # 57339N46273 ever been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspection from the date the pole was installed. Or please explain why an inspection for rot has not been done.

A.

3. Q. Has an inspection for rot for pole # 57327N46297 ever been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why an inspection for rot has not been done.

A.

4. Q. Has an inspection for rot for pole # 57320N46302 ever been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and

description of these inspections from the date the pole was installed. Or please explain why an inspection for rot has not been done.

A.

5. Q.Has an inspection for rot for pole # 57316N46296 ever been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why an inspection for rot has not been done.

A.

6. Q.Has any inspection for bug infestation for pole # 57334N42685 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why an inspection for bug infestation has not been done.

A.

7. Q.Has any inspection for bug infestation for pole # 57339N46273 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why an inspection for bug infestation has not been done.

A.

8. Q.Has any inspection for bug infestation for pole # 57327N46297 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why an inspection for bug infestation has not been done.

A.

9. Q.Has any inspection for bug infestation for pole # 57320N46302 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why an inspection for bug infestation has not been done.

A.

10. Q.Has any inspection for bug infestation for pole # 57316N46296 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why an inspection for bug infestation has not been done.

A.

11. Q.Has any fire coating or any type of painting for pole # 57334N42685 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why a fire coating or any type of painting has not been done.

A.

12. Q.Has any fire coating or any type of painting for pole #57339N46273 been done?

Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why a fire coating or any type of painting has not been done.

A.

13. Q.Has any fire coating or any type of painting for pole # 57327N46297 been done?

Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why a fire coating or any type of painting has not been done.

A.

14. Q.Has any fire coating or any type of painting for pole # 57320N46302 been done?

Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why a fire coating or any type of painting has not been done.

A.

15. Q.Has any fire coating or any type of painting for pole # 57316N46296 been done?

Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why a fire coating or any type of painting has not been done.

A.

16 Q.Has any preventive maintenance for pole # 57334N42685 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why preventative maintenance has not been done.

A.

17. Q.Has any preventive maintenance for pole # 57339N46273 been done? Please list PPL records on the results of these types of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why preventative maintenance has not been done.

A.

18. Q.Has any preventive maintenance for pole #57327N46297 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why preventative maintenance has not been done.

A.

19. Q.Has any preventive maintenance for pole # 57320N46302 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why preventative maintenance has not been done.

A.

20. Q. Has any preventive maintenance for pole # 57316N46296 been done? Please list PPL records on the results of inspections as well as any records, documentation, dates, times and description of these inspections from the date the pole was installed. Or please explain why preventative maintenance has not been done.

A.

21. Q. What is PPL's policy for maintenance and maintaining maintenance records for a utility pole after it has been erected? Please provide PPL's policy on maintaining utility poles and maintenance record requirements for utility poles, also provide the source(s) this information came from.

A.

22. Q. What does scheduled maintenance include for the service life of a utility pole? Please explain, list your policy, and include maintenance records. Also include any documents you may have relating to this question. If you do not have a policy explain why not.

A.

23. Q. What does a scheduled maintenance include for a utility wire throughout its normal service life span? Please explain, list your policy, and include maintenance records. Also include any documents you may have relating to this question. If you do not have a policy explain why not.

A.

24. Q.Is there a form that is required to be filled out by PPL for a scheduled maintenance performed on a utility pole or utility wires ? If not please explain how this task is recorded.Please provide a copy of that form.

A.

25. Q.Since the 1970's, when pole # 57334N42685 was erected,how many times was this pole maintained? Please provide records, documentation and sources. If this pole does not get maintained please explain why not.

A.

26. Q.Since the 1970's, when pole # 57339N46273 was erected,how many times was this pole maintained? Please provide records, documentation and sources.If this pole does not get maintained please explain why not.

A.

27. Q. Since the 1970's, when pole # 57327N46297 was erected,how many times was this pole maintained? Please provide records, documentation and sources.If this pole does not get maintained please explain why not.

A.

28. Q.Since the 1970's, when pole # 57320N46302 was erected,how many times was this pole maintenanced? Please provide records, documentation and sources.If this pole does not get maintained please explain why not.

A.

29. Q.Since the 1970's, when pole # 57316N46296 was erected,how many times was this pole maintenanced? Please provide records, documentation, and sources.If this pole does not get maintained please explain why not.

A.

30. Q. Has maintenance ever been done to utility pole # 57334N42685? Please provide records, documentation, and sources.If this pole does not get maintained please explain why not.

A.

31. Q. Has maintenance ever been done to utility pole # 57339N46273? Please provide records, documentation, and sources.If this pole does not get maintained please explain why not.

A.

32. Q. Has maintenance ever been done to utility pole # 57327N4629? Please provide records, documentation, and sources.If this pole does not get maintained please explain why not.

A.

33. Q.Has maintenance ever been done to utility pole # 57320N46302? Please provide records, documentation, and sources.If this pole does not get maintained please explain why not.

A.

34. Q. Has maintenance ever been done to utility pole # 57316N46296? Please provide records, documentation, and sources.If this pole does not get maintained please explain why not.

A.

35. Q. Does an annual inspection or any other inspection need to be performed to a utility pole or wires as part of PPL Policy after the poles and wires are erected? Please provide documentation, and sources.If this pole does not get inspected please explain why not.

A.

36. Q.Has any inspection been done to the utility wires located at 837 Rear Capouse Ave Scranton pa 18509? Please provide dates, times, work orders, or documentation of the events or any other inspections and the results.If this pole does not get inspected please explain why not.

A.

37. Q.Has any maintenance or preventative maintenance been done to the utility wires at 837 Rear Capouse? Please provide dates, times, work orders, or documentation of the events or any other inspections and the results.If these utility poles and wire do not get maintained please explain why not.

A.

38. Q. After a storm or severe inclement weather was any inspection made by PPL of pole # 57334N42685 since it has been erected.? Please provide dates, times, work orders, or documentation of the events or any other inspections and the results.If this pole does not get inspected please explain why not.

A.

39. Q.After a storm or severe inclement weather was any inspection made by PPL of pole #57339N46273 since it has been erected.? Please provide dates, times, work orders, records or documentation of the events or any other inspections and the results.If this pole does not get inspected please explain why not.

A.

40. Q.After a storm or severe inclement weather was any inspection made by PPL of pole # 57327N46297 since it has been erected.? Please provide dates, times, work orders, or documentation of the events or any other inspections and the results.If this pole does not get inspected please explain why not.

A.

41. Q.After a storm or severe inclement weather was any inspection made by PPL of pole # 57320N46302 since it has been erected.? Please provide dates, times, work orders or documentation of the events or any other inspections and the results.If this pole does not get inspected please explain why not.

A.

42. Q. After a storm or severe inclement weather was any inspection made by PPL of pole # 57316N46296 since it has been erected.? Please provide dates, times, work orders or documentation of the events or any other inspections and the results.If this pole does not get inspected please explain why not.

A.

43. Q. After a storm or severe inclement weather is it PPL policy to do an inspection on utility poles and wires? Please provide records, documentation and sources.If this pole does not get inspected please explain why not.

A.

44. Q.Please list all inspection reports for pole #57334N42685 since it was erected. Please list all records, documentation, and sources. If you do not have an inspection report explain why the report was not made or why it is not required.

A.

45. Q.Please list all inspection reports for pole #57339N46273 since it was erected. Please list all records, documentation, and sources. If you do not have an inspection report explain why the report was not made or why it is not required.

A.

46. Q.Please list all inspection reports for pole #57327N46297 since it was erected. Please list all records, documentation, and sources. If you do not have an inspection report explain why the report was not made or why it is not required.

A.

47. Q.Please list all inspection reports for pole #57320N46302 since it was erected. Please list all records, documentation, and sources. If you do not have an inspection report explain why the report was not made or why it is not required.

A.

48.. Please list all inspection reports for pole # 57316N46296 since it was erected. Please list all records, documentation, and sources. If you do not have an inspection report explain why the report was not made or why it is not required.

A.

49. Q.Has an inspection for pole # 57334N42685 ever been done? Please list all records, documentation, and sources. If an inspection has not been done please explain why it is not required or why wasn't been done.

A.

50. Q. Has an inspection for pole # 57339N46273 ever been done? Please list all records, documentation, and sources. If an inspection has not been done please explain why it is not required or why wasn't been done.

A.

51. Q. Has an inspection for pole # 57327N46297 ever been done? Please list all records, documentation, and sources. If an inspection has not been done please explain why it is not required or why wasn't been done.

A.

52. Q. Has an inspection for pole # 57320N46302 ever been done? Please list all records, documentation, and sources. If an inspection has not been done please explain why it is not required or why it hasn't been done.

A.

53. Q. Has an inspection for pole # 57316N46296 ever been done? Please list all records, documentation, and sources. If an inspection has not been done please explain why it is not required or why it hasn't been done.

A.

54. Q. Is there a form required to be filled out by PPL when a safety inspection is performed on utility poles or wires. Please provide the form, documentation, and sources. If no Please explain why no form is required or why you do not have this document.

A.

55. Q. Is a work order needed to be submitted for a safety inspection to be done to a utility pole or wires. Please provide documentation, and sources. If not, Please explain why no form is required or why you do not have this document.

A.

56. Q. Is a work order needed to be submitted for maintenance done to a utility pole or wires. Please provide documentation, and sources. If not, Please explain why no form is required or why you do not have this document.

A.

57. Please list all work orders for maintenance or safety inspections that were performed for pole # 57334N42685 since it was erected. Please provide records, documentation, and sources for these events. If not, Please explain why no form is required or why you do not have this document.

A.

58. Please list all work orders for maintenance or safety inspections that were performed for pole # 57339N46273 since it was erected. Please provide records, documentation, and sources for these events. If not, Please explain why no form is required or why you do not have this document.

A.

59. Please list all work orders for maintenance or safety inspections that were performed for pole # 57327N46297 since it was erected. Please provide records, documentation, and sources for these events. If not, Please explain why no form is required or why you do not have this document.

A.

60. Please list all work orders for maintenance or safety inspections that were performed for pole # 57320N46302 since it was erected. Please provide records, documentation, and sources for these events. If not, Please explain why no form is required or why you do not have this document.

A.

61. Please list all work orders for maintenance or safety inspections that were performed for pole # 57316N46296 since it was erected. Please provide records, documentation, and sources for these events. If not Please explain why no form is required or why you do not have this document.

A.

62. Q.What documentation would need to be filled out when a new pole is erected? Please explain and enclose a blank copy of a document that PPL requires. If not Please explain why no form is required or why you do not have this document.

A.

63. Q. Does PPL require a form, work order, or other documentation to be submitted when a new pole is erected when erecting a new pole in the City Of Scranton? Please provide a copy of required documentation. If not Please explain why no form is required or why you do not have this document.

A.

64. Q.What are PPL policies to check for bug infestation of a utility pole? Please list PPL policies, and provide how this event is recorded. Also please provide a blank document used to record this event. If not please explain why any bug infestation inspection was not done.

A.

65. Q.What are PPL policies to check for rot of a utility pole? Please list PPL policies, and provide how this event is recorded. Also please provide a blank document used to record this event. If not please explain why any rot inspection was not done.

A.

66. Q. What are PPL policies for fire coating or any other type of painting of a utility pole? Please list PPL policies, and provide how this event is recorded. Also please provide a blank document used to record this event. If not please explain why any fire coating or any other type of painting was not done.

A.

67. Q. What are PPL policies for preventative maintenance of a utility pole? Please list PPL policies, and provide how this event is recorded. Also please provide a blank document used to record this event. If not please explain why any preventative maintenance was not done.

A.

68. Q.What is PPL Utility pole inspection program? Please send over all documents relating to PPL pole inspection program and explain how pole inspection works. If there is no program in place please explain why not.

A.

69. Q.What is the service life span for a PPL Utility pole that is not damaged? Please include PPL's entire policy on the service life of a utility pole.

A.

70. Q. What date did PPL Utility Corporation Form?

A.

71. Q.In what year did PP&L Resources Inc. change its name to PPL Electric Utilities Corporation?

A.

72. When this name transfer occurred was the ownership of all poles and utility wires located at 837 Rear Capouse Ave, Scranton PA 18509 also transferred to PPL Electric Utilities Corporation. Please provide all transfer documents for all five pole numbers listed here, 57334N42685 , 57339N46273, 57327N46297, 57320N46302, 57316N46296.

A.

73. Q. Enclosed is exhibit 1, is a map you provided with pole # 57317N46297 located on the map. This pole does not exist on the property of Nieves Abad, located at 837 Rear Capouse Ave Scranton Pa 18509. Please explain why this pole is not on the property?

A.

74. Q. Was pole # 57317N46297 removed or replaced? Please answer and include the date this pole was removed or replaced. Also include documents the removal and replacement of pole # 57317N46297.

A.

75. Q. Throughout the last set of Interrogatories Of PPL and all prior Interrogatories PPL, when asked a question referring to pole # 57316N46296 an answer is given for pole # 57317N46297. Why are questions for pole # 57316N46296 responded to by PPL with an answer for pole # 57317N46297?

A.

76. Q. In the Complaint Of Nieves Abad pole # 57316N46296 is referenced in this complaint. In answers PPL answer to this complaint they reference 57317N46297 instead, they answer for pole # 57317N46297. Why was no answer given for pole # 57316N46296 in PPL answer to the complaint of Nieves Abad?

A.

77. Q.How long has this incorrect pole # 57317N46297 been in the system of PPL Electric Utilities Corporation . Who imputed this information into the system and what date was the incorrect pole put on the drawing design?

A.

78. Q.How many times has this incorrect information for pole # 57317N46297 been used in prior planning, documents, drawing designs or used to make decisions for the 5 poles in this complaint. Please answer and provide dates documents and any information you may have regarding this incorrect

A.

79. Q. On the bottom left of this exhibit provided it states “2024 PPL Electric Utilities Corporation. All rights reserved”. Is this document copyrighted?

A.

80. Q. If this document is copyrighted how many years has this incorrect information for pole #57317N46297 been copyrighted with it?

A.

81. Provided in exhibit 2, is a structure report for distribution pole # 57334N42685 .

A.Please list the reason the location section is left blank?

B.Please list what install WR #N21103 stands for? Please provide all information regarding this #N21103.

C. Please list why the re-enforcing section of this document is left blank?

D.Please list why the treatment section is “unknown”.?

- E. Please list why pole next inspection day section is left blank?
- F. Please list why pole next painting day section is left blank?
- G Please list why tower type section is left blank?
- H, Please list why tower volt section is left blank?
- I. Please list why the remark section is left blank?
- J. Please list why the last update operator section is left blank? Please answer and list The last date this file was updated and by who.
- K. Can the information in this file be changed at anytime?
- L. What is PPL policy for filling out this document?
- M. Everytime this document is altered, is it PPL Policy to keep a record of each change?
- N. Does PPL allow information to be left blank in this document?

82. Provided in exhibit 3, is a structure report for distribution pole # 57320N46302

- A. Please list the reason the location section is left blank?
- B. Please list what install #20010 stands for? Please provide all information regarding this #20010.
- C. Please list why the re-enforcing section of this document is left blank?
- D. Please list why the treatment section is "unknown".?
- E. Please list why pole next inspection day section is left blank?
- F. Please list why pole next painting day section is left blank?
- G Please list why tower type section is left blank?
- H, Please list why tower volt section is left blank?
- I. Please list why the remark section is left blank?
- J. Please list why the last update operator is left blank? Please answer and list the last

date this file was updated and by who.

K.Can the information in this file be changed at any time?

L. What is PPL policy for filling out this document?

M. Everytime this document is altered, is it PPL Policy to keep a record of each change?

N. Does PPL allow information to be left blank in this document?

83. Provided in exhibit 4, is a structure report for distribution pole # 57339N46273

A.Please list the reason the location section is left blank?

B.Please list what install WR #01719 stands for? Please provide all information regarding this #01719.

C. Please list why the re-enforcing section of this document is left blank?

D.Please list why the treatment section is "unknown".?

E.Please list why pole next inspection day section is left blank?

F. Please list why pole next painting day section is left blank?

G Please list why tower type section is left blank?

H, Please list why tower volt section is left blank?

I.Please list why the remark section is left blank?

J.Please list what # E42990 under the last update operator section stands for? Please answer and list the last date this file was updated and by who.

K.Can the information in this file be changed at any time?

L. What is PPL policy for filling out this document?

N. Everytime this document is altered, is it PPL Policy to keep a record of each change?

M. Does PPL allow information to be left blank in this document?

84. Provided in exhibit 5, is a structure report for distribution pole # 57327N46297
- A. Why is this document different and not include all the categories as the previous documents
 - B. Please list why the Trans Wr section left blank?
 - C. Please list the date this file was last updated and by who?
 - D. Can the information in this file be changed at any time?
 - E. What is PPL policy for filling out this document?
 - F. Everytime this document is altered, is it PPL Policy to keep a record of each change?
 - G. Does PPL allow information to be left blank in this document?
85. Provided in exhibit 6, is a structure report for distribution pole # 57317N46297
- A. Please list the reason the location section is left blank?
 - B. Please list what install # 35175 stands for? Please provide all information regarding this #35175.
 - C. Please list why the re-enforcing section of this document is left blank?
 - D. Please list why the treatment section is "unknown".?
 - E. Please list why pole next inspection day section is left blank?
 - F. Please list why pole next painting day section is left blank?
 - G. Please list why tower type section is left blank?
 - H, Please list why tower volt section is left blank?
 - I. Please list why the remark section is left blank?
 - J. Please list what # OSMOSE under the last update operator section stands for? Please answer and list the last date this file was updated and by who.

K.Can the information in this file be changed at any time?

L. What is PPL policy for filling out this document?

M. Everytime this document is altered, is it PPL Policy to keep a record of each change?

N. Does PPL allow information to be left blank in this document?

O.This pole is no longer on the property, why has this information regarding this utility pole not been updated to show that this pole has been removed.

86. Q.Is there a structure report for distribution pole # 57316N46296? Please provide records, documentation and sources. If not, please explain why not.

A.

CC;

Peter J Kramer Esquire

Post & Schell

Three Logan Square

1717 Arch Street

24th Floor

Philadelphia, PA 19103

pkramer@postschell.com

Nieves Abad

747 Delaware St

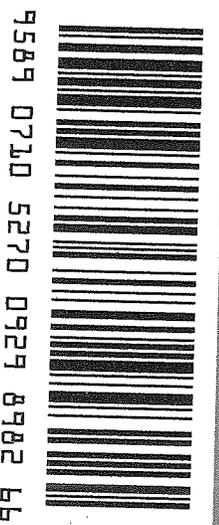
Forest City, PA 18421

Martjua3@aol.com

631.575.2348

Dated - November 26, 2024

Nieves Apace
747 Delaware St
Forest City PA 18412



9589 0710 5270 0929 8982 66

John Rosato
Peter Kramer
Three Logan Square
1717 Arch St
R4th Fl
Philadelphia PA 19103

Retail
RDC 99



19103

U.S. POSTAGE PAID
FCM LG ENV
SCRANTON, PA 18502
AUG 19, 2024
\$6.89
R2303S103802-06

Nieves Abad
747 Delaware St
Forest City, PA 18421
Martjua3@aol.com
631-575-2348

August 19, 2024

PPL Electric Utilities Corporation
Employee John Rosato
Peter J Kramer
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103

RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163

Dear Secretary Of Commission:

Attached for answer is the Written Deposition of John Rosato Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

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



Nieves Abad
747 Delaware St
Forest City, Pa 18421
Martjua3@aol.com
631-575-2348
Dated-August 19, 2024

Peter J Kramer Esquire
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1717 Arch Street
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Philadelphia, PA 19103
215-587-1075
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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: John Rosato

1.Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3. Q. What company do you work for? Please submit your current employee work history at this company?

A.

4. Q. What is your current position at PPL Electric Utilities Corporation?

A.

5. Q. How long have you practiced your profession and how long have you held your current position?

A.

6. Q. What date(s) were you called to an incident regarding damage to PPL Electric Equipment at 837 Rear Capouse Ave, Scranton Pa 18509 in 2023?

A.

7. Q. Did you witness any person doing damage to PPL Electric's equipment on the day of the incident at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

8. Q. Did you make notes, including reports, documents, emails, letters, pictures, video, any other electronic or audio communications regarding this matter in this complaint? In conjunction with this please submit any documentation not already submitted into discovery.

A.

9.Q. Did you report this incident to any management or supervisors? On what dates and times?
Please submit the reports made on each date.

A.

10. Q. What instructions were given to you by any supervisor on how to proceed with this matter and by whom? List dates and times and any information you recall on this matter.

A.

11. Q.What are the names of employees of PPL Electric on site with you during this incident at 837 Rear Capouse Scranton Pa 18509? Please list all names and business addresses.

A.

12. Q.Did you discuss this matter with any other person other than a PPL Electric employee? If so, please provide dates , times and whom you spoke too and what were your discussions?

A.

14. Q. When filling out PPL form number 3781(2/2008) , why is there information left blank?
Please list all information in your incident report you left blank and an explanation as to why it is blank.

A.

15. Q. Is it your duty to find out all the answers and complete the information to form # 3781(2/2008).

A.

16. Q. Does PPL Electric protocol for filing form # 3781(2/2008) requires this form them to be filled out in full ? Please submit an answer and PPL Protocol for PPL Incident reports?

A.

17. Q. Have you ever had to complete form #3781 (2/2008) out before or after this incident? Please answer and list how many of these forms you completed in 2023.

A.

18. Q. Did you complete form # 3781(2/2008) in full for this incident at 837 Rear Capouse Ave, Scranton Pa 18509? Please answer and explain why it was or was not completed in full.

A.

19. Out of all the form numbers 3781 (2/2008) how many did you fill out completely and how many did you not fill out completely in 2023?

A.

20. Q.What does the section " Billable Event" mean on form 3781(2/2008)? And why did you check NO on the incident report. Please explain in detail.

A,

21. Q. Is the replacement of damaged utility poles in this incident considered a billable event?

Please answer and explain why.

A.

22. Q. What is the difference between a billable event and non- billable event? Please explain in detail and give an example.

A.

23. Q. Were you involved in any billing for this incident form # 3781 (2/2008) ? Please explain what parts of the bill and what dates and times did you work on preparing billing?

A.

25. Q. Under section "Overhead", on form #3781 (2/2008) Why was the answer under " pole replaced in location" marked NO? Please explain why.

A.

26. Under section "Service Interrupted" , on form #3781 (2/2008) , why is the answer marked NO? Please explain why.

A.

27. Did any other PPL Employee help with or were involved with compiling data for this bill?
Please include the employee(s) names that helped you or were involved with making this bill.
Please include dates and time of each occurrence and an explanation of what the conversation was as you recall it

A.

28. Q. Did the property owner give you permission to do any repair or alterations to his property during pole installation on the property located at 837 Rear Capouse Ave, Scranton Pa 18509 on the day you reported this incident? Please explain your answer.

A.

29. Q. In the process of this new installation of PPL Electric Utility Poles at 837 Rear Capouse Ave, Scranton Pa 18509, was any of the Complainants property altered such as trees, shrubs or bushes? Please list all items altered.

A.

30. Q. Were any of the Complainants trees, shrubs , or bushes removed from 837 Rear Capouse Ave, Scranton Pa 18509? Please list each item that was removed by PPL Electric employees the day of incident.

A.

31.Q. What company was responsible for tree removal when this incident occurred? List names of company(s), owners, and any other information relevant to tree removal for invoice number 91130032-3, claim # 2023-00453 and 91130033-3, claim 2023-00661.

A.

32. Q. Did you make a statement to the Scranton police department? Please include the statement.

A.

33. Q. What were the names of the other PPL Electric Employees present during this incident when you were on the scene?

A.

34. Q. What time did you arrive and depart the day of the incident at 837 Rear Capouse Scranton Pa 18509? Please include dates and times.

A.

36. Q. Do you have a criminal record? If so, list and explain each.

A.

37 Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? If so please list , explain and provide any documentation for each.

A.

38. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint? If so please explain in detail.

A.

If more room is needed for answering any questions please write out on a separate sheet of paper and attach to this document. All documentation requested in this deposition is only needed if not already submitted into discovery.

Date

Signature

Print Name

Address

Phone

Dated-August____,2024

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

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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

WRITTEN DEPOSITION OF
JOHN ROSATO SET II

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition Set II of: John Rosato

1. Q.Have you physically viewed pole # 57316N46296 in the complaint of Nieves Abad? If so, please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in ?

C.Did you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole?

2. Q.Have you physically viewed pole # 57334N42685 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in?

- C. Did you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole?

3. Q. Have you physically viewed pole # 57320N46302 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

- A. Please provide a description of this pole?
- B. What condition is this pole in?
- C. Did you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole ?

4. Q. Have you physically viewed pole # 57339N46273 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

- A. Please provide a description of this pole?
- B. What condition is this pole in?
- C. Did you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole?

5. Q. Have you physically viewed pole # 57327N46297 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

- A. Please provide a description of this pole?

- B.What condition is this pole in?
- C.Did you view the pole number plate on this pole?
- D.Did you take any pictures of this pole?
- E.Do you have any notes or other documents on this pole?

6. Q.Have you physically viewed pole # 57317N46297 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

- A.Please provide a description of this pole?
- B.What condition is this pole in?
- C.Did you view the pole number plate on this pole?
- D.Did you take any pictures of this pole?
- E.Do you have any notes or other documents on this pole?

7. Q.On 04/13/2023 ,You arrived on complainants property after being dispatched for damaged PPL utility poles and wires. Please describe the scene when you arrived at 837 Rear Capouse Ave, Scranton PA 18509.

A.

8. Q.Please describe the entire role you played during this incident and how long were you on the scene?

A.

9. Q.What work was needed to be done to repair utility pole #57334N42685 to fix the problem ? Please explain the steps that were taken to repair.

A.

10. Q.What work was needed to be done to repair utility pole #57320N46302 to fix the problem ? Please explain the steps that were taken to repair.

A.

11. Q.What work was needed to be done to repair utility pole # 57339N46273 to fix the problem ? Please explain the steps that were taken to repair.

A.

12. Q.What work was needed to be done to repair utility pole # 57327N46297 to fix the problem ? Please explain the steps that were taken to repair.

A.

13. Q.What work was needed to be done to repair utility pole # 57317N46297 to fix the problem ? Please explain the steps that were taken to repair.

A.

14. Q.Have you ever done a repair to utility pole # 57334N42685 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

15. Q.Have you ever done a repair to utility pole # 57320N46302 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

16. Q.Have you ever done a repair to utility pole # 57339N46273 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

17. Q. Have you ever done a repair to utility pole # 57327N46297 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

18. Q. Have you ever done a repair to utility pole # 57317N46297 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

19. Q. Have you ever done a repair to utility pole # 57316N46296 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

20. Q. How many spans of utility wire was needed to repair the damage to PPL Distribution System? Please list what overhead utility lines needed to be replaced.

A.

21. Q. Was there damage to the electrical service of any residential structure as a result of this incident? Please list what structures were damaged and what was needed for each structure to be replaced in order for power to be restored to their residences.

A.

22. Q. Was there power loss to any residential units in the area as a result of this incident? Please list all units that were without power, and the duration of the power loss.

A.

23. Q.How did you keep notes or input data for information about this incident? Please submit all documentation about this incident, if you provided this information in discovery please explain what notes you provided.

A.

24. Q.Did you have Mobile Operations Management Software (MOM) to take notes or input data, if so please answer and include all documents that are not privileged. Please include any information regarding this incident that you have not submitted during discovery, If you have already included these documents in discovery please list what documents you have included.

A.

25. Q.Has there been any documents or other evidence you have not submitted due to them being privileged that I have requested from you? Please provide how many documents or evidence you are withholding and provide what category of privilege they fall under.

A.

26. Q.If you did not use the Mobile Operations Management Software (MOM) to input data, what system did you use? Please list the system you use and provide documents.If you have already included these documents in discovery please list what documents you have included.

A.

27. Q.How many PPL employees were needed to resolve this incident?

A.

28. Q.Please list each employee's name, job title and business address of each employee involved in resolving this incident while you were on site on 04/13/2023.

A.

29. Q.Please list each employee that was on scene in resolving this incident on 04/13/2023 while you were on site?

A.

30. Q. Who was supervisor on 04/13/2023? Please list name, job title, and business address.

A.

31. Q. On 04/13/23, the day of the incident, was your supervisor on site of this accident located at 837 Rear Capouse Ave, Scranton Pa 18509 while you were present?

A.

32. Q. Did you need assistance in any way from Tom Kernoschak to resolve issues for this incident? If yes, please list what assistance you needed from Tom Kernoschak to resolve this issue.

A.

33. Q. Did you need assistance in any way from Daniel Walker to resolve issues for this incident? If yes, please list what assistance you needed from Daniel Walker to resolve this issue.

A.

34. Q. Did you need assistance in any way from Bill Farber to resolve issues for this incident? If yes, please list what assistance you need from Bill Farber to resolve this issue.

A.

36. Q. When filling out the incident report for the incident on 04/13//2023, why was certain information on form # 3781(2/2008) left blank? Please explain.

A.

37. Q. When filling out form # 3781(2/2008) how did you fill out this incident report? Was it done on a computer or hand written form?

A.

38. Q. Was this incident considered a billable event for the damage done to the utility poles and wires? Please explain why or why not.

A.

39. Q.What was the weather like at the time this incident took place, on 04/13/23? Please explain if it was cloudy, raining, sunny, foggy, windy or any other type of weather event when this incident occurred.

A.

40. Q.Were you required to cut down any trees, whether they were on the ground or standing to resolve this matter. Please list what trees were cut and how many to resolve this matter.

A.

41. Q.What discussions did you have with other PPL employees regarding this matter? Please list each employee and a description of the discussion.

A.

42. Q.Did you upload any new data into any PPL systems regarding pole number 57334N42685 for work you completed to resolve this issue?

A.

43. Q.Did you upload any new data into any PPL systems regarding pole number 57320N46302 for work you completed to resolve this issue?

A.

44. Q.Did you upload any new data into any PPL systems regarding pole 57339N46273 number for work you completed to resolve this issue?

A.

45. Q.Did you upload any new data into any PPL systems regarding pole number 57327N46297 for work you completed to resolve this issue?

A.

46. Q.Did you upload any new data into any PPL systems regarding pole number 57317N46297 for work you completed to resolve this issue?

A.

47. Q. Did you upload any new data into any PPL systems regarding pole number 57316N46296 for work you completed to resolve this issue?

A.

48. Q. When replacing utility poles and/or wires on the complainants property, did you use a PPL Utility design drawing. Please enclose and list which drawing you used to replace PPL Utilities during this incident

A.

49. Q. What is the distance from utility pole# 5732046302 and 20 Amity Court Scranton Pa 18509? Please explain how you came to this calculation, if you did not measure please explain why not.

A.

50. Q. What is the distance from utility pole# 57327N46297 and 20 Amity Court Scranton Pa 18509? Please explain how you came to this calculation, if you did not measure please explain why not.

A.

51. Q. Are the utility wires between pole # 57320N46302 and 57327N46297 a safe distance from 20 Amity Court.

A.

52. Q. Did you place the utility wires between pole # 57320N46302 and pole # 57327N46297 while making repairs on 04/13/2025?

A.

53. Q. Does the utility wires between pole # 57320N46302 and # 57327N46297 block the ways of egress of the second story windows at 20 Amity Court Scranton Pa 18509?

A.

54. Q.How far are utility wires that run between pole # 57320N46302 and 57327N46297 from 20 Amity Court, Scranton Pa 18509. Please explain how you came to this calculation, if you did not measure please explain why not.

A.

56. Q.Is pole # 57320N46302 on the property of Nieves Abad?

A.

57. Q.Is pole# 57320N46302 in a public right of way?

A.

58. Q.Did you take any measurements to calculate the distance that this pole is from the property line of Nieves Abad in either direction. Please explain how you came to this calculation, if you did not measure please explain why not.

A.

59. Q.Have you ever performed maintenance on utility pole 57334N42685? Please provide any documentation you may have and the date this was done.

A.

60. Q.Have you ever performed maintenance on utility pole 57320N46302? Please provide any documentation you may have and the date this was done.

A.

61. Q.Have you ever performed maintenance on utility pole 57339N46273? Please provide any documentation you may have and the date this was done.

A.

62. Q.Have you ever performed maintenance on utility pole 57327N46297? Please provide any documentation you may have and the date this was done.

A.

63. Q.Have you ever performed maintenance on utility pole 57317N46297? Please provide any documentation you may have and the date this was done.

A.

64. Q. Have you ever performed maintenance on utility pole # 57316N46296? Please provide any documentation you may have and the date this was done.

A.

65. Q. Have you ever performed an inspection on pole 57334N42685? Please provide any documentation you may have and the date this was done.

A.

66. Q. Have you ever performed an inspection on pole 57320N46302? Please provide any documentation you may have and the date this was done.

A.

67. Q. Have you ever performed an inspection on pole 57339N46273? Please provide any documentation you may have and the date this was done.

A.

68. Q. Have you ever performed an inspection on pole 57327N46297 ? Please provide any documentation you may have and the date this was done.

A.

69. Q. Have you ever performed an inspection on pole 57317N46297? Please provide any documentation you may have and the date this was done.

A.

70. Q. Have you ever performed an inspection on pole 57316N46296? Please provide any documentation you may have and the date this was done.

A.

71. Q. Have you ever done a visual inspection on pole #57334N42685? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

72. Q. Have you ever done a visual inspection on pole # 57320N46302? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

73. Q. Have you ever done a visual inspection on pole # 57339N46273? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

74. Q. Have you ever done a visual inspection on pole # 57327N46297? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

75. Q. Have you ever done a visual inspection on pole # 57317N46297? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

76. Q. Have you ever done a visual inspection on pole # 57316N46296? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

77. Q. Are you involved in billing for invoice # 9113002-33 that PPL is using as a part of a Tariff? Please provide all dates you provided PPL with billing information and the information you provided.

A.

78. Q. What training have you received from PPL for utility pole and/or utility wire inspections for an electrical distribution system? Please provide each training course, memo, booklet,

classes or any other documentation for matters in this complaint that are not privileged. Please provide dates when you received training and a brief description.

A.

79. Q.What training have you received from PPL for utility pole or utility wire visual inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation for matters in this complaint that are not privileged. Please provide dates when you received training and a brief description.

A.

80. Q.What training have you received from PPL for utility pole or utility wire maintenance inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation for matters in this complaint that are not privileged. Please provide dates when you received training and a brief description.

A.

81. Q.What training have you received from PPL for utility pole or utility wire vegetation management for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation for vegetation management that are not privileged. Please provide dates when you received training and a brief description of the training for vegetation management.

A.

82. Q.Have you ever inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

83. Q.Have you ever visually inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

84. Q. Have you ever done vegetation management in a PPL right of way while employed by PPL? If yes, please estimate how many times. If not, please explain why not.

A.

85. Q. Have you ever performed maintenance on a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

86. Q. After the incident on 04/13/23 did you reinforce pole # 57334N42685?

A.

87. Q. After the incident on 04/13//23 did you reinforce pole # 57320N46302?

A.

88. Q. After the incident on 04/13/23 did you reinforce pole # 57339N46273?

A.

89. Q. After the incident on 04/13/23 did you reinforce pole # 57327N46297?

A.

90. Q. After the incident on 04/13/23 did you reinforce pole # 57317N46297?

A.

91. Q. After the incident on 04/13/23 did you reinforce pole # 57316N46296?

A.

92. Q. Did you input any data into the Work & Asset Management system (WAM) during this incident or for matters in this complaint? Please provide any information you entered into the WAM system about this matter.

A.

93. Q. What are the current standards PPL requires for clearances of vegetation in a PPL right of way for its distribution poles and wires?

A.

Discovery has been ongoing for several months and it was asked that all records from your company cell phone about this incident that is not privileged to be disclosed ;

94 Q.Is this service for your company using a cell phone from PPL or is it a personal phone? What is your company cell phone number?

A.

95. Q.Does PPL, the cell phone carrier, or yourself still have phone records of phone calls placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

96. Q.Does PPL, the cell phone carrier, or yourself still have text messages placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

97. Q.Does PPL, the cell phone carrier, or yourself still have voicemails placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please provide the documents you submitted.

A.

98. Q.Please provide all phone records where you have conversations with other PPL employees, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

99. Q.Please provide all text messages where you have conversations with other PPL employees, subcontractors and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

100. Q.Please provide all voicemails where someone left you a message that was a PPL employees, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

101. Q.Does PPL provide you an email service with an email address? Please provide your company email address. Please provide all emails to and from Nieves Abad. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

102. Q.Please provide all emails between yourself and other PPL employees, subcontractors or supervisors regarding matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

103. Q.Have you ever sent or received a fax regarding this complaint? If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain the documents you submitted.

A.

104. Q.Have you received any other information through memo, notes, or documentation about matters in this complaint that is not privileged.If this information was deleted or misplaced

please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

Signature

Print Name

CC:

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

Address

Phone

Dated

Nieves Awood
747 Delaware St
Forest City PA 18421

Daniel Walker
Peter Kramer
Post & Street
1717 Arch St
24th Fl
Philadelphia PA 19103

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Marjua3@aol.com

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

RE: Nieves Abad (Pro-Se) VS PPL Electric Utilities Corporation
Docket No. C-2024-3047163

To Whom This May Concern,

I am enclosing herein one copy of Certificate Of Service evidencing the service Complainant's Written Deposition Of Daniel Walker upon Respondent for filing.

By copy of this correspondence directed to Plaintiff I am serving him with a copy of the same

Thank you for your cooperation.

CC:

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax



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

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

CERTIFICATE OF SERVICE

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

CERTIFICATE OF SERVICE

I, Nieves Abad, hereby certify that I served Written Deposition of Daniel Walker to to Respondent via certified mail this 19 Day of August, 2024, addressed as follows;

By: 

Nieves Abad
747 Delaware St
Forest City, PA 18421
Martjua3@aol.com
DATED- August 19, 2024

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

Peter J Kramer Esquire
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24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

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First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8982 35	1		\$2.31 \$4.85
Total			\$7.16
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8981 74	1		\$2.31 \$4.85
Total			\$7.16
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 96	1		\$2.31 \$4.85
Total			\$7.16
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 2.80 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8982 04	1		\$2.04 \$4.85
Total			\$6.89
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 65	1		\$2.31 \$4.85
Total			\$7.16
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 1.90 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 34	1		\$1.77 \$4.85
Total			\$6.62
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 27	1		\$2.31 \$4.85
Total			\$7.16
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 2.40 oz	1		\$2.04

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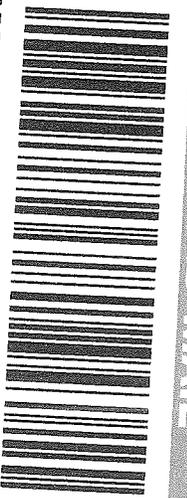
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747 Delaware St
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Daniel Walker
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August 11, 2024

PPL Electric Utilities Corporation
Employee Daniel Walker
Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103

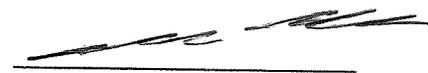
**RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163**

Dear Secretary Of Commission:

Attached for answer is the Written Deposition of Daniel Walker Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

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

Peter J Kramer Esquire
Post & Schell



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747 Delaware St
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Dated-August 19, 2024

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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

WRITTEN DEPOSITION

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: Daniel Walker

1. Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3. Q. What company do you work for? Please submit your current employee work history at this company?

A.

4. Q. What is your current position at PPL Electric Utilities Corporation?

A.

5. Q. How long have you practiced your profession and how long have you held your current position?

A.

6. Q. State the names of the professional licensing agencies that have issued licenses to you? Include the date of such licenses and whether they are still current. In Conjunction with this question, please attach a copy of your licenses.

A.

7. Q. Have you ever testified as a witness in a court proceeding, either in person or by deposition? If yes please list dates and cases.

A.

8. Q. What dates and times did you speak to Nieves Abad about the property at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

9. Q. What did you discuss about 837 Rear Capouse Ave, Scranton Pa 18509? Please explain in your own words what you recall of the conversations that took place on the dates and times of these conversations?

A.

10. Q. What forms of communication were used to communicate with Nieves Abad for issues regarding 837 Rear Capouse Ave, Scranton Pa 18509? Please submit any communication you have.

A.

11. Q. Do you have any voicemails, text messages, emails, or other phone records regarding this matter? Please submit all communication records.

A.

12. Q. While discussing these electrical needs of the new structure, Nieves Abad had plans to build, at 837 Rear Capouse Ave Scranton Pa 18509 .What was the plans that needed to be done in order to get the amount of service to the new building on this property 837 Rear Capouse Ave, Scranton Pa 18509?

A.

13. Q. Would there be any upgrades to the neighboring PPL Equipment to supply 837 Rear Capouse Ave Scranton Pa 18509 with electricity for the new structure(s)? Please list any information regarding any upgrades needed?

A.

14. Q. Would there be any charges to Nieves Abad to supply electric service at 837 Rear Capouse, Scranton Pa 18509? If so please list all charges and explain.

A.

15. Q. As a PPL Electric Utility employee was it your duty to make the decision to charge Nieves Abad for any upgrades PPL Electric needed to get electrical service at 837 Rear Capouse, Scranton Pa 18509?

A.

16. Q. Who is the employee or employees that made the decision to charge Nieves Abad for the new services requested at 837 Rear Capouse, Scranton Pa 18509?

A.

17. Q. What is PPL Electric's policy for a new customer who will be receiving new service on a new building that was previously a vacant lot?

A.

18. Q. What are the plans that were made to get the service Nieves Abad needed for this project at 837 Rear Capouse Ave, Scranton Pa 18509? Please explain the plan.

A.

19. Q. Who did you discuss electrical plans with to get the service Nieves Abad requested? Please list dates and times decisions were made and what decisions were made.

A.

20. Q. Did you make any notes, statements, work records, documents, data, or any other form of written, electronic or voice transcripts of any events concerning the property at 837 Rear Capouse Ave Scranton Pa 18509. In conjunction with these questions, please attach a copy of any of the above information with dates and times?

A.

21. Q. Did you discuss the matters in this complaint, at 837 Rear Capouse Scranton with any other person including PPL Employees, Personal acquaintances, or anyone else? Please list dates and times? In your own words, discuss what you recall from each conversation?

A.

22. Q. What information do you have about any Right Of Way issue with pole # 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 ? No information already submitted into discovery .

A.

23. Q. What dates and times did you discuss a Right Of Way or any other issue regarding pole number 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with

Nieves Abad, PPL Electric or any other person. In your own words, what were these discussions about? What did you recall of the conversation?

A.

24. Q. What dates and times did You and Nieves Abad discuss relocation of pole #'s 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296. Please list what you recall in each conversation.

A.

25. Q. Did you have any conversation with any other PPL Employees, about any issues regarding a Right Of Way agreement or pole relocation? Please list dates and times, names, the information received or given, or anything else you recall about these conversations.

A.

26. Q. What was the outcome of any decision made about pole relocation? Who made these decision(s)? List all people who played a role in making this decision?

A.

27. Q. Did you agree or disagree with any part of this decision? If so please explain what parts of the decision and why you agreed or disagreed with it.

A.

28. Q. Was it part of your job to make the decision of pole relocation at 837 Rear Capouse Scranton Pa 18509?

A.

29. Q.If not, who is responsible for this decision for the property at 837 Rear Capouse Ave, Scranton Pa 18509? List employee(s) and they're position.

A.

30. Q. Have you had any other problem with any other locations during your cause of work as an PPL employee, where there was a pole located on a property without a right of way. If so please list each date and information of the incident.

A.

31. Q. Do you have any notes, documents, phone records, written or electronic communication or any other information about pole numbers 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with any PPL Employee, acquaintance, or anyone else? In Conjunction with these questions, please attach a copy of any of the above requested information.

A.

32. Q. When was tree removal discussed with you regarding the property at 837 Rear Capouse Ave, Scranton Pa 18509. Please state dates and times. Please explain what was discussed each time tree removal was discussed with you?

A.

33. Q. Do you have any information about tree removal at 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to 7/1/23 that has not been submitted into discovery.

A.

34. Q. What is the policy regarding PPL Electric's right of way agreements with a pole on private property?

A.

35. Q. What is the protocol you follow when a pole is located on a customer's property without a right of way or no legal right to have a pole on the property and where the property owner wants the pole relocated off or removed that property?.

A.

36. Q. As an employee of PPL Electric, what is the policy of PPL Electric regarding pole relocation or removal without a Right Of Way on private property?

A.

37. Q. What is the protocol you follow when a pole is located on a private property without a right of way?

A.

38. Q. What protocol do you follow when a property owner wants a pole relocated or removed from a property that does not have a legal Right Of Way? Please include what protocols were followed.

A.

39. Q. Were these protocols followed for the situation with no right of way at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

40. Q. Do you have any information about invoice number 91130032-3, claim # 2023-00453? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

41. Q. Do you have any information about invoice number 91130033-3, claim 2023-00661? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

42. Q. Did these Bills stop the relocation of any of the utility poles in this complaint? Please name the person(s) who made this decision. Explain why the decision was made.

A.

43. Q. What date and time was this decision made? Please state what the decision was.

A.

44. Q. How was this decision made known to Nieves Abad? Please submit dates, times and documentation that was sent to Nieves Abad.

A.

45. Q. What was your involvement in making this decision? Please list and explain any decision you made.

A.

46. Q. Did you agree or disagree with any part of this decision? Please explain.

A.

47. Q. Do you have a criminal record? If so, list and explain each.

A.

48. Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? If so please list , explain and provide any documentation for each.

A.

49. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint?

A.

If more room is needed for answering any questions please write out on a separate sheet of paper and attach to this document. All documentation requested in this deposition is only needed if not already submitted into discovery.

Date

Signature

Print Name

Address

Phone

CC:
Rosemary Chiavetta
Secretary of The Commission
Pennsylvania Public Utility Commission
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400 North Street, 2nd Floor North
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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

Written Deposition Of Daniel Walker Set II

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition Set II: Daniel Walker

1. Q. As per the 21 year “proscribed” right away you described in your answers that PPL has asserted, please provide evidence that pole # 57334N42685 has been at its location for 21 consecutive years from the date Nieves Abad asked you to move these poles.

A.

2. Q. As per the 21 year “proscribed” right away you described in your answers that PPL has asserted, please provide evidence that pole # 57339N46273 has been at its location for 21 consecutive years from the date Nieves Abad asked you to move these poles.

A.

3. Q. As per the 21 year “proscribed” right away you described in your answers that PPL has asserted, please provide evidence that pole # 57327N46297 has been at its location for 21 consecutive years from the date Nieves Abad asked you to move these poles.

A.

4. Q. As per the 21 year “proscribed” right away you described in your answers that PPL has asserted, please provide evidence that pole # 573320N46302 has been at its location for 21 consecutive years from the date Nieves Abad asked you to move these poles.

A.

5. Q. As per the 21 year “proscribed” right away you described in your answers that PPL has asserted, please provide evidence that pole # 57316N46296 has been at its location for 21 consecutive years from the date Nieves Abad asked you to move these poles.

A.

6. Q. As per your answer to question number 9, of Deposition Set I, you described PPL owned and maintained pole # 57334N42685 please provide the maintenance records for this pole for 21 consecutive years before Nieves Abad asked you to move these poles. Please list records including replacement, repair, movement, inspections or any other information or any other record on this pole.

A.

7. Q. As per your answer to question number 9, of Deposition Set I, you described PPL owned and maintained pole # 57334N46273 please provide the maintenance records for this pole for 21 consecutive years before Nieves Abad asked you to move these poles. Please list records including replacement, repair, movement, inspections or any other information or any other record on this pole.

A.

8. Q. As per your answer to question number 9, of Deposition Set I, you described PPL owned and maintained pole # 57327N46297 please provide the maintenance records for this pole for 21 consecutive years before Nieves Abad asked you to move these poles. Please list records including replacement, repair, movement, inspections or any other info or any other record on this pole.

A.

9. Q. As per your answer to question number 9, of Deposition Set I, you described PPL owned and maintained pole # 57320N46303 please provide the maintenance records for this pole for 21 consecutive years before Nieves Abad asked you to move these poles. Please list records including replacement, repair, movement, inspections or any other info or any other record on this pole.

A.

10. Q. As per your answer to question number 9, of Deposition Set I, you described PPL owned and maintained pole # 57316N46296 please provide the maintenance records for this pole for 21 consecutive years before Nieves Abad asked you to move these poles. Please list records including replacement, repair, movement, inspections or any other information or any other record on this pole.

A.

11. Q. Have any of these poles been replaced? Please list pole numbers, dates and poles that were replaced, what was the previous location and the new location of the poles, and any other relevant information regarding the poles in this complaint.

A.

12. Q. Please explain what a 21 year “proscribed” Right Of Way is?

A.

13. Q. Who is your supervisor? Please list name and office address.

A.

14. Q. Was your supervisor aware of the 21 year “proscribed” Right Of Way, for pole number 57334N42685 that you said PPL Electric has asserted? If so, Please provide any documentation, communication you had with your supervisor and explain any conversations you had with your supervisor.

A.

15. Q. Was your supervisor aware of the 21 year “proscribed” Right Of Way, for pole number 57339N46273 that you said PPL Electric has asserted? If so, Please provide any documentation, communication you had with your supervisor and explain any conversations you had with your supervisor.

A.

16. Q. Was your supervisor aware of the 21 year “proscribed” Right Of Way, for pole number 57327N46297 that you said PPL Electric has asserted? If so, Please provide any documentation, communication you had with your supervisor and explain any conversations you had with your supervisor.

A.

17. Q. Was your supervisor aware of the 21 year “proscribed” Right Of Way, for pole number 57320N46302 that you said PPL Electric has asserted? If so, Please provide any documentation,

communication you had with your supervisor and explain any conversations you had with your supervisor.

A.

18. Q. Was your supervisor aware of the 21 year “proscribed” Right Of Way, for pole number 57316N46296 that you said PPL Electric has asserted? If so, Please provide any documentation, communication you had with your supervisor and explain any conversations you had with your supervisor.

A.

19. Q. What did you discuss with your supervisor regarding any decision making for pole number 57334N42685? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A

.

20. Q. What did you discuss with your supervisor regarding any decision making for pole number 57339N46273? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A.

21. Q. What did you discuss with your supervisor regarding any decision making for pole number 57327N46297? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A.

22. Q. What did you discuss with your supervisor regarding any decision making for pole number 57320N46302? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A

.

23. Q. What did you discuss with your supervisor regarding any decision making for pole number 57316N46296? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A.

24. Q. Is pole number 57320N46302 located in a public right of way? If so, please provide documentation and proof of this pole being located in a public right of way?

A.

25. Q. Is pole number 57320N46302 located on the property of Nieves Abad? If not, please provide documentation and proof of this pole not being located on the property at 837 Rear Capouse Ave, Scranton PA 18509.

A.

26. Q. In your response to question number 35, of Deposition Set I, You stated you handled a similar situation in the same manner. Please list the last 3 similar situations. Include dates, times, locations, property address, property owner and any other details about each case. Please submit any documentation regarding these cases.

A.

Date

Signature

CC:

Print Name

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Philadelphia, PA 19103
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Address

Phone

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

CERTIFICATE OF SERVICE

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

CERTIFICATE OF SERVICE

I, Nieves Abad, hereby certify that I served Written Deposition Set III of Daniel Walker to to Respondent via certified mail this 18th Day of October, 2024, addressed as follows;

Cc:

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

Nieves Abad
747 Delaware St
Forest City, PA 18421
631.575.2348
Martjua3@aol.com
Dated-October 18,2024

Peter J Kramer Esquire
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Rosemary Chiavetta
Secretary of The Commission
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
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Harrisburg, PA 17105-3265

RE: Nieves Abad (Pro-Se) VS PPL Electric Utilities Corporation
Docket No. C-2024-3047163

To Whom This May Concern,

I am enclosing herein one copy of Certificate Of Service evidencing the service Complainant's Written Deposition Set III Of Daniel Walker upon Respondent for filing.

By copy of this correspondence directed to the Respondent I am serving him with a copy of the same.

Thank you for your cooperation.

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Nieves Abad
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631.575.2348
Dated-October ____, 2024

Nieves Abad
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Forest City, PA 18421
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631-575-2348

October 18,,2024

PPL Electric Utilities Corporation
Employee Daniel Walker
Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103

**RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163**

To Whom This May Concern,

Attached for answer is the Written Deposition Set III of Daniel Walker Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

CC:

Rosemary Chiavetta
Secretary of The Commission
Pennsylvania Public Utility Commission
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Dated-October 18,2024

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

Written Deposition Set III

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

Written Deposition Of Daniel Walker Set III

1. Q. What factual data do you have that pole #57334N42685 has been in place since 1970? Please provide all documentation and sources.

A.

2. Q. What factual data do you have that pole #57339N46273 has been in place since 1970? Please provide all documentation and sources.

A.

3. Q. What factual data do you have that pole #57327N46297 has been in place since 1970? Please provide all documentation and sources.

A.

4. Q. What factual data do you have that pole #57320N46302 has been in place since 1970? Please provide all documentation and sources.

A.

5. Q. What factual data do you have that pole #57316N46296 has been in place since 1970? Please provide all documentation and sources.

A.

6 Q..What is the exact date, including day, month, and year that pole # 57334N42685 was erected? Please provide all documentation and sources.

A.

7. Q.What is the exact date, including day, month, and year that pole #57339N46273 was erected? Please provide all documentation and sources.

A.

8. Q.What is the exact date, including day, month, and year that pole #57327N46297 was erected? Please provide all documentation and sources.

A.

9. Q.What is the exact date, including day, month, and year that pole #57320N46302 was erected? Please provide all documentation and sources.

A.

10. Q.What is the exact date, including day, month, and year that pole # 57316N46296 was erected? Please provide all documentation and sources.

A.

11. Q. In your answers you stated, “ That PPL data systems indicate that the poles at issue has been in place at least 1970..”what exactly does PPL data system records indicate for pole #57334N42685? Please include a full print out of the records of this data system for this pole.

A.

12. Q.In your answers you stated, “ That PPL data systems indicate that the poles at issue has been in place at least 1970..”what exactly does PPL data system records indicate for pole # 57339N46273? Please include a full print out of the records of this data system for this pole.

A.

13. Q.In your answers you stated, “ That PPL data systems indicate that the poles at issue has been in place at least 1970”..what exactly does PPL data system records indicate for pole#57327N46297? Please include a full print out of the records of this data system for this pole.

A.

14. Q.In your answers you stated, “ That PPL data systems indicate that the poles at issue has been in place at least 1970”..what exactly does PPL data system records indicate for pole #57320N46302? Please include a full print out of the records of this data system for this pole.

A.

15. Q.In your answers you stated, “ That PPL data systems indicate that the poles at issue has been in place at least 1970”..what exactly does PPL data system records indicate for pole #57316N46296? Please include a full print out of the records of this data system for this pole.

A.

16. Q. How did you come to the conclusion that pole # 57334N42685 has been in place for 21 years? Please list all evidence you have gathered including sources and documentation.

A.

17. Q. How did you come to the conclusion that pole # 57339N46273 has been in place for 21 years? Please list all evidence you have gathered including sources and documentation.

A.

18. Q. How did you come to the conclusion that pole # 57327N46297 has been in place for 21 years? Please list all evidence you have gathered including sources and documentation.

A.

19. Q. How did you come to the conclusion that pole #57320N46302 has been in place for 21 years? Please list all evidence you have gathered including sources and documentation.

A.

20. Q How did you come to the conclusion that pole # 57316N46296 has been in place for 21 years? Please list all evidence you have gathered including sources and documentation.

A.

21. Q. What is PPL's policy for maintenance and maintaining maintenance records for a utility pole after it has been erected? Please provide PPL's policy on maintaining utility poles and maintenance record requirements for utility poles, also provide the source(s) this information came from.

A.

22. Q. What is a schedule for maintenance to take place on utility poles and wires after it has been erected? Please provide a year by year maintenance schedule for a utility pole's life.

A.

22. Q. What does scheduled maintenance include for a utility pole?

A.

23. Q. Is there a form that is required to be filled out by PPL for a scheduled maintenance performed on a utility pole? Please provide a copy of that form.

A.

24. Q. Since the 1970's, when pole # 57334N42685 was erected, how many times was this pole maintained? Please provide records, documentation and sources.

A.

25. Q. Since the 1970's, when pole # 57339N46273 was erected, how many times was this pole maintained? Please provide records, documentation and sources.

A.

26. Q. Since the 1970's, when pole # 57327N46297 was erected, how many times was this pole maintained? Please provide records, documentation and sources.

A.

27. Q. Since the 1970's, when pole # 57320N46302 was erected, how many times was this pole maintained? Please provide records, documentation and sources.

A.

28. Q. Since the 1970's, when pole # 57316N46296 was erected, how many times was this pole maintained? Please provide records, documentation, and sources.

A.

29. Q. Has maintenance ever been done to utility pole # 57334N42685? Please provide records, documentation, and sources.

A.

30. Q. Has maintenance ever been done to utility pole # 57339N46273? Please provide records, documentation, and sources.

A.

31. Q. Has maintenance ever been done to utility pole # 57327N4629? Please provide records, documentation, and sources.

A.

32. Q. Has maintenance ever been done to utility pole # 57320N46302? Please provide records, documentation, and sources.

A.

33. Q. Has maintenance ever been done to utility pole # 57316N46296? Please provide records, documentation, and sources.

A.

34. Q. Does an annual inspection or any other inspection need to be performed to a utility pole or wires as part of PPL Policy after the poles and wires are erected? Please provide documentation, and sources.

A.

35. Q. After a storm or severe inclement weather was any inspection made by PPL of pole # 57334N42685 since it has been erected.? Please provide dates, times, work orders, or documentation of the events or any other inspections and the results.

A.

36. Q.After a storm or severe inclement weather was any inspection made by PPL of pole #57339N46273 since it has been erected.? Please provide dates, times, work orders, records or documentation of the events or any other inspections and the results.

A.

37. Q.After a storm or severe inclement weather was any inspection made by PPL of pole # 57327N46297 since it has been erected.? Please provide dates, times, work orders, or documentation of the events or any other inspections and the results.

A.

38. Q.After a storm or severe inclement weather was any inspection made by PPL of pole # 57320N46302 since it has been erected.? Please provide dates, times, work orders or documentation of the events or any other inspections and the results.

A.

39. Q. After a storm or severe inclement weather was any inspection made by PPL of pole # 57316N46296 since it has been erected.? Please provide dates, times, work orders or documentation of the events or any other inspections and the results.

A.

36. Q. After a storm or severe inclement weather is it PPL policy to do an inspection on utility poles and wires? Please provide records, documentation and sources.

A.

37. Q.Please list all inspection reports for pole #57334N42685 since it was erected. Please list all records, documentation, and sources.

A.

38. Q.Please list all inspection reports for pole #57339N46273 since it was erected. Please list all records, documentation, and sources.

A.

39. Q.Please list all inspection reports for pole #57327N46297 since it was erected. Please list all records, documentation, and sources.

A.

40. Q.Please list all inspection reports for pole #57320N46302 since it was erected. Please list all records, documentation, and sources.

A.

41. Please list all inspection reports for pole # 57316N46296 since it was erected. Please list all records, documentation, and sources.

A.

42. Q.Has an inspection for pole # 57334N42685 ever been done? Please list all records, documentation, and sources.

A.

43. Q. Has an inspection for pole # 57339N46273 ever been done? Please list all records, documentation, and sources.

A.

44. Q. Has an inspection for pole # 57327N46297 ever been done? Please list all records, documentation, and sources.

A.

45. Q. Has an inspection for pole # 57320N46302 ever been done? Please list all records, documentation, and sources.

A.

46. Q. Has an inspection for pole # 57316N46296 ever been done? Please list all records, documentation, and sources.

A.

46. Q. Is there a form required to be filled out by PPL when a safety inspection is performed on utility poles or wires. Please provide the form, documentation, and sources.

A.

47. Q. Is a work order needed to be submitted for a safety inspection to be done to a utility pole or wires. Please provide documentation, and sources.

A.

48. Q. Is a work order needed to be submitted for maintenance done to a utility pole or wires. Please provide documentation, and sources.

A.

49. Please list all work orders for maintenance or safety inspections that were performed for pole # 57334N42685 since it was erected. Please provide records, documentation, and sources for these events.

A.

50. Please list all work orders for maintenance or safety inspections that were performed for pole # 57339N46273 since it was erected. Please provide records, documentation, and sources for these events.

A.

51. Please list all work orders for maintenance or safety inspections that were performed for pole # 57327N46297 since it was erected. Please provide records, documentation, and sources for these events.

A.

52. Please list all work orders for maintenance or safety inspections that were performed for pole # 57320N46302 since it was erected. Please provide records, documentation, and sources for these events.

A.

53. Please list all work orders for maintenance or safety inspections that were performed for pole # 57316N46296 since it was erected. Please provide records, documentation, and sources for these events.

A.

54. Q.What documentation would need to be filled out when a new pole is erected?

A.

55. Q. Does PPL require a form, work order, or other documentation to be submitted when a new pole is erected? Please provide a copy of required documentation when erecting a new pole in the city of scranton.

A.

56. Q. Do you as a PPL right of way agent, make such determinations whether a utility pole is located in a public right of way or on private property. Please explain.

A.

57. Q. When making a decision that a utility pole is in a public right of way, or on private property,what records, documents, software or any other sources do you use to make these decisions? Please list each item and explain how it helps you make these determinations.

A.

58, Q. Did you use any of these methods of determining whether a pole is in a public right of way or private property, for pole # 57320N46302 located at 837 Rear Capouse Ave, Scranton PA 18509. Please explain why or why not.

A.

59. Q. As a PPL Right of Way agent, can you tell me is pole # 57320N46302 is located in a public right of way, or is on the property of Nieves Abad located at 837 Rear Capouse Ave, Scranton PA 18509. Please explain why or why not. Please explain how you came to this conclusion.

A.

60. Q. Please explain how you came to this conclusion that pole # 57320N46302 is or is not on the property of Nieves Abad? List all measurements, documents, records and sources of how you came to this conclusion.

61. Q. Is pole #57320N46302 located in a public right of way? Please explain why or why not, and explain how you determined this.

A.

Date

Signature

CC:

Print Name

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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

Written Deposition Of Daniel Walker Set IV

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition Set IV: Daniel Walker

1. Provided in exhibit 4, is a structure report for distribution pole # 57334N42685 .
 - A. Please list the reason the location section is left blank?
 - B. Please list what install WR #N21103 stands for? Please provide all information regarding this #N21103.
 - C. Please list why the re-enforcing section of this document is left blank?
 - D. Please list why the treatment section is "unknown".?
 - E. Please list why pole next inspection day section is left blank?
 - F. Please list why pole next painting day section is left blank?
 - G. Please list why tower type section is left blank?
 - H, Please list why tower volt section is left blank?
 - I. Please list why the remark section is left blank?
 - J. Please list why the last update operator section is left blank? Please answer and list The last date this file was updated and by who.

- K. Can the information in this file be changed at anytime?
- L. What is PPL policy for filling out this document?
- M. Everytime this document is altered, is it PPL Policy to keep a record of each change?
- N. Does PPL allow information to be left blank in this document?

2. Provided in exhibit 5, is a structure report for distribution pole # 57320N46302

- A. Please list the reason the location section is left blank?
- B. Please list what install #20010 stands for? Please provide all information regarding this #20010.
- C. Please list why the re-enforcing section of this document is left blank?
- D. Please list why the treatment section is "unknown".?
- E. Please list why pole next inspection day section is left blank?
- F. Please list why pole next painting day section is left blank?
- G. Please list why tower type section is left blank?
- H. Please list why tower volt section is left blank?
- I. Please list why the remark section is left blank?
- J. Please list why the last update operator is left blank? Please answer and list the last date this file was updated and by who.
- K. Can the information in this file be changed at any time?
- L. What is PPL policy for filling out this document?
- M. Everytime this document is altered, is it PPL Policy to keep a record of each change?
- N. Does PPL allow information to be left blank in this document?

3. Provided in exhibit 6, is a structure report for distribution pole # 57339N46273
 - A. Please list the reason the location section is left blank?
 - B. Please list what install WR #01719 stands for? Please provide all information regarding this #01719.
 - C. Please list why the re-enforcing section of this document is left blank?
 - D. Please list why the treatment section is "unknown".?
 - E. Please list why pole next inspection day section is left blank?
 - F. Please list why pole next painting day section is left blank?
 - G. Please list why tower type section is left blank?
 - H. Please list why tower volt section is left blank?
 - I. Please list why the remark section is left blank?
 - J. Please list what # E42990 under the last update operator section stands for? Please answer and list the last date this file was updated and by who.
 - K. Can the information in this file be changed at any time?
 - L. What is PPL policy for filling out this document?
 - N. Everytime this document is altered, is it PPL Policy to keep a record of each change?
 - M. Does PPL allow information to be left blank in this document?

4. Provided in exhibit 7, is a structure report for distribution pole # 57327N46297
 - A. Why is this document different and not include all the categories as the previous documents
 - B. Please list why the Trans Wr section left blank?

5. Provided in exhibit 8, is a structure report for distribution pole # 57317N46297
 - A. Please list the reason the location section is left blank?

B. Please list what install # 35175 stands for? Please provide all information regarding this #35175.

C. Please list why the re-enforcing section of this document is left blank?

D. Please list why the treatment section is "unknown" .?

E. Please list why pole next inspection day section is left blank?

F. Please list why pole next painting day section is left blank?

G Please list why tower type section is left blank?

H, Please list why tower volt section is left blank?

I. Please list why the remark section is left blank?

J. Please list what # OSMOSE under the last update operator section stands for? Please answer and list the last date this file was updated and by who.

K. Can the information in this file be changed at any time?

L. What is PPL policy for filling out this document?

M. Everytime this document is altered, is it PPL Policy to keep a record of each change?

N. Does PPL allow information to be left blank in this document?

O. This pole is no longer on the property, why has this information regarding this utility pole not been updated to show that this pole has been removed?

6. Q. Is there a structure report for distribution pole # 57316N46296? Please provide records, documentation and sources. If not, please explain why not.

A.

7. Q. In your answers to the deposition of Daniel Walker Set III, you have responded with several exhibits that included a structure report for the pole # 57334N42685 ?

A. Can this information be edited at any time?

B. Have you ever edited this information? If so please list dates and time which it was edited.

C. What was the original date and person who entered this information in?

D. Please list each date this data was edited and by whom? If so please list

E. Do you know anyone who edited this entry? If so please list name, date and information edited.

F. Is there any more information about this entry to your knowledge?

8. Q. In your answers to the deposition of Daniel Walker Set III, you have responded with several exhibits that included a structure report for the pole # 57320N46302

A. Can this information be edited at any time?

B. Have you ever edited this information? If so please list dates and time which it was edited.

C. What was the original date and person who entered this information in?

D. Please list each date this data was edited and by whom? If so please list

E. Do you know anyone who edited this entry? If so please list name, date and information edited.

F. Is there any more information about this entry to your knowledge?

9. Q. In your answers to the deposition of Daniel Walker Set III, you have responded with several exhibits that included a structure report for the pole # 57339N46273

A. Can this information be edited at any time?

B. Have you ever edited this information? If so please list dates and time which it was edited.

C. What was the original date and person who entered this information in?

D. Please list each date this data was edited and by whom? If so please list

E. Do you know anyone who edited this entry? If so please list name, date and information edited.

F. Is there any more information about this entry to your knowledge?

10. Q. In your answers to the deposition of Daniel Walker Set III, you have responded with several exhibits that included a structure report for the pole # 57327N46297

A. Can this information be edited at any time?

B. Have you ever edited this information? If so please list dates and time which it was edited.

C. What was the original date and person who entered this information in?

D. Please list each date this data was edited and by whom? If so please list

E. Do you know anyone who edited this entry? If so please list name, date and information edited.

F. Is there any more information about this entry to your knowledge?

11. Q. In your answers to the deposition of Daniel Walker Set III, you have responded with several exhibits that included a structure report for the pole # 57317N46297

A. Can this information be edited at any time?

B. Have you ever edited this information? If so please list dates and time which it was edited.

C. What was the original date and person who entered this information in?

D. Please list each date this data was edited and by whom? If so please list

E. Do you know anyone who edited this entry? If so please list name, date and information edited.

F. Is there any more information about this entry to your knowledge?

12. Q.In questions 5, 10 and 15 in the Deposition of Daniel Walker Set III, It was asked for information about pole 57316N46296. You provided information for pole # 57317N46297. This pole does not exist on the property of Nieves Abad located at 837 Rear Capouse Ave, Scranton PA 18509. This pole is not a part of this complaint.

A.Please provide an explanation for or the reasoning of why you provided incorrect information for a pole that does not exist on the property and not a part of this complaint

B. Please provide the information asked for in questions 5, 10 and 15 regarding pole number 57316N46296.

13, Q.Have you physically viewed pole # 57316N46296 in the claim of Nieves Abad? If so, please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in ?

C.Do you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole?

14. Q.Have you physically viewed pole # 57334N42685 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in?

C.Do you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole?

15. Q.Have you physically viewed pole # 57320N46302 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in?

C.Do you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole ?

16. Q.Have you physically viewed pole # 57339N46273 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in?

C.Do you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole?

17. Q.Have you physically viewed pole # 57327N46297 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in?

- C. Do you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole?

18. Q. Have you physically viewed pole # 57317N46297 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

- A. Please provide a description of this pole?
- B. What condition is this pole in?
- C. Do you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole?

19. Q. In prior depositions and in other questions asked throughout this complaint you have also answered incorrectly regarding pole # 57316N46296 with information on pole # 57317N46297 . Please provide the correct information asked for pole # 57316N46296.

20. Q. In your answers to questions 58,59,60 and 61 of the Deposition of Daniel Walker set III you answered that it appears pole # 57320N46302 is situated within the confines of the public right of way. That no official survey has been provided. Enclosed in exhibit 3 is an engineer survey of 837 Rear Capouse Scranton Pa 18509, the property of Nieves Abad. This survey has a highlighted section where Amity Court meets the property of Nieves Abad with marked corners. Based on this survey in exhibit 3, of pole #57320N46302 sit in the confines in a public right of way or the property of Nieves Abad?

A.

21. Q.Can you determine where the property line of Nieves Abad meets Amity Court in exhibit 3? Please explain why or why not.

A.

22. Q.Can you determine where the property line of nieves abad meets the structure of Vivian Alvarado in exhibit 3 at 20 Amity Court Scranton Pa 18509? Please explain why or why not.

A.

23. Q.Can you determine where the property line meets Lakeshkumar Patel in exhibit 3 at 19 Amity Court Scranton PA 18509? Please explain why or why not.

A.

24. Q.On this same property line where the property of Nieves Abad meets Amity Court, can you locate the 3 property rebar markers and pinned corners on the survey on exhibit 3? Please explain why or why not.

A.

25. Q. On Work order/design # 12952883/09256 dated 06/06/2023 enclosed in exhibit 2 there is an approximate property line. Next to this property line there is a dot that represents pole # 57320N46302. The dot is placed on the property of Nieves Abad in this drawing. Does this dot represent pole# 57320N46302 in exhibit 2?

A.Can you identify the line that represents the approximate property line in exhibit 2?

B. Can you verify the circle that identifies pole # 57320N46302 in exhibit 2.

C. Can you identify the line that represents Amity Court in exhibit 2?

D. Does that line that represents Amity Court appear to end at the approximate property line in exhibit 2?

26. Q. In exhibit 1, a pole distribution map provided by PPL there are several poles listed on this pole represented by a circle. Can you identify what circle represents pole # 57320N46302?

A. Can you identify the lines that represent Amity Court?

B. Does the lines that represent Amity Court end before they meet the circle that represents pole # 57320N46302.

C. If the lines that represent Amity Court end before they meet the circle, would that place pole # 57320N46302 on the property of Nieves Abad?

27. Q. When a distribution pole is retired, how is that information stored and for how long?

A.

CC;

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Dated - December 2, 2024

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

Complainant

WRITTEN DEPOSITION OF

DANIEL WALKER SET V

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition Set V of: Daniel Walker

1. Q.Did you input any data into the Work & Asset Management system (WAM) during this incident or for matters in this complaint? Please provide any information you entered into the WAM system about this matter.

A.

Discovery has been ongoing for several months and it was asked that all records from your cell phone about this incident that is not privileged to be disclosed ;

A.

2. Q.Is this phone number 610-417-6076 your company cell phone from PPL or is it a personal cell phone?

A.

3. Q.Does PPL, the cell phone carrier, or yourself still have phone records of phone calls placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

4. Q.Does PPL, the cell phone carrier, or yourself still have text messages placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

5. Q.Does PPL, the cell phone carrier, or yourself still have voicemails placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

6. Q.Please provide all phone records where you have conversations with other PPL employees, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why.If you have already provided this information in discovery please explain what documents you submitted.

A.

7. Q.Please provide all text messages where you have conversations with other PPL employees, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain the documents you submitted.

A.

8. Q.Please provide all voicemails where someone left you a message that was a PPL employees, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

9. Q.Does PPL provide you an email service for email djwalker@pplweb.com? Please provide all emails to and from Nieves Abad. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

10. Q.Please provide all emails between yourself and other PPL employees, subcontractors or supervisors regarding matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

11. Q.Have you ever sent or received a fax regarding this complaint? If so please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

12. Q.Have you received any other information through memo, notes, or documentation about matters in this complaint that is not privileged.Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

13 Q. Did you make any notes, statements, work records, documents, data, or any other form of written, electronic or voice transcripts of any events concerning matters for the property in this complaint. Please attach a copy of any of the above information with dates and times?

A.

14. Q. Did you discuss the matters in this complaint, at 837 Rear Capouse Scranton with any other person including PPL Employees, Personal acquaintances, subcontractors or anyone else who is not privileged? Please list dates and in your own words, explain what you recall from each conversation.

A.

15. Q. Do you have any notes, documents, phone records, written or electronic communication or any other information about pole numbers 57334N42685, 57339N46273, 57327N46297, 57320N46302, 571316N46296, and/or 57317N46297 between yourself and any other PPL Employee, subcontractors, or anyone else regarding this matter. Information not privileged. Please attach a copy of any of the above requested information.

A.

16. Q. When responding to a work order how did you take notes of the work order details? Please explain what software system you used or what forms you have completed. Please include these documents. If provided please explain what documents you have provided. If documents are lost or you do not have them, please explain what documents and how they were lost.

A.

17. Q. Are there any documents or other evidence you have not submitted due to them being privileged that I have requested from you? Please provide how many documents or evidence you are withholding and provide what category of privilege they fall under.

A.

18. Q. Did you have Mobile Operations Management Software (MOM) to take notes or input data, if so please answer and include all documents that are not privileged. Please include any information regarding this incident that you have submitted during discovery, If you have already included these documents in discovery please list what documents you have included.

A.

19. Q. If you did not use the Mobile Operations Management Software (MOM) to input data, what system did you use? Please list the system you use and provide documents. If you have already included these documents in discovery please list what documents you have included.

A.

20. Q. Throughout discovery the complainant has not received any notes, or descriptions from you about the matters in this complaint. Did you take any notes or save any information about matters in this complaint? Please explain why or why not.

A.

21. Q. Who was your supervisor between 03/1/23-12/31/23? Please list name, position and office address.

A.

22. Q. Did you discuss matters relevant to this complaint with your supervisor? Please list dates and description of matters discussed about this complaint. Please also include any notes, documents or any other documents that you may have between you and your supervisor that is not privileged. If provided please explain what documents were provided. If these notes are unavailable please explain the reason why.

A.

23 Q. Did you make your supervisor aware of the right of way dispute between involving the matters in this complaint. Did your supervisor give you any input or direction on how to handle matters in this complaint?

A.

24. Q. Did you make the decision to implement the 21 year prescriptive easement? If not, whose decision was it? If you did please explain why and what documentation you used to come to this conclusion.

A.

25. Q. Was your supervisor aware you were implementing a 21 year prescriptive easement for the utility poles and wires in this complaint?

A.

26. Q. Who instructed you to use a 21 year prescriptive easement for utility pole # 57334N42685?. Please list the name and position that made this decision.

.A.

27 Q. Who instructed you to use a 21 year prescriptive easement for utility pole 57339N46273?. Please list the name and position that made this decision.

A.

28. Q. Who instructed you to use a 21 year prescriptive for utility pole # #57327N46297? Please list the name and position that made this decision.

A.

29. Q. Who instructed you to use a 21 year prescriptive easement for utility pole# 57320N46302? Please list the name and position that made this decision.

A.

30. Q. Who instructed you to use a 21 year prescriptive easement for utility pole # 571316N46296?. Please list the name and position that made this decision.

A.

31. Q. Who instructed you to use a 21 year prescriptive easement for utility pole # 57317N46297?. Please list the name and position that made this decision.

A.

32. Q.What did you discuss with your supervisor regarding any decision making for pole number 57339N46273? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A.

33. Q.What did you discuss with your supervisor regarding any decision making for pole number 57327N46297? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A.

34. Q.What did you discuss with your supervisor regarding any decision making for pole number 57320N46302? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A.

35. Q.What did you discuss with your supervisor regarding any decision making for pole number 57316N46296? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A.

36.. Q.What did you discuss with your supervisor regarding any decision making for pole number 57317N46297? Please include any documentation, text messages, phone records regarding this pole and explain any conversations that took place with your supervisor.

A.

37. Q.As of right of way agent for PPL that oversees the complainants property is it your job to ensure pole # 57320N46302 is in the public right of way or the property of Nieves Abad. Please explain why or why not. If not please explain who is responsible to place this utility pole in the right area.

A.

39. Q.In answers to questions in depositions you stated you cannot edit the information from the structural report of pole # 57334N42685 that you provided in exhibits.When an update is needed to be made for this pole, how is it updated into the system? When a change is needed to be made, how is it changed in the system?

A.

40. Q.In answers to questions in depositions you stated you cannot edit the information from the structural report of pole # 57320N46302 that you provided in exhibits. When an update is needed to be made for this pole, how is it updated into the system? When a change needs to be made, how is it changed in the system?

A.

41. Q.In answers to questions in depositions you stated you cannot edit the information from the structural report of pole # 57339N46273 that you provided in exhibits. When an update is needed to be made for this pole, how is it updated into the system? When a change is needed to be made, how is it changed in the system?

A.

42. Q.In answers to questions in depositions you stated you cannot edit the information from the structural report of pole # 57327N46297 that you provided in exhibits. When an update is needed to be made for this pole, how is it updated into the system? When a change is needed to be made, how is it changed in the system?

A.

43. Q.In answers to questions in depositions you stated you cannot edit the information from the structural report of pole # 57317N46297 that you provided in exhibits. When an update is needed to be made for this pole, how is it updated into the system? When a change is needed to be made, how is it changed in the system?

A.

44. Q.In answers to questions in depositions you stated you cannot edit the information from the structural report of pole # 57316N46296 that you provided in exhibits. When an update is needed to be made for this pole, how is it updated into the system? When a change is needed to be made, how is it changed in the system?

A.

45. Q.What training have you received from PPL for utility pole and/or utility wire inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation. Please provide dates when you received training and a brief description.

A.

46. Q.What training have you received from PPL for utility pole or utility wire visual inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation. Please provide dates when you received training and a brief description.

A.

47. Q.What training have you received from PPL for utility pole or utility wire maintenance inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation. Please provide dates when you received training and a brief description.

A.

48. Q.What training have you received from PPL for utility pole or utility wire vegetation management for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation. Please provide dates when you received training and a brief description.

A.

49. Q. Have you ever inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

50. Q. Have you ever visually inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

51. Q. Have you ever done vegetation management in a PPL right of way while employed by PPL? If yes, please estimate how many times. If not, please explain why not.

A.

52. Q. Have you ever performed maintenance on a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

53. Q. What are the current standards PPL requires for clearances of vegetation in a PPL right of way for PPL distribution poles and wires.

A.

54. Q. In your answers to questions in depositions you said utility pole # 57334N42685 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

55. Q.In your answers to questions in depositions you said utility pole # 57339N46273 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B.Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D.Was this pole in need of repair or replacement ?

E.Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

56. Q.In your answers to questions in depositions you said utility pole # 57327N46297 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B.Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D.Was this pole in need of repair or replacement ?

E.Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please prove the work order number. If not, Please explain why not.

57. Q.In your answers to questions in depositions you said utility pole # 57320N46302 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement ?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

58. Q. In your answers to questions in depositions you said utility pole # 57316N46296 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement ?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

59. Q. In your answers to questions in depositions you said utility pole # 57317N46297 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement ?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

60. Do you have in your notes of the date you first visited the property of Nieves Abad. If so, please provide. If you do not have notes please explain why not. If you did not take notes please explain why not. If these were provided in discovery please explain what was disclosed.

A.

61. Please list all visits you made to the property of Nieves Abad? Also include a description of the PPL owned utilities and the conditions of the right of way on that day.?

A.

62. During your visit did you notice any vegetation intrusion of the PPL utility poles and wires in the right of way? Please explain the right of way conditions.

A.

63. While on the property of Nieves Abad did you notice any hazardous trees in or around the right of way of PPL owned utilities? If so, approximately how many. If not, please explain why not.

A.

64. Did you notify anyone in PPL of tree cutting activity in and around PPL's owned utilities in and around PPL right of way on the property of Nieves Abad? If so, list whom you notified. If not, please explain why not.

A.

65. Did you make a work order for vegetation growth in and around PPL owned utilities on the property of Nieves Abad. Please explain why or why not.

A.

66. On 04/26/23, when Nieves Abad called into the PPL call center. He asked to drop and de-energize utility wires for tree cutting. What role did you have in denying this request? Were you aware of this request?

A.

67. Please describe what you know about the incident on 04/13/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

68. Please describe what role you played in resolving the incident on 04/13/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

69. Please describe what you know about the incident on 05/25/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

70. Please describe what role you played in resolving the incident on 05/25/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad

A.

71. Please describe what you know about the incident on 06/06/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

72. Please describe what role you played in resolving the incident on 06/06/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad

A.

CC:

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215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

Signature

Print Name

Address

Phone

Dated

SEMI-POSTED MAIL

Mieres Abroad
740 Delaware St
Forest City PA 18412



9589 0710 5270 0929 8983 96

Retail



19103

RDC 99

U.S. POSTAGE PAID
FCM LG ENV
SCRANTON, PA 18503
AUG 19, 2024

\$7.16

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Deposition OF TOM Kernuschak

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August 11, 2024

PPL Electric Utilities Corporation
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**RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163**

Dear Secretary Of Commission:

Attached for answer is the Written Deposition of Tom Kernoschak, Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

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



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August 14, 2024

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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

WRITTEN DEPOSITION

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: Tom Kernoschak

1. Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3. Q. What company do you work for? Please submit your current employee work history at this company?

A.

4. Q. What is your current position at PPL Electric Utilities Corporation?

A.

5. Q. How long have you practiced your profession and how long have you held your current position?

A.

6. Q. State the names of the professional licensing agencies that have issued licenses to you? Include the date of such licenses and whether they are still current. In Conjunction with this question, please attach a copy of your licenses.

A.

7.Q. Have you ever testified as a witness in a court proceeding, either in person or by deposition?

A.

8. Q. What dates and times did you speak to Nieves Abad about the property at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

9. Q. What did you discuss about 837 Rear Capouse Ave, Scranton Pa 18509? Please explain in your own words what you recall of the conversations that took place.

A.

10. Q. What forms of communication were used to communicate with Nieves Abad for issues regarding 837 Rear Capouse Ave, Scranton Pa 18509? Please submit any communication you have.

A.

11. Q. Do you have any voicemails, text messages, emails, or other phone records regarding this matter? Please submit all communication records.

A.

12. Q. While discussing these electrical needs of the new structure Nieves Abad had plans to build, at 837 Rear Capouse Ave Scranton Pa 18509 , what was the plans that needed to be done in order to get the amount of service to the new building on this property 837 Rear Capouse Ave, Scranton Pa 18509.

A.

13. Q. Would there be any upgrades to the neighboring PPL Equipment to supply 837 Rear Capouse Ave Scranton Pa 18509 with electricity for the new structure(s)? Please list any information regarding any upgrades needed?

A.

14. Q. Would there be any charges to Nieves Abad to supply electric service at 837 Rear Capouse, Scranton Pa 18509? If so please list all charges and explain.

A.

15. Q. As a PPL Electric Utility employee was it your duty to make the decision to charge Nieves Abad for any upgrades PPL Electric needed to get electrical service at 837 Rear Capouse, Scranton Pa 18509?

A.

16. Q. Who is the employee or employees that made the decision to charge Nieves Abad for upgrading services at 837 Rear Capouse, Scranton Pa 18509?

A.

17. Q. What is PPL Electric's policy for a new customer who will be receiving new service on a new building that was previously a vacant lot?

A.

18. Q. What are the plans that were made to get the service Nieves Abad needed for this project at 837 Rear Capouse Ave, Scranton Pa 18509? Please explain the plan.

A.

19. Q. Who did you discuss electrical plans with to get the service Nieves Abad requested? Please list dates and times decisions were made and what decisions were made.

A.

20. Q. Did you make any notes, statements, work records, documents, data, or any other form of written, electronic or voice transcripts of any events concerning the property at 837 Rear Capouse Ave Scranton Pa 18509. In conjunction with these questions, please attach a copy of any of the above information dates and times?

A.

21. Q. Did you discuss the matters in this complaint, at 837 Rear Capouse Scranton with any other person including PPL Employees, Personal acquaintances, or anyone else? Please list dates and times? In your own words, discuss what you recall from each conversation?

A.

22. Q. What information do you have about any right of way issue with pole # ? No information already submitted into discovery .

A.

23. Q. What dates and times did you discuss a right of way or any other issue regarding pole number 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with Nieves Abad, PPL Electric or any other person. In your own words, what were these discussions about? What did you recall of the conversation?

A.

24. Q. What dates and times did You and Nieves Abad discuss relocation of pole #'s 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296. Please list what you recall in each conversation.

A.

25. Q. Did you have any conversation with any other PPL Employees, about any issues regarding a right of way agreement or pole relocation? (Please list dates and times, names, the information received or given, or anything else you recall about this complaint.

A.

26. Q. What was the outcome of any decision made about pole relocation? Who made these decision(s)? List all people who played a role in making this decision?

A.

27. Q. Did you agree or disagree with any part of this decision? If so please explain what parts of the decision and why you agreed or disagreed with it.

A.

28. Q. Was it part of your job to make the decision of pole relocation at 837 Rear Capouse Scranton Pa 18509?

A.

29. Q.If not, who is responsible for this decision in the local branch? List employee(s) and they're position.

A.

30. Q. Have you had any other problem with any other locations during your cause of work as an PPL employee, where there was a pole located on a property without a right of way. If so please list each date and information of the incident.

A.

31. Q. Do you have any notes, documents, phone records, written or electronic communication or any other information about pole numbers 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with any PPL Employee, acquaintance, or anyone else? In

Conjunction with these questions, please attach a copy of any of the above requested information.

A.

32. Q. When was tree removal discussed with you regarding the property at 837 Rear Capouse Ave, Scranton Pa 18509. Please state dates and times. Please explain what was discussed each time tree removal was discussed with you?

A.

33. Q. Do you have any information about tree removal at 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to 7/1/23 that has not been submitted into discovery.

A.

34. Q. What is the policy regarding PPL Electric's right of way agreements and/or pole relocation?

A.

35. Q. What is the protocol you follow when a pole is located on a customer's property without a right of way or no legal right to have a pole on the property and where the property owner wants the pole relocated off that property?.

A.

36. Q. As an employee of PPL Electric, what is the policy of PPL Electric regarding right away and pole relocation on private property?

A.

37. Q. What is the protocol you follow when a pole is located on a private property without a right of way?

A.

38. Q. What protocol do you follow when a property owner wants a pole relocated on the property that does not have a legal right of way?

A.

39. Q. Were these protocols followed for the situation with no right of way at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

40. Q. Do you have any information about invoice number 91130032-3, claim # 2023-00453? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

41. Q. Do you have any information about invoice number 91130033-3, claim 2023-00661? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

42. Q. Did these Bills stop the relocation of any of the utility poles in this complaint? If yes, who made this decision?

A.

43. Q. What date and time was this decision made? Please state what the decision was.

A.

44. Q. How was this decision made known to Nieves Abad? Please submit dates, times and documentation that was sent to Nieves Abad.

A.

45. Q. What was your involvement in making this decision? Please list and explain any decision you made.

A.

46. Q. Did you agree or disagree with any part of this decision? Please explain.

A.

47. Work order number 12952883 states that you were the designer for OH Pole and Secondary Reloc Abad. Is this correct?

A.

48. What day was this installation for the New Design created, submitted, and/or approved. Please include dates and times, where submitted, who approved the designs?

A.

49. After the approved design was accepted, what was the original start date for this plan? List any dates work was postponed and the reason for that date. Please list who requested this project to be postponed.

A.

47. Q. Do you have a criminal record? If so please explain

A.

48. Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? If so please explain in detail

A.

49. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint?

A.

If more room is needed for answering any questions please write out on a separate sheet of paper and attach to this document. All documentation requested in this deposition is only needed if not already submitted into discovery.

Date

Signature

Print Name

Address

Phone

CC:
Rosemary Chiavetta
Secretary of The Commission

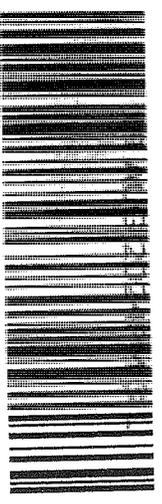
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
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pkramer@postschell.com

NEWS ABOUT
447 PENNACOST
FENOST CITY PA 184121

TAM KERNOSCANIN
PETER KRUMER
POST & SCHILL
1717 ARCH ST
2UTH FLOOR
PHILADELPHIA PA 19103

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

RE: Nieves Abad (Pro-Se) VS PPL Electric Utilities Corporation
Docket No. C-2024-3047163

To Whom This May Concern,

I am enclosing herein one copy of Certificate Of Service evidencing the service Complainant's
Written Deposition Of Tom Kernoschak upon Respondent for filing.

By copy of this correspondence directed to Plaintiff I am serving him with a copy of the same

Thank you for your cooperation.

CC:

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075



Nieves Abad
747 Delaware St
Forest City PA 18421
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631.575.2348
Dated-August 19, 2024

215-587-1444 Main Fax
pkramer@postschell.com

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

CERTIFICATE OF SERVICE

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

CERTIFICATE OF SERVICE

I, Nieves Abad, hereby certify that I served Written Deposition of Tom Kernoschak to Respondent via certified mail this 19 Day of August, 2024, addressed as follows;

By: 

Nieves Abad
747 Delaware St
Forest City, PA 18421
Martjua3@aol.com
DATED- August 19, 2024

Cc:
Rosemary Chiavetta
Secretary of The Commission
Pennsylvania Public Utility 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
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24th Floor

Philadelphia, PA 19103
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First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 65	1		\$2.31 \$4.85
Total			\$7.16
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 1.90 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 34	1		\$1.77 \$4.85
Total			\$6.62
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 27	1		\$2.31 \$4.85
Total			\$7.16
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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

Written Deposition Set II

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition Set II : Tom Kernoschak

1. Q. Is pole # 57320N46302 a safe distance from the residence at 20 Amity Court, Scranton PA 18509. Please explain why or why not ?
A.

2. Q. What is the distance for pole # 57320N46302 from the closest point of 20 Amity Court Scranton PA 18509?
A.

3. Q. Is pole number 57320N46302 in the driveway of 837 Rear Capouse Ave Scranton PA 18509.
A.

4. Q. Is pole number 57327N46297 obstructing the egress of the rear door of 20 Amity Court Scranton PA 18509? Please explain why or why not ?

A.

5. Q. Is pole number 57327N46297 obstructing the egress of the garage entrance to 20 Amity Court Scranton PA 18509? Please explain why or why not ?

A.

6. Q. Is pole number 57327N46297 a safe distance from the residence at 20 Amity Court Scranton PA 18509? Please explain why or why not ?

A.

7. Q. What is the distance for pole # 57327N46297 from 20 Amity Court Scranton PA 18509?

A.

8. Q. What distance is the wires between pole # 57320N46302 and 57327N46297 from the second story windows of 20 Amity Court Scranton Pa 18509?

A.

9. Q. What is the voltage for the wires between pole numbers 57320N46302 and 57327N46297 at 20 Amity Court Scranton PA 18509?

A.

10. Q. Do the wires between poles numbers 57320N46302 and 57327N46297 block the ways of egress to the second story windows of 20 Amity Court Scranton PA 18509?

A.

11. Q. Are these pole numbers 57320N46302 and 57327N46297 or wires in any violation of any local state or federal codes? Please state why or why not ?

A.

12. Q. In W/O design/drawing # 12952883/309256 dated 6/27/2023 can you tell me why pole number 57320N46302 is located on 837 Rear Capouse Ave Scranton PA 18509 side of the property line after amity court ends on the drawing?

A.

13. Q. In W/O design/drawing dated 12952883/309256 dated 6/6/2023 can you tell me why pole number 57320N46302 is located on 837 Rear Capouse Ave Scranton PA 18509 side of the property line after amity court ends on the drawing?

A.

14. Q. In W/O design/drawing # 12951338/30748 dated 4/17/2023 can you tell me why pole number 57320N46302 is located on 837 Rear Capouse Ave Scranton PA 18509 side of the property line after amity court ends on the drawing?

A.

15. Q. On W/O design/drawing # 12952883/309256 dated 6/27/2023, 12952883/309256 dated 6/6/2023, and 12951338/30748 dated 4/17/2023 it states the drawing was designed by " ENGR Kernoschak,Thomas,M." What does the"ENGR" stand for?

A.

16. Q. On W/O design 1251338/307480 Please identify each pole on this design by its pole number and location.

A.

17. Q. In question number 2 and 6 from deposition set I, it asks for educational background and licensing. I do not see an engineering degree or license. Why are you considered an engineer? Please provide any licensing information, educational background in the engineering field.

A.

18. Q. Does design/drawing # 12952883/309256 dated 6/27/2023, 12952883/309256 dated 6/6/2023, and 12951338/30748 dated 4/17/2023, require a certified engineer for approval?

A.

19. Q. For design/drawing # 12952883/309256 dated 6/27/2023, 12952883/309256 dated 6/6/2023, and 12951338/30748 dated 4/17/2023, what engineer approved these plans?

A.

20. Q. For design number/drawing # 12952883/309256 dated 6/27/2023, 12952883/309256 dated 6/6/2023, and 12951338/30748 dated 4/17/2023, were these plans approved by the city of scranton?

A.

21. Q. For design number/drawing # 12952883/309256 dated 6/27/2023, 12952883/309256 dated 6/6/2023, and 12951338/30748 dated 4/17/2023, Did Bill Farber approve all these designs?

22. Q. For design number/drawing # 12952883/309256 dated 6/27/2023, 12952883/309256 dated 6/6/2023, and 12951338/30748 dated 4/17/2023, what was the involvement of your supervisor Bill Farber?

A.

23. Q. What other discussion did you have about the property 837 Rear Capouse Ave Scranton PA 18509 with your supervisor Bill Farber?

A.

24. Q. Did you base your decision to charge Nieves Abad the relocation of these poles from the discussion you had with Daniel Walker?

A.

Date

Signature

CC;

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

Print Name

Address

Address

Phone

PPL Electric Utilities Corporation
Employee Tom Kernoschak
Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
pkramer@postschell.com

RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163

To Whom This May Concern,

Attached for answer is the Written Deposition Set III of Tom Kernoschak, Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

CC:

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075

Nieves Abad
747 Delaware St
Forest City PA 18421
Martjua3@aol.com
631.575.2348
Dated- October 18,2024

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

RE: Nieves Abad (Pro-Se) VS PPL Electric Utilities Corporation
Docket No. C-2024-3047163

To The Secretary Of The Commission,

I am enclosing herein one copy of Certificate Of Service evidencing the service Complainant's
Written Deposition Of Tom Kernoschak Set III upon Respondent for filing.

By copy of this correspondence directed to Respondent I am serving him with a copy of the
same

Thank you for your cooperation.

CC:

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075

Nieves Abad
747 Delaware St
Forest City PA 18421
Martjua3@aol.com
631.575.2348
Dated- October 18, 2024

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

Notice To Plead

YOU ARE HEREBY ADVISED THAT, PURSUANT TO 52 Pa. CODE 5.101, YOU MAY FILE AN ANSWER TO THE ENCLOSED WRITTEN DEPOSITION OF DANIEL WALKER SET III WITHIN TWENTY (20) DAYS OF THE DATE OF SERVICE HEREOF. MUST BE FILED WITH THE SECRETARY ON PENNSYLVANIA PUBLIC UTILITY COMMISSION, P.O BOX 3265, HARRISBURG, PA 17105-3265. A COPY SHOULD ALSO BE SERVED ON THE UNDERSIGNED NIEVES ABAD (PRO-SE).

Respectfully Submitted,

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

Nieves Abad
747 Delaware St
Forest City, PA 18509
631.575.2348
Martjua3@aol.com
Dated-October 18, 2024

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

Notice To Plead

YOU ARE HEREBY ADVISED THAT, PURSUANT TO 52 Pa. CODE 5.101, YOU MAY FILE AN ANSWER TO THE ENCLOSED WRITTEN DEPOSITION OF TOM KERNOSCHAK SET III WITHIN TWENTY (20) DAYS OF THE DATE OF SERVICE HEREOF. MUST BE FILED WITH THE SECRETARY ON PENNSYLVANIA PUBLIC UTILITY COMMISSION, P.O BOX 3265, HARRISBURG, PA 17105-3265. A COPY SHOULD ALSO BE SERVED ON THE UNDERSIGNED NIEVES ABAD (PRO-SE).

Respectfully Submitted,

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

Nieves Abad
747 Delaware St
Forest City, PA 18509
631.575.2348
Martjua3@aol.com
Dated-October 18, 2024

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

Written Deposition Set III

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

Written Deposition Set III Of Tom Kernoschak

1. Q. Answers to Written Depositions Set II Of Tom Kernoschak, question 24, you answered that you charged Nieves Abad to relocate utility poles based on a "Tariff" and not because of the conversations you had with Daniel Walker. Can you charge a Tariff to remove/relocate facilities when PPL has no right of way documentation. Please explain why or why not.

A.

2. Q. Can you charge a Tariff to remove/relocate facilities if these facilities are on private property without proper documentation? Please explain why or why not.

A.

3. Q. Can you charge a Tariff to remove/relocate facilities on private property if you cannot prove a legal reason for a pole to be on said property? Explain why or why not.

A.

4. Q. What reason did you have to charge a Tariff to Nieves Abad to relocate facilities on said property.

A.

5. Q. Are there any exceptions to charge a Tariff to relocate facilities on private property? If yes please include all exceptions. If not, please explain why not.

A.

6. Q. Is the Tariff you charged related to pole relocation, the charges in quote # 81036584-3 for the sum of \$4128.00?

A.

7. Q. Are you using billing # 91130032-3 and billing # 9113003-33 as a tariff? Please explain why or why not.

A.

8. Q. How did you come to the total price of \$4128.00 for quote # 81036584-3 ? Please provide an explanation of charges, in quote # 81036584-3, what each charge is for and the cost.

A.

9. Q. Please provide an explanation of charges for quote # 81036584-3 and itemized list for each item being charged to the complainant including direct cost for labor, poles, and wires and any other cost charged that added up to the sum of \$4128.00.

A.

10. Q. What is the PUC tariff regulation to charge for PPL facility removal relocation in the case of Nieves Abad? Please provide the exact regulation and its source.

A.

11. Q. What is the exact formula you used to calculate the tariff you charged Nieves Abad to relocate Utility poles on his property? Please provide an explanation for each step of this formula and why it was used.

A.

12. Q. In your answers to questions 12, 13 and 14, you answered drawing design numbers 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23, "were not to scale" . Does this mean that the location of utility pole # 57320N46302 could be in the wrong place or on the wrong side of the property line in the drawings? Please explain your answer to this pole location.

A.

13. Q.In the answers to The Written Deposition Tom Kernoschak, Set II, questions 12,13 and 14 you answered “ the drawing is not to scale”. Is there a scale drawing for pole design for drawing numbers 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23?

A.

14. Q.Why did you use the “N.T.S” to design drawing numbers 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23?

A.

15. Q.When would you use a scaled drawing for a pole design?

A.

16. Q.Is it your practice as a PPL employee while making these drawings to use a N.T.S design? Please explain why or why not.

A.

17. Q.When designing engineer design numbers 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23, did you make the new design set with pole #'s 57327N46297 and 57320N46302 and the utility wires in between these poles to be a safe distance from the residence at 20 amity court scranton pa 18509 And in compliance with “NEC” code? Please explain why or why not.

A.

18. Q.When designing engineer design numbers 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23, did you factor in the distance between the utility pole #'s 57327N46297 and 57320N46302 and utility wires located from 20 amity court,scranton pa 18509. Please explain why or why not.

A.

19. Q.Is there a final plan for design numbers 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23?

A.

20. Q. Is there a stamped engineered drawing for design # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23?

A.

21. Q. Are design numbers 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23 the final design for this project? Please explain why each design was created and why or why not each design is final?

A.

22. Q. As an engineer who is the designer of these drawings for fellow technicians to follow, it is your responsibility to ensure that utility pole # 57320N46302 is on the correct side of the property line?

A.

23. Q. On drawing numbers # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23, did you place utility pole # 57320N46302 on the property of Nieves Abad because it is on his property? Please provide all records, documents and sources used to determine where this pole was located.

A.

24. Q. When designing drawing numbers 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23 do you use property maps, surveys, deeds and what other methods do you use to gauge where a utility pole #57320N46302 should be ? Please provide all items used and how you used them to determine where this pole should be located.

A.

25. Q. Why did you choose to place utility pole 57320N46302 on the property of Nieves Abad on drawing numbers # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23? Please answer and list methods used to make this decision.

A.

26. Q. Why did you not draw utility pole # 57320N46302 on the other side of the of the property line on drawing numbers # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23? Please answer and list methods used to make this decision.

A.

27. Q. Why did you not draw utility pole #57320N46302 in the public right of way on drawing numbers # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23? Please answer and list methods used to make this decision.

A.

28. Q. On drawing numbers # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23, if you placed a utility pole on the wrong side of the property line, was it installed there after damage was done to the poles?

A.

29. Q. When making an engineered drawing design, do you often place the utility pole on the wrong side of the property line when designing a "N.T.S" drawing? Please explain why or why not?

A.

30. Q. When making a pole design drawing is it the responsibility of the engineer designing the drawing to ensure that the utility pole is located on the correct property?

A.

31. Q. How did you base where a utility pole is located when you designed drawing numbers # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23? Please provide documentation, records and sources.

A.

32. Q. What measurements did you use while placing each utility pole on drawing numbers # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23? Please provide calculations, notes, documentation, or other methods used.

A.

33. Q. On drawing numbers # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23, you labeled next to 3 of these poles numbers 3485,3973,and 1797. What are the full pole numbers that these numbers represent? Please list each of the Correct PPL Utility pole numbers you were referencing in those drawings.

A.

34. Q. On drawing numbers # 307480 dated 04/17/23, 309256 dated 06/06/23, and 309256 dated 06/27/23, you labeled 3 of these poles 3485,3973,and 1797. What do those numbers represent and why are they different from the Utility Pole number?

A.

35. Q. In the answers to the written deposition of Tom Kernoschak Set II, Question 2, you gave an “approximate distance of 10 feet from the upper porch”. How did you determine this distance? Please provide all plans, drawings, measurements, notes, records, documents, or other sources used to determine this distance.

A.

36. Q. In the answers to the written deposition of Tom Kernoschak Set II, Question 7, you gave an “approximate distance of 12 feet”. How did you determine this distance? Please provide all plans, drawings, measurements, notes, records, documents, or other sources used to determine this distance.

A.

37. Q.In the answers to the Written Deposition of Tom Kernoschak Set II, Question 8, you gave an “approximate distance of 8 feet”. How did you determine this distance? Please provide all plans, drawings, measurements, notes, records, documents or other sources used to determine this distance.

A.

38. Q. In the answers to the written deposition of Tom Kernoschak Set II, Question 6, you answered “ the utility pole # 57327N46297 ” meets all NEC clearances”. What is the the NEC clearances for a Utility pole distance from a residential structures. Please list the exact NEC code this falls under.

A.

39. Q. In the answers to the written deposition of Tom Kernoschak Set II, Question 11, you answered “the utility wires ” meets all NEC clearances”. What is the the NEC clearances for a 240V Utility wire from residential structures. Please list the exact NEC code this falls under. Please list the exact NEC code this falls under.

A.

40. Q.In the answers to The Written Deposition Tom Kernoschak, Set II, questions 2,7 and 8 you answered with an approximate distance. What documentary evidence of these distances? Please provide all documents, records and sources for these measurements.

- A. Who recorded these distances?
- B. What date were these distances recorded?
- C. Is there a scaled or unscaled map showing these distances?

A.

41. Q. What is PPL's policy for maintenance and maintaining maintenance records for a utility pole after it has been erected? Please provide PPL's policy on maintaining utility poles and maintenance record requirements for utility poles, also provide the source(s) this information came from.

A.

42. Q. What is a schedule for maintenance to take place on utility poles and wires after it has been erected? Please provide a year by year maintenance schedule for a utility pole's life.

A.

43. Q. What does scheduled maintenance include for a utility pole?

A.

44. Q. Is there a form that is required to be filled out by PPL for a scheduled maintenance performed on a utility pole? Please provide a copy of that form.

A.

45. Q. Since the 1970's, when pole # 57334N42685 was erected, how many times was this pole maintained? Please provide records, documentation and sources.

A.

46. Q. Since the 1970's, when pole # 57339N46273 was erected, how many times was this pole maintained? Please provide records, documentation and sources.

A.

47. Q. Since the 1970's, when pole # 57327N46297 was erected, how many times was this pole maintained? Please provide records, documentation and sources.

A.

48. Q.Since the 1970's, when pole # 57320N46302 was erected, how many times was this pole maintained? Please provide records, documentation and sources.

A.

49. Q.Since the 1970's, when pole # 57316N46296 was erected, how many times was this pole maintained? Please provide records, documentation and sources.

A.

50. Q. Has maintenance ever been done to utility pole # 57334N42685? Please provide records, documentation and sources.

A.

51. Q. Has maintenance ever been done to utility pole # 57339N46273? Please provide records, documentation and sources.

A.

52. Q. Has maintenance ever been done to utility pole # 57327N4629 ? Please provide records, documentation and sources.

A.

53. Q.Has maintenance ever been done to utility pole # 57320N46302 ? Please provide records, documentation and sources.

A.

54. Q. Has maintenance ever been done to utility pole # 57316N46296? Please provide records, documentation and sources.

A.

55. Q Does an annual inspection or any other inspection need to be performed to a utility pole or wires as part of PPL Policy after the poles and wires are erected? Please provide documentation and sources.

A.

56. Q. After a storm or severe inclement weather was any inspection made by PPL of pole # 57334N42685 since it has been erected.? Please provide dates, times, work orders or documentation of the events or any other inspections and the results.

A.

57. Q.After a storm or severe inclement weather was any inspection made by PPL of pole #57339N46273 since it has been erected.? Please provide dates, times, work orders or documentation of the events or any other inspections and the results.

A.

58. Q.After a storm or severe inclement weather was any inspection made by PPL of pole # 57327N46297 since it has been erected.? Please provide dates, times, work orders or documentation of the events or any other inspections and the results.

A.

59. Q.After a storm or severe inclement weather was any inspection made by PPL of pole # 57320N46302 since it has been erected.? Please provide dates, times, work orders or documentation of the events or any other inspections and the results.

A.

60. Q. After a storm or severe inclement weather was any inspection made by PPL of pole # 57316N46296 since it has been erected.? Please provide dates, times, work orders or documentation of the events or any other inspections and the results.

A.

61. Q. After a storm or severe inclement weather is it PPL policy to do an inspection on utility poles and wires? Please provide documentation and sources.

A.

62. Q.Please list all inspection reports for pole #57334N42685 since it was erected. Please list all records, documentation and sources.

A.

63. Q.Please list all inspection reports for pole # 57339N46273 since it was erected. Please list all records, documentation and sources.

A.

64. Q.Please list all inspection reports for pole # 57327N46297 since it was erected. Please list all records, documentation and sources.

A.

65. Q.Please list all inspection reports for pole # 57320N46302 since it was erected. Please list all records, documentation and sources.

A.

66. Please list all inspection reports for pole # 57316N46296 since it was erected. Please list all records, documentation and sources.

A.

67. Q.Has an inspection for pole # 57334N42685 ever been done? Please list all records, documentation and sources.

A.

68. Q. Has an inspection for pole # 57339N46273 ever been done? Please list all records, documentation and sources.

A.

69. Q. Has an inspection for pole # 57327N46297 ever been done? Please list all records, documentation and sources.

A.

70. Q. Has an inspection for pole # 57320N46302 ever been done? Please list all records, documentation and sources.

A.

71. Q. Has an inspection for pole # 57316N46296 ever been done? Please list all records, documentation and sources.

A.

72. Q. Is there a form required to be filled out by PPL when a safety inspection is performed on utility poles or wires. Please provide the form, documentation and sources.

A.

73. Q. Is a work order needed to be submitted for a safety inspection to be done to a utility pole or wires. Please provide documentation and sources.

A.

74. Q. Is a work order needed to be submitted for maintenance done to a utility pole or wires. Please provide documentation of sources.

A.

75. Q. Please list all work orders for maintenance or safety inspections that were performed for pole # 57334N42685 since it was erected. Please provide records, documentation and sources for these events.

A.

76. Q. Please list all work orders for maintenance or safety inspections that were performed for pole # 57339N46273 since it was erected. Please provide records, documentation and sources for these events.

A.

77. Q. Please list all work orders for maintenance or safety inspections that were performed for pole # 57327N46297 since it was erected. Please provide records, documentation and sources for these events.

A.

78. Q.Please list all work orders for maintenance or safety inspections that were performed for pole # 57320N46302 since it was erected. Please provide records, documentation and sources for these events.

A.

79. Q.Please list all work orders for maintenance or safety inspections that were performed for pole # 57316N46296 since it was erected. Please provide records, documentation and sources for these events.

A.

80. Q.What documentation would need to be filled out when a new pole is erected?

A.

81. Q. Does PPL require a form, work order or other documentation to be submitted when a new pole is erected? Please provide a copy of required documentation when erecting a new pole in the city of scranton.

A.

Date

Signature

CC:

Print Name

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Address

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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant
VS

Written Deposition Of Tom Kernoschak Set IV

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition Set IV: Tom Kernoschak

1. Q.In prior questions in the deposition of Tom Kernoschak Set I,II, III, It was asked for information about pole 57316N46296. Utility pole # 57317N46297 does not exist on the property of Nieves Abad located at 837 Rear Capouse Ave, Scranton PA 18509. This pole is not a part of this complaint. Did you provided information for pole # 57317N46297 does not instead of pole # 57316N46296?

A.Please provide an explanation for or the reasoning of why you provided incorrect information for a pole that does not exist on the property and not a part of this complaint

B. Please provide the information asked for in questions regarding pole # 57316N46296

2. Q.Why is pole # 57317N46297 on the property of Nieves Abad ,on the map provided by PPL in exhibits 1 & 2, if that pole does not exist on the property of Nieves Abad?

3. Q.As an employee of PPL is it your job to correct a utility pole number in the system if it is incorrect? If yes please state if this correction will be made for utility pole #57317N46297. If not, please list how this correction should be made.

A.

4. Q.What steps do you take if an incorrect pole number has been found in records or maps of PPL by you ?

A.

5. Q.Have you physically viewed pole # 57316N46296 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in ?

C.Do you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole?

6. Q.Have you physically viewed pole # 57334N42685 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in ?

C.Do you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole?

7. Q.Have you physically viewed pole # 57320N46302 in the claim of Nieves Abad ? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in ?

C.Do you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole ?

8. Q.Have you physically viewed pole # 57339N46273 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in ?

C.Do you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole ?

9. Q.Have you physically viewed pole # 57327N46297 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in ?

C.Do you view the pole number plate on this pole?

D. Did you take any pictures of this pole?

E. Do you have any notes or other documents on this pole ?

10. Q. Have you physically viewed pole # 57317N46297 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

A. Please provide a description of this pole?

B. What condition is this pole in ?

C. Do you view the pole number plate on this pole?

D. Did you take any pictures of this pole?

E. Do you have any notes or other documents on this pole ?

11. Q. In your answers to questions in the deposition of Tom Kernoschak set III you answered that pole # 57320N46302 could be on the wrong side of the property line and property markers would need to be set in a scaled drawing that was up to the customer to provide. A survey has been provided, Enclosed in exhibit 3, is an engineer survey scaled with marked corners of 837 Rear Capouse Scranton Pa 18509, the property of Nieves Abad. This survey has a highlighted section where Amity Court meets the property of Nieves Abad with marked corners. Based on this Exhibits 1, Exhibits 2, and Exhibit 3 does the of pole # 57320N46302 sit in the confines in a public right of way or the property of Nieves Abad?

12. Q. Can you determine where the property line of Nieves Abad meets Amity Court in exhibit 3? Please explain why or why not.

A.

13. Q.Can you determine where the property line of nieves abad meets the structure of Vivian Alvarado in exhibit 3 at 20 Amity Court Scranton PA 18509?

A.

14. Q.Can you determine where the property line of Nieves Abad meets the structure Lakeshkumar Patel at 19 Amity Court Scranton PA 18509 in exhibit 3?

A.

15. Q.On this same property line can you locate the 3 property rebar markers and pinned corners on the survey in exhibit 3?

A.

16. Q. On Work order/design # 12952883/09256 dated 06/06/2023 enclosed in exhibit 2 there is an approximate property line. Next to this property line there is a dot that represents pole # 57320N46302. The dot is placed on the property of nieves abad in this drawing. If this dot was to be the exact location of pole# 57320N46302 would pole #57320N46302 be located on the property of Nieves Abad?

A.Can you identify the line that represents the approximate property line in exhibit 2?

B. Can you verify the circle that identifies pole # 57320N46302 in exhibit 2?

C. Can you identify the line that represents Amity court in exhibit 2?

D. Does that line that represents Amity Court appear to end at the approximate property line in exhibit 2?

17. Q. In exhibit 1, a pole distribution map provided by PPL , there are several utility poles listed on this map. Each utility pole is represented by a circle. Can you identify what circle represents pole # 57320N46302?

- A. Can you identify the lines that represent Amity Court on the map in exhibit 1?
- B. Does the lines that represent Amity court end before they meet the circle that represents pole # 57320N46302.
- C. If the lines that represent Amity court end before they meets the circle that represents pole # 57320N46302, would that place pole # 57320N46302 on the property of Nieves Abad?

18. Q.In the answer to question 26 of the deposition of Tom Kernoschak Set III, you state, "The pole exists on the map from its original placement." Does this map show the placement of the utility pole # 57320N46302 to be on the property of Nieves Abad?

A.

19 Q. Is the original placement of pole # 57320N46302 placed in the public right of way or the property of Nieves Abad when PPL designed the original placement? Please answer and explain where PPL wanted this pole placed in the original design.

A.

20. Q.In your answers to the deposition of Thomas Kernoschak set III, question 29 you stated " you don't often draw a utility pole on the wrong side of the property line ." What makes utility pole # 57320N46302 unique, to where this situation had to place pole # 57320N46302 on the property of Nieves Abad?

A.

21. Q.In question 32 in the deposition of Thomas kernoschak set III, you state " The measurements are on each drawing referenced in the question." On the copies on drawing

numbers 307480 Dated 04/17/2023, 309256 dated 06/06/2023, 309256 Dated 06/27/23. There is no measurements on the copies that have been provided to me. Please provide a copy of these drawings or the drawings you are referring to with measurements.

A.

22. Q. Questions 35-37 in the deposition of Thomas Kernoshchak set III, you answered “This was an estimated distance.” Who did these estimates? Please list what instruments, documents or tools were used to make this estimate.

A.

23. Q. When a distribution pole is retired, how is that information stored and for how long?

A.

CC;

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Dated - December 2, 2024

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

Complainant

WRITTEN DEPOSITION OF TOM

KERNOSCHAK SET V

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: Tom Kernoschak

1. Q.Did you input any data into the Work & Asset Management system (WAM) during this incident or for matters in this complaint? Please provide any information you entered in the WAM system.

A.

Discovery has been ongoing for several months and it was asked that all records from your cell phone about this incident that is not privileged to be disclosed ;

2. Q.Is this phone number 610-477-9092 your company cell phone from PPL or is it a personal phone?

A.

3. Q.Does PPL, the cell phone carrier, or yourself still have phone records of phone calls placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

4. Q.Does PPL, the cell phone carrier, or yourself still have text messages placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

5. Q.Does PPL, the cell phone carrier, or yourself still have voicemails placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

6. Q.Please provide all phone records where you have conversations with other PPL employees, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain why documents you submitted.

A.

7. Q.Please provide all text messages where you have conversations with other PPL employees, subcontractors and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

8. Q.Please provide all voicemails where someone left you a message that was a PPL employee, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

9. Q.Does PPL provide you an email service with an email address? Please provide your company email address. Please provide all emails to and from Nieves Abad. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

10. Q.Please provide all emails between yourself and other PPL employees, subcontractors or supervisors regarding matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

11. Q.Have you ever sent or received a fax regarding this complaint? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

12. Q.Have you received any other information through memo, notes, or documentation about matters in this complaint that is not privileged. Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

13. Q. Did you have Mobile Operations Management Software (MOM) to take notes or input data, if so please answer and include all documents that are not privileged. Please include any information regarding this incident that you have not submitted during discovery. If you have already included these documents in discovery please list what documents you have included.

A.

14. Q. If you did not use the Mobile Operations Management Software (MOM) to input data, what system did you use? Please list the system you use and provide documents. If you have already included these documents in discovery please list what documents you have included.

A.

15. Q. Did you discuss the matters in this complaint, at 837 Rear Capouse Scranton with any other person including PPL Employees, Subcontractors, Personal acquaintances, or anyone else who is not privileged? Please list dates and in your own words, discuss what you recall from each conversation?

A.

16. Q. Do you have any notes, documents, phone records, written or electronic communication or other information about pole numbers 57334N42685, 57339N46273, 57327N46297, 57320N46302, 571316N46296, and/or 57317N46297 with any PPL Employees, or subcontractors? Please attach a copy of any of the above requested information.

A.

17. Q. When responding to a work order how did you take notes of the work order details? Please explain what software system you use or what forms you have completed. Please include these documents. If provided please explain what documents you have provided. If documents are lost or you do not have them please explain what documents and why.

A.

18. Q. Throughout discovery the complainant has not received any notes, or descriptions from you about the matters in this complaint. Did you take any notes or save any information

about matters in this complaint? Please explain why or why not? If provided in discovery please explain what notes you have provided.

A.

19. Q. Are there any documents or other evidence you have not submitted due to them being privileged that I have requested from you? Please provide how many documents or evidence you are withholding and provide what category of privilege they fall under.

A.

20. Q. When was tree removal discussed with you regarding the property in this complaint. Please state dates and explain what was discussed. Please explain what was discussed each time tree removal was discussed with you?

A.

21. Q. Do you have any information about tree removal at the property in this complaint from 3/1/23 to 7/1/23. If so please explain. If you do not have any information please explain why not.

A.

22. Q. Did you have any involvement making invoice number 91130032-3, claim # 2023-00453? Please state all information that is factual as to what parts you participated in for this invoice and the dates you participated.

A.

23. Q. Did you have any involvement in making invoice number 91130033-3, claim 2023-00661? Please state all information that is factual as to what parts you participated in for this invoice and the dates you participated.

A.

24. Q. In your answers to questions in depositions you said utility pole # 57334N42685 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement ?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

25. Q. In your answers to questions in depositions you said utility pole # 57339N46273 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement ?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

26. Q. In your answers to questions in depositions you said utility pole # 57327N46297 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement ?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

27. Q. In your answers to questions in depositions you said utility pole # 57320N46302 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole.

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement ?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

28. Q. In your answers to questions in depositions you said utility pole # 57316N46296 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement ?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

29. Q. In your answers to questions in depositions you said utility pole # 57317N46297 is in fair condition. Please provide the dates you viewed this utility pole and a detailed report of your findings each time? If you have no notes on this pole please explain why not?

A. Did you notice cracks or gouges in this utility pole?

B. Did you observe any repairs that may have been done to this pole?

C. Did you notice bug infestation on this pole?

D. Was this pole in need of repair or replacement ?

E. Did you notice decay on this pole?

F. Did you make a work order for any matters with the pole? If so please provide the work order number. If not, Please explain why not.

30. Q. In exhibit 1, w//o design # 12952883/309256 dated 6/6/23, there is an approximate property line on the drawing. Also there is a dot that represents pole# 57320N46302.

A. Can you identify the dotted line that represents the property line? Please explain why you can identify this marking or why you can not.

B. Can you identify the line that represents pole # 57320N46302. Please explain why you can identify this marking or why you can not.

C. Can you identify the lines that represent Amity Court on the drawing. Please explain why you can identify this marking or why you can not.

D. Do the lines represent Amity Court appear to end where they meet the approximate property line?

E. On this drawing if the lines that represent Amity Court end at the approximate property line that represents where the property of Nieves Abad in this drawing?

F. On this drawing the dot that represents pole # 57320N46302 is on one side of the property line. What side of the property line in this drawing, is the dot that represents pole # 57320N46302 on?

A.

31. Q.What training have you received from PPL for utility pole and/or utility wire inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation. Please provide dates when you received training and a brief description.

A.

32. Q.What training have you received from PPL for utility pole or utility wire visual inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation. Please provide dates when you received training and a brief description.

A.

33. Q.What training have you received from PPL for utility pole or utility wire maintenance inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation. Please provide dates when you received training and a brief description.

A.

34. Q.What training have you received from PPL for utility pole or utility wire vegetation management for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation. Please provide dates when you received training and a brief description.

A.

35. Q. Have you ever inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

36. Q. Have you ever visually inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

37. Q. Have you ever done vegetation management in a PPL right of way while employed by PPL? If yes, please estimate how many times. If not, please explain why not.

A.

38. Q. Have you ever performed maintenance on a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

39. Q. What are the current standards PPL requires for clearances of vegetation in a PPL right of way for PPL distribution poles and wires.

A.

40. Q. During your visit to the property of Nieves Abad, did you notice any vegetation intrusion to the PPL utility poles and wires in the right of way? Please explain the right of way conditions on that day.

A.

41. Q. While on the property of Nieves Abad did you notice any hazardous trees in or around the right of way of PPL owned utilities? If so, approximately how many. If not please explain.

A.

42. Q. Did you notify anyone in PPL of tree cutting activity around PPL's owned utilities in and around PPL's right of way on the property of Nieves Abad? If so, whom you notify. If not, please explain why not.

A.

43. Q. Did you make a work order for vegetation growth in and around PPL owned utilities on the property of Nieves Abad. Please explain why or why not.

A.

44. Q. On 04/26/23, when Nieves Abad called into the PPL call center. He asked to drop and de-energize utility wires for tree cutting. What role did you have in denying this request? Were you aware of this request?

A.

45. Q. Please describe what you know about the incident on 04/13/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

46. Q. Please describe what role you played in resolving the incident on 04/13/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

47. Q. Please describe what you know about the incident on 05/25/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

48. Q. Please describe what role you played in resolving the incident on 05/25/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

49. Q. Please describe what you know about the incident on 06/06/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

50. Q. Please describe what role you played in resolving the incident on 06/06/2023 involving tree cutting and damage to PPL owned Utilities on the property of Nieves Abad.

A.

CC:

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

Signature

Print Name

Address

Phone

Dated

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

WRITTEN DEPOSITION

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: Bill Farber

1. Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3. Q. What company do you work for? Please submit your current employee work history at this company.

A.

4. Q. What is your current position at PPL Electric Utilities Corporation?

A.

5. Q. How long have you practiced your profession and how long have you held your current position?

A.

6. Q. State the names of the professional licensing agencies that have issued licenses to you? Include the date of such licenses and whether they are still current. In Conjunction with this question, please attach a copy of your licenses.

A.

7.Q. Have you ever testified as a witness in a court proceeding, either in person or by deposition? If yes please list dates and cases.

A.

8. Q. What dates and times did you speak to Nieves Abad about the property at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

9. Q. What did you discuss about 837 Rear Capouse Ave, Scranton Pa 18509? Please explain in your own words what you recall of the conversations that took place on the dates and times of these conversations.

A.

10. Q. What forms of communication were used to communicate with Nieves Abad for issues regarding 837 Rear Capouse Ave, Scranton Pa 18509? Please submit any communication you have.

A.

11. Q. Do you have any voicemails, text messages, emails, or other phone records regarding this matter? Please submit all communication records.

A.

12. Q. While discussing these electrical needs of the new structure, Nieves Abad had plans to build, at 837 Rear Capouse Ave Scranton Pa 18509 .What was the plans that needed to be done in order to get the amount of service to the new building on this property 837 Rear Capouse Ave, Scranton Pa 18509?

A.

13. Q. Would there be any upgrades to the neighboring PPL Equipment to supply 837 Rear Capouse Ave Scranton Pa 18509 with electricity for the new structure(s)? Please list any information regarding any upgrades needed.

A.

14. Q. Would there be any charges to Nieves Abad to supply electric service at 837 Rear Capouse, Scranton Pa 18509? If so please list all charges and explain.

A.

15. Q. As a PPL Electric Utility employee was it your duty to make the decision to charge Nieves Abad for any upgrades PPL Electric needed to get electrical service at 837 Rear Capouse, Scranton Pa 18509?

A.

16. Q. Who is the employee or employees that made the decision to charge Nieves Abad for the new services requested at 837 Rear Capouse, Scranton Pa 18509?

A.

17. Q. What is PPL Electric's policy for a new customer who will be receiving new service on a new building that was previously a vacant lot?

A.

18. Q. What are the plans that were made to get the service Nieves Abad needed for this project at 837 Rear Capouse Ave, Scranton Pa 18509? Please explain the plan.

A.

19. Q. Who did you discuss electrical plans with to get the service Nieves Abad requested? Please list dates and times decisions were made and what decisions were made.

A.

20. Q. Did you make any notes, statements, work records, documents, data, or any other form of written, electronic or voice transcripts of any events concerning the property at 837 Rear Capouse Ave Scranton Pa 18509? In conjunction with these questions, please attach a copy of any of the above information with dates and times.

A.

21. Q. Did you discuss the matters in this complaint, at 837 Rear Capouse Scranton with any other person including PPL Employees, Personal acquaintances, or anyone else? Please list dates and times. In your own words, discuss what you recall from each conversation.

A.

22. Q. What information do you have about any Right Of Way issue with pole # 57334N42685, 57339N46273, 57327N46297, 57320N46302 , 571316N46296 ? No information already submitted into discovery .

A.

23. Q. What dates and times did you discuss a Right Of Way or any other issue regarding pole number 57334N42685, 57339N46273, 57327N46297, 57320N46302 , 571316N46296 with Nieves Abad, PPL Electric or any other person. In your own words, what were these discussions about and what did you recall of the conversation?

A.

24. Q. What dates and times did You and Nieves Abad discuss relocation of pole #'s 57334 N42685, 57339N46273, 57327N46297, 57320N46302 , 571316N46296. Please list what you recall in each conversation.

A.

25. Q. Did you have any conversation with any other PPL Employees, about any issues regarding a Right Of Way agreement or pole relocation? Please list dates and times, names, the information received or given, or anything else you recall about these conversations.

A.

26. Q. What was the outcome of any decision made about pole relocation? Who made these decision(s)? List all people who played a role in making this decision?

A.

27. Q. Did you agree or disagree with any part of this decision? If so please explain what parts of the decision and why you agreed or disagreed with it.

A.

28. Q. Was it part of your job to make the decision of pole relocation at 837 Rear Capouse Scranton Pa 18509?

A.

29. Q. If not, who is responsible for this decision for the property at 837 Rear Capouse Ave, Scranton Pa 18509? List employee(s) and they're position.

A.

30. Q. Have you had any other problem with any other locations during your cause of work as an PPL employee, where there was a pole located on a property without a right of way. If so please list each date and information of the incident.

A.

31. Q. Do you have any notes, documents, phone records, written or electronic communication or any other information about pole numbers 57334N42685, 57339N46273, 57327N46297, 57320N46302 , 571316N46296 with any PPL Employee, acquaintance, or anyone else? In Conjunction with these questions, please attach a copy of any of the above requested information.

A.

32. Q. When was tree removal discussed with you regarding the property at 837 Rear Capouse Ave, Scranton Pa 18509. Please state dates and times. Please explain what was discussed each time tree removal was discussed with you?

A.

33. Q. Do you have any information about tree removal at 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to 7/1/23 that has not been submitted into discovery.

A.

34. Q. What is the policy regarding PPL Electric's right of way agreements with a pole on private property?

A.

35. Q. What is the protocol you follow when a pole is located on a customer's property without a right of way or no legal right to have a pole on the property and where the property owner wants the pole relocated off or removed from that property?.

A.

36. Q. What is the protocol you follow when a pole is located on a private property without a right of way?

A.

37. Q. What protocol do you follow when a property owner wants a pole relocated or removed from a property that does not have a legal Right Of Way? Please include what protocols were followed.

A.

38. Q. Were these protocols followed for the situation with no right of way at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

39. Q. Do you have any information about invoice number 91130032-3, claim # 2023-00453? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

40. Q. Do you have any information about invoice number 91130033-3, claim 2023-00661? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

41. Q. Did these Bills stop the relocation of any of the utility poles in this complaint? Please name the person(s) who made this decision. Explain why the decision was made.

A.

42. Q. What date and time was this decision made? Please state what the decision was.

A.

43. Q. How was this decision made known to Nieves Abad? Please submit dates, times and documentation that was sent to Nieves Abad.

A.

44. Q. What was your involvement in making this decision? Please list and explain any decision you made.

A.

45. Q. Did you agree or disagree with any part of this decision? Please explain.

A.

46. Q. Do you have a criminal record? If so, list and explain each.

A.

47. Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? If so please list , explain and provide any documentation for each.

A.

48. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint?

A.

Date

Signature

CC;
Peter J Kramer Esquire
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Three Logan Square
1717 Arch Street
24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

Print Name

Address

Address

Phone

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

WRITTEN DEPOSITION OF
BILL FARBER SET II

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition Set II of: Bill Farber

1. Q.Have you ever been to the property of Nieves Abad located at 837 Rear Capouse Ave,Scranton PA 18509? Please list the dates and describe the reason for your visit

A.

2. Q.Please describe what your duties are in the position you hold at PPL Electric Utilities Corp?

A.

3. Q.What is the area your position covers as a PPL Design supervisor?

A.

4. Q.How many employees do you oversee in your current position?

A.

5. Q.Did you have any involvement with repairs needed to be done after incident number 1 took place on 4/13/23 at 837 Rear Capouse Ave Scranton Pa 18509, where PPL owned equipment was damaged. Please provide the date, involvement and any documentation not

already submitted into discovery. If you submitted these documents please explain what documents you submitted.

A.

6. Q. Did you have any involvement with repairs needed to be done after incident number 2 took place on 05/25/23 at 837 Rear Capouse Ave Scranton Pa 18509, where PPL owned equipment was damaged. Please provide the date, involvement and any documentation not already submitted into discovery. If you submitted these documents please explain what documents you submitted.

A.

7. Q. Did you have any involvement with repairs needed to be done after incident number 3 took place on 06/06/23 at 837 Rear Capouse Ave Scranton Pa 18509, where PPL owned equipment was damaged. Please provide the date, involvement and any documentation not already submitted into discovery. If you submitted these documents please explain what documents you submitted.

A.

8. Q. How did you keep notes or input data for information about these incidents? Please submit all documentation about this incident where you have notes or other documents not privileged that you did not submit during discovery. If you submitted these documents please explain what documents you submitted.

A.

9. Q. Did you have Mobile Operations Management Software (MOM) to take notes or input data not privileged? Please include any information regarding this incident that you have not submitted during discovery. If you submitted these documents please explain what documents you submitted.

A.

10. Q.If you did not use the Mobile Operations Management Software (MOM) to input data, what system did you use? Please list the system you use and provide documents.If you have already included these documents in discovery please list what documents you have included.

A.

11. Q.What discussions did you have with other PPL employees or subcontractors regarding this matter that is not privileged? Please list the date, each employee and description of what was discussed?

A.

12. Q.Has there been any documents or other evidence not submitted due to them being privileged that I have requested from you? Please provide how many documents or evidence you are withholding and provide what category of privilege they fall under.

A.

13. Q.Have you physically viewed pole # 57334N42685 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in?

C.Did you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole?

14. Q.Have you physically viewed pole # 57320N46302 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

- A. Please provide a description of this pole?
- B. What condition is this pole in?
- C. Did you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole ?

15. Q. Have you physically viewed pole # 57339N46273 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

- A. Please provide a description of this pole?
- B. What condition is this pole in?
- C. Did you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole?

16. Q. Have you physically viewed pole # 57327N46297 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

- A. Please provide a description of this pole?
- B. What condition is this pole in?
- C. Did you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole?

17. Q. Have you physically viewed pole # 57317N46297 in the claim of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

A. Please provide a description of this pole?

B. What condition is this pole in?

C. Did you view the pole number plate on this pole?

D. Did you take any pictures of this pole?

E. Do you have any notes or other documents on this pole?

18. Q. Have you physically viewed pole # 57316N46296 in the claim of Nieves Abad? If so, please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A. Please provide a description of this pole?

B. What condition is this pole in ?

C. Did you view the pole number plate on this pole?

D. Did you take any pictures of this pole?

E. Do you have any notes or other documents on this pole?

19. Q. Have you ever performed maintenance on utility pole 57334N42685? Please provide any documentation you may have and the date this was done.

A.

20. Q. Have you ever performed maintenance on utility pole 57320N46302? Please provide any documentation you may have and how this was done.

A.

21. Q. Have you ever performed maintenance on utility pole 57339N46273? Please provide any documentation you may have and the date this was done.

A.

22. Q. Have you ever performed maintenance on utility pole 57327N46297? Please provide any documentation you may have and the date this was done.

A.

23. Q. Have you ever performed maintenance on utility pole 57317N46297? Please provide any documentation you may have and the date this was done.

A.

24. Q. Have you ever performed maintenance on utility pole 57316N46296? Please provide any documentation you may have and the date this was done.

A.

25. Q. Have you ever performed an inspection on pole 57334N42685? Please provide any documentation you may have and the date this was done.

A.

26. Q. Have you ever performed an inspection on pole 57320N46302? Please provide any documentation you may have and the date this was done.

A.

27. Q. Have you ever performed an inspection on pole 57339N46273? Please provide any documentation you may have and the date this was done.

A.

28. Q. Have you ever performed an inspection on pole 57327N46297? Please provide any documentation you may have and the date this was done.

A.

29. Q. Have you ever performed an inspection on pole 57317N46297? Please provide any documentation you may have and the date this was done.

A.

30. Q. Have you ever performed an inspection on pole 57316N46296? Please provide any documentation you may have and the date this was done.

A.

31. Q. Have you ever done a visual inspection on pole #57334N42685? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

32. Q. Have you ever done a visual inspection on pole # 57320N46302? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

33. Q. Have you ever done a visual inspection on pole # 57339N46273? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

34. Q. Have you ever done a visual inspection on pole # 57327N46297? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

35. Q. Have you ever done a visual inspection on pole # 57317N46297? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

36. Q. Have you ever done a visual inspection on pole # 57316N46296? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

37. Q. Have you ever done vegetation management on pole #57334N42685? Please list the dates and please also provide any documentation you have. If vegetation management was not done, please explain why not.

A.

38. Q. Have you ever done vegetation management on pole # 57320N46302? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

39. Q. Have you ever done vegetation management on pole # 57339N46273? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

40. Q. Have you ever done vegetation management on pole # 57327N46297? Please list the dates and please also provide any documentation you have. If no inspection was done, please explain why not.

A.

41. Q. Have you ever done vegetation management on pole # 57317N46297? Please list the dates and please also provide any documentation you have. If no inspection was done, please explain why not.

A.

42. Q. Have you ever done vegetation management on pole # 57316N46296? Please list the dates and also provide any documentation you have. If no inspection was done, please explain why not.

A.

Discovery has been ongoing for several months and it was asked that all records from your cell phone about this incident that is not privileged to be disclosed ;

43. Q Do you have a company cell phone from PPL? If so please provide your company phone number.

A.

44. Q.Does PPL, the cell phone carrier, or yourself still have phone records of phone calls placed to and from Nieves Abad. Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

45. Q.Does PPL, the cell phone carrier, or yourself still have text messages placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain the documents you submitted.

A.

46. Q.Does PPL, the cell phone carrier, or yourself still have voicemails placed to and from Nieves Abad please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain the documents you submitted.

A.

47. Q.Please provide all phone records where you have conversations with other PPL employees, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what the documents you submitted.

A.

48. Q.Please provide all text messages where you have conversations with other PPL employees, subcontractors, and/or supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what the documents you submitted.

A.

49. Q.Please provide all voicemails where someone left a message who is a PPL employee, subcontractors, and/or supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

50. Q.Does PPL provide you an email service with an email address? Please provide your company email address. Please provide all emails to and from Nieves Abad. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

51. Q.Please provide all emails between yourself and other PPL employees, subcontractors or supervisors regarding matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

52. Q.Have you ever sent or received a fax regarding matters in this complaint that is not privileged? If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

53. Q.What training have you received from PPL for utility pole and/or utility wire inspections for an electrical distribution system? Please provide each training course, memo, booklet,

classes or any other documentation that is not privileged. Please provide dates when you received training and a brief description.

A.

54. Q.What training have you received from PPL for utility pole or utility wire visual inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation that is not privileged. Please provide dates when you received training and a brief description.

A.

55. Q.What training have you received from PPL for utility pole or utility wire maintenance inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation that is not privileged. Please provide dates when you received training and a brief description.

A.

56. Q.What training have you received from PPL for utility pole or utility wire vegetation management for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation that is not privileged. Please provide dates when you received training and a brief description.

A.

57. Q.Have you ever inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

58. Q.Have you ever visually inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

59. Q.Have you ever done vegetation management in a PPL right of way while employed by PPL? If yes, please estimate how many times. If not, please explain why not.

A.

60. Q.Have you ever performed maintenance on a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not..

A.

61. Q.What are the current standards PPL requires for clearances of vegetation in a PPL right of way for PPL distribution poles and wires?

A.

62. Q.Did you input any data into the Work & Asset Management system (WAM) during this incident or for matters in this complaint? Please provide any information you entered into the WAM system about this matter.

A.

Signature

Print Name

Address

Phone

Dated

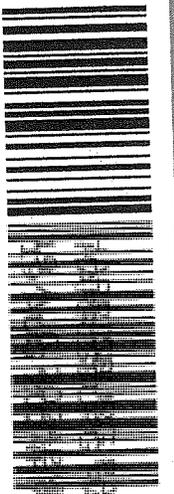
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9589 0710 5270 0929 8982 80



RDC 99



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\$5.58

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

RE: Nieves Abad (Pro-Se) VS PPL Electric Utilities Corporation
Docket No. C-2024-3047163

To Whom This May Concern,

I am enclosing herein one copy of Certificate Of Service evidencing the service Complainant's
Written Deposition Of Tim Roberts upon Respondent for filing.

By copy of this correspondence directed to Plaintiff I am serving him with a copy of the same

Thank you for your cooperation.

CC:

Peter J Kramer Esquire
Post & Schell
Three Logan Square
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215-587-1075



Nieves Abad
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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

CERTIFICATE OF SERVICE

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

CERTIFICATE OF SERVICE

I, Nieves Abad, hereby certify that I served Written Deposition of Tim R Roberts to Respondent via certified mail this 19 Day of August, 2024, addressed as follows;

By: 

Nieves Abad
747 Delaware St
Forest City, PA 18421
Martjua3@aol.com
DATED- August 19.2024

Cc:

Rosemary Chiavetta
Secretary of The Commission
Pennsylvania Public Utility 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
24th Floor

Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

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First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8982 35	1		\$2.31 \$4.85 \$7.16
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Total			\$7.16
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 2.80 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8982 04	1		\$2.04 \$4.85 \$6.89
Total			\$6.89
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 65	1		\$2.31 \$4.85 \$7.16
Total			\$7.16
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 1.90 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 34	1		\$1.77 \$4.85 \$6.62
Total			\$6.62
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024 Certified Mail® Tracking #: 9589 0710 5270 0929 8983 27	1		\$2.31 \$4.85 \$7.16
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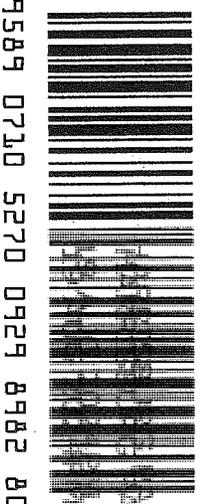
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TIM R / Peter K...
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PS Form 3800, January 2023 (PSN 7530-02-000-9007) See Reverse for Instructions

Nieves Abood
747 Delaware St
Forest City PA 18401



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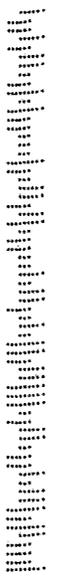
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AUG 19, 202

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TIM ROBERTS
Peter Kramer
Post + Scribble
1717 Arch St
24th Floor
Philadelphia PA 19103

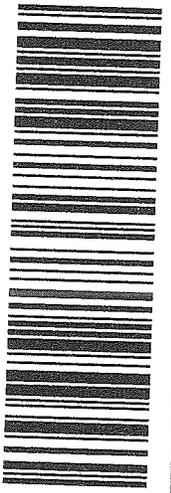
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Niessers Hood
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Forest City PA 18112-1

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1717 Archer St
8th Floor
Philadelphia PA 19103

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SCRANTON, PA
AUG 19, 2024

\$6.89

R2303S103802

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August 19, 2024

PPL Electric Utilities Corporation
Employee Tim R Roberts
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**RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163**

Dear Secretary Of Commission:

Attached for answer is the Written Deposition of Tim R Roberts Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

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



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BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: Tim R Roberts

1.Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3. Q. What company do you work for? Please submit your current employee work history at this company?

A.

4. Q. What is your current position at PPL Electric Utilities Corporation?

A.

5. Q. How long have you practiced your profession and how long have you held your current position?

A.

6. Q. What date(s) were you called to an incident regarding damage to PPL Electric Equipment at 837 Rear Capouse Ave, Scranton Pa 18509 in 2023?

A.

7. Q. Did you witness any person doing damage to PPL Electric's equipment on the day of the incident at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

8. Q. Did you make notes, including reports, documents, emails, letters, pictures, video, any other electronic or audio communications regarding this matter in this complaint? In conjunction with this please submit any documentation not already submitted into discovery.

A.

9.Q. Did you report this incident to any management or supervisors? On what dates and times?

Please submit the reports made on each date.

A.

10. Q. What instructions were given to you by any supervisor on how to proceed with this matter and by whom? List dates and times and any information you recall on this matter.

A.

11. Q.What are the names of employees of PPL Electric on site with you during this incident at 837 Rear Capouse Scranton Pa 18509? Please list all names and business addresses.

A.

12. Q.Did you discuss this matter with any other person other than a PPL Electric employee? If so, please provide dates , times and whom you spoke too and what were your discussions?

A.

14. Q. When filling out PPL form number 3781(2/2008) , why is there information left blank?

Please list all information in your incident report you left blank and an explanation as to why it is blank.

A.

15. Q. Is it your duty to find out all the answers and complete the information to form # 3781(2/2008).

A.

16. Q. Does PPL Electric protocol for filing form # 3781(2/2008) requires this form to be filled out in full ? Please submit an answer and PPL Protocol for PPL Incident reports?

A.

17. Q. Have you ever had to complete form #3781 (2/2008) out before or after this incident? Please answer and list how many of these forms you completed in 2023.

A.

18. Q. Did you complete form # 3781(2/2008) in full for this incident at 837 Rear Capouse Ave, Scranton Pa 18509? Please answer and explain why it was or was not completed in full.

A.

19. Out of all the form numbers 3781 (2/2008) how many did you fill out completely and how many did you not fill out completely in 2023?

A.

20. Q. What does the section " Billable Event" mean on form 3781(2/2008)? And why did you check NO on the incident report. Please explain in detail.

A,

21. Q. Is the replacement of damaged utility poles in this incident considered a billable event?

Please answer and explain why.

A.

22. Q. What is the difference between a billable event and non- billable event? Please explain in detail and give an example.

A.

23. Q. Were you involved in any billing for this incident form # 3781 (2/2008) ? Please explain what parts of the bill and what dates and times did you work on preparing billing?

A.

25. Q.Under section "Overhead", on form #3781 (2/2008) Why was the answer under " pole replaced in location" marked NO? Please explain why.

A.

26. Under section "Service Interrupted" , on form #3781 (2/2008) , why is the answer marked NO? Please explain why.

A.

27. Did any other PPL Employee help with or were involved with compiling data for this bill?.
Please include the employee(s) names that helped you or were involved with making this bill.
Please include dates and time of each occurrence and an explanation of what the conversation was as you recall it

A.

28. Q. Did the property owner give you permission to do any repair or alterations to his property during pole installation on the property located at 837 Rear Capouse Ave, Scranton Pa 18509 on the day you reported this incident? Please explain your answer.

A.

29. Q. In the process of this new installation of PPL Electric Utility Poles at 837 Rear Capouse Ave, Scranton Pa 18509, was any of the Complainants property altered such as trees, shrubs or bushes? Please list all items altered.

A.

30. Q. Were any of the Complainants trees, shrubs , or bushes removed from 837 Rear Capouse Ave, Scranton Pa 18509? Please list each item that was removed by PPL Electric employees the day of incident.

A.

31.Q. What company was responsible for tree removal when this incident occurred? List names of company(s), owners, and any other information relevant to tree removal for invoice number 91130032-3, claim # 2023-00453 and 91130033-3, claim 2023-00661.

A.

32. Q. Did you make a statement to the Scranton police department? Please include the statement:

A.

33. Q. What were the names of the other PPL Electric Employees present during this incident when you were on the scene?

A.

34. Q. What time did you arrive and depart the day of the incident at 837 Rear Capouse Scranton Pa 18509? Please include dates and times.

A.

36. Q. Do you have a criminal record? If so, list and explain each.

A.

37 Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? If so please list , explain and provide any documentation for each.

A.

38. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint?

A.

If more room is needed for answering any questions please write out on a separate sheet of paper and attach to this document. All documentation requested in this deposition is only needed if not already submitted into discovery.

Date

Signature

Print Name

Address

Phone

CC:

Rosemary Chiavetta

Secretary of The Commission

Pennsylvania Public Utility Commission

Commonwealth Keystone Building

400 North Street, 2nd Floor North

P.O BOX 3265

Harrisburg, PA 17105-3265

Dated- August____,2024

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Retail



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SCRANTON, PA 1850
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Barbara Shumlas
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August 19, 2024

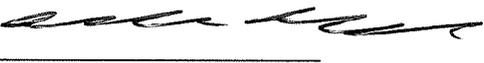
PPL Electric Utilities Corporation
Employee Barbara Shumla
Peter Kramer
Post & Schell
Three Logan Square
24th Floor
Philadelphia PA 19103

RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163

Dear Secretary Of Commission:

Attached for answer is the Written Deposition of Barbara Shumla Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

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



Nieves Abad
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631-575-2348
Dated-August 19, 2024

Peter J Kramer Esquire
Post & Schell
Three Logan Square

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

WRITTEN DEPOSITION

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

WRITTEN DEPOSITION OF BARBARA SHUMLAS/ AND OR PERSON RESPONSIBLE FOR
DOCUMENT #3331874745

1. Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3. Q. What company do you work for? Please submit your current employee work history at this company?

A.

4. Q. What is your current position at PPL Electric Utilities Corporation?

A.

5. Q. How long have you practiced your profession and how long have you held your current position?

A.

6. Q. State the names of the professional licensing agencies that have issued licenses to you? Include the date of such licenses and whether they are still current. In Conjunction with this question, please attach a copy of your licenses.

A.

7. Q. Are you aware of Document #3331874745 ?

A.

8..Q. Did you make this document? If not, who did? Please provide name and contact info ?

A.

9..Can you tell us about the car accident that damaged the poles and wires on Amity Ct or green Place that is stated in the report?

A.

10.What damage was done to the poles?

A.

11.Q.What type of vehicle was involved in the accident?

A.

12.Q.What dates and times did this happen?

A.

13 Q. Was an insurance claim filed in this matter?

A.

14.How many of these forms have you filled out before or after this incident occurred?

A.

15.Q. How many of these forms have you filled out incorrectly?

A.

16.Q. Where the form states "Type Of Report: Auto Accident" referring to the incident that damaged the poles?

A.

17.Q. Why was it labeled an auto accident ?

A.

18.Q Do you have any information of invoice # 91130032-3 ? Please list all involvement dates and times.

A.

19 Q. Do you have any information of either invoice # 91130033-3? Please list all involvement dates and times.

A.

20. Q. Do you have a criminal record? If so please explain

A.

21. Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? If so please explain in detail

A.

22. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint?

A.

If more room is needed for answering any questions please write out on a separate sheet of paper and attach to this document. All documentation requested in this deposition is only needed if not already submitted into discovery.

Date

Signature

Print Name

Address

Phone

CC:

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

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PPL Electric Utilities Corporation
Employee Shani Husja
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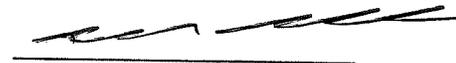
**RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163**

Dear Secretary Of Commission:

Attached for answer is the Written Deposition of Shani Hujsa, Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

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

Peter J Kramer Esquire
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Dated-August 19, 2024

Philadelphia, PA 19103
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pkramer@postschell.com

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

WRITTEN DEPOSITION

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: Shani Hujsa

1. Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3. Q. What company do you work for? Please submit your current employee work history at this company?

A.

4. Q. What is your current position at PPL Electric Utilities Corporation?

A.

5. Q. How long have you practiced your profession and how long have you held your current position?

A.

6. Q. State the names of the professional licensing agencies that have issued licenses to you? Include the date of such licenses and whether they are still current. In Conjunction with this question, please attach a copy of your licenses.

A.

7. Q. Have you ever testified as a witness in a court proceeding, either in person or by deposition? If yes please list dates and cases.

A.

8. Q. What dates and times did you speak to Nieves Abad about the property at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

9. Q. What did you discuss about 837 Rear Capouse Ave, Scranton Pa 18509? Please state the dates and times these conversations took place?. Also please include what you recall of each conversation.

A.

10. Q. What forms of communication were used to communicate with Nieves Abad for issues regarding 837 Rear Capouse Ave, Scranton Pa 18509? Please submit any communication you have.

A.

11. Q. Do you have any voicemails, text messages, emails, or other phone records regarding this matter? Please submit all communication records.

A.

12. Q. While discussing these electrical needs of the new structure, Nieves Abad had plans to build, at 837 Rear Capouse Ave Scranton Pa 18509. What were the plans that needed to be done in order to get the amount of service to the new building on this property 837 Rear Capouse Ave, Scranton Pa 18509?

A.

13. Q. Would there be any upgrades to the neighboring PPL Equipment to supply 837 Rear Capouse Ave Scranton Pa 18509 with electricity for the new structure(s)? Please list any information regarding any upgrades needed?

A.

14. Q. Would there be any charges to Nieves Abad to supply electric service at 837 Rear Capouse, Scranton Pa 18509? If so please list all charges and explain.

A.

15. Q. As a PPL Electric Utility employee was it your duty to make the decision to charge Nieves Abad for any upgrades PPL Electric needed to get electrical service at 837 Rear Capouse, Scranton Pa 18509?

A.

16. Q. Who is the employee or employees that made the decision to charge Nieves Abad for the new services requested at 837 Rear Capouse, Scranton Pa 18509?

A.

17. Q. What is PPL Electric's policy for a new customer who will be receiving new service on a new building that was previously a vacant lot?

A.

18. Q. What are the plans that were made to get the service Nieves Abad needed for this project at 837 Rear Capouse Ave, Scranton Pa 18509? Please explain the plan.

A.

19. Q. Who did you discuss electrical plans with to get the service Nieves Abad requested? Please list dates and times decisions were made and what decisions were made.

A.

20. Q. Did you make any notes, statements, work records, documents, data, or any other form of written, electronic or voice transcripts of any events concerning the property at 837 Rear Capouse Ave Scranton Pa 18509. In conjunction with these questions, please attach a copy of any of the above information with dates and times?

A.

21. Q. Did you discuss the matters in this complaint, at 837 Rear Capouse Scranton with any other person including PPL Employees, Personal acquaintances, or anyone else? Please list dates and times? In your own words, discuss what you recall from each conversation.

A.

22. Q. What information do you have about any Right Of Way issue with pole # 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 ? No information already submitted into discovery .

A.

23. Q. What dates and times did you discuss a right of way or any other issue regarding pole number 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with

Nieves Abad, PPL Electric or any other person. In your own words, what were these discussions about? What did you recall of the conversation?

A.

24. Q. What dates and times did You and Nieves Abad discuss relocation of pole #'s 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296. Please list what you recall in each conversation.

A.

25. Q. Did you have any conversation with any other PPL Employees, about any issues regarding a right of way agreement or pole relocation? Please list dates and times, names, the information received or given, or anything else you recall about this complaint.

A.

26. Q. What was the outcome of any decision made about pole relocation? Who made these decision(s)? List all people who played a role in making this decision?

A.

27. Q. Did you agree or disagree with any part of this decision? If so please explain what parts of the decision and why you agreed or disagreed with it.

A.

28. Q. Was it part of your job to make the decision of pole relocation at 837 Rear Capouse Scranton Pa 18509?

A.

29. Q.If not, who is responsible for this decision for the property at 837 Rear Capouse Ave, Scranton Pa 18509? List employee(s) and they're position.

A.

30. Q. Have you had any other problem with any other locations during your cause of work as an PPL employee, where there was a pole located on a property without a right of way. If so please list each date and information of the incident.

A.

31. Q. Do you have any notes, documents, phone records, written or electronic communication or any other information about pole numbers 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with any PPL Employee, acquaintance, or anyone else? In Conjunction with these questions, please attach a copy of any of the above requested information.

A.

32. Q. When was tree removal discussed with you regarding the property at 837 Rear Capouse Ave, Scranton Pa 18509. Please state dates and times. Please explain what was discussed each time tree removal was discussed with you?

A.

33. Q. Do you have any information about tree removal at 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to 7/1/23 that has not been submitted into discovery.

A.

34. Q. What is the policy regarding a PPL Electric's right of way agreements with a pole on private property?

A.

y

35. Q. What is the protocol you follow when a pole is located on a customer's property without a right of way or no legal right to have a pole on the property and where the property owner wants the pole relocated off that property?.

A.

36. Q. As an employee of PPL Electric, what is the policy of PPL Electric regarding right of away and pole relocation on private property?

A.

37. Q. What is the protocol you follow when a pole is located on a private property without a right of way?

A.

38. Q. What protocol do you follow when a property owner wants a pole removed from a property that does not have a legal right of way?

A.

39. Q. Were these protocols followed for the situation with no right of way at 837 Rear Capouse Ave, Scranton Pa 18509? Please include what protocols were followed.

A.

40. Q. Do you have any information about invoice number 91130032-3, claim # 2023-00453? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

41. Q. Do you have any information about invoice number 91130033-3, claim 2023-00661? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

42. Q. Did these Bills stop the relocation of any of the utility poles in this complaint? Please name the person(s) who made this decision? Explain why the decision was made.

A.

43. Q. What date and time was this decision made? Please state what the decision was.

A.

44. Q. How was this decision made known to Nieves Abad? Please submit dates, times and documentation that was sent to Nieves Abad.

A.

45. Q. What was your involvement in making this decision? Please list and explain any decision you made.

A.

46. Q. Did you agree or disagree with any part of this decision? Please explain.

A.

47. PPL Electric Utilities Corporation Response to Request For Production Of Documents Nieves Abad Set 1, Page 12 Kimberly Hansen Answer for pole # 57320N46302 was to "see attached." What Evidence or documentation did you provide? Please answer and explain each document.

48. Is there any documentation or/records you have on pole #57320N46302? Please provide all the documentation.

49. Q. Is Pole #57320N46302 located on the property at 837 Rear Capouse Ave, Scranton Pa 18509? Please answer and list the exact cordance of this pole with any supporting documentation.

49. Does PPL Electric have an agreement to place pole # 57320N46302 Where is it located with anyone? Please answer and list dates and times, any paperwork or any type of documentation to do with this pole and the placement to do with this pole and the placement of this pole.

50. Q. Do you have a criminal record? If so, list and explain each.

A.

51. Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? Please list and explain, and provide any documentation for each.

A.

52. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint?

A.

If more room is needed for answering any questions please write out on a separate sheet of paper and attach to this document. All documentation requested in this deposition is only needed if not already submitted into discovery.

Date

Signature

Print Name

Address

Phone

CC:

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

Dated-August ____, 2024

Alphonso Arnold III
Administrative Law Judge
Office Of Administrative Law Judge
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
Phone 717.787.3868
Email-alphonarno@pa.gov

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Post & Schell
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Philadelphia, PA 19103
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215-587-1444 Main Fax
pkramer@postschell.com

Nieves Abad
747 Delaware St
Forest City PA 18421
631-575-2348
Martjua3@aol.com

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

RE: Nieves Abad (Pro-Se) VS PPL Electric Utilities Corporation
Docket No. C-2024-3047163

To Whom This May Concern,

I am enclosing herein one copy of Certificate Of Service evidencing the service Complainant's
Written Deposition Of Kim Hanson upon Respondent for filing.

By copy of this correspondence directed to Respondent I am serving him with a copy of the
same

Thank you for your cooperation.

CC:

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



Nieves Abad
747 Delaware St
Forest City, PA 18421
631-575-2348
Martjua3@aol.com
Dated-August 19, 2024

Peter J Kramer Esquire
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24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

CERTIFICATE OF SERVICE

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

CERTIFICATE OF SERVICE

I, Nieves Abad, hereby certify that I served Written Deposition of Kim Hanson to Respondent via certified mail this 19 Day of August, 2024, addressed as follows;

By: 

Nieves Abad
747 Delaware St
Forest City, PA 18421
Martjua3@aol.com
DATED- August 19, 2024

Secretary of The Commission
Pennsylvania Public Utility 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
24th Floor
Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

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First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 3.40 oz Estimated Delivery Date Wed 08/21/2024	1		\$2.31
Certified Mail® Tracking #: 9589 0710 5270 0929 8982			\$4.85
Total			\$7.16
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Total			\$7.16
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Total			\$7.16
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Certified Mail® Tracking #: 9589 0710 5270 0929 8982			\$4.85
Total			\$6.89
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Certified Mail® Tracking #: 9589 0710 5270 0929 8983			\$4.85
Total			\$7.16
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Total			\$6.62
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Certified Mail® Tracking #: 9589 0710 5270 0929 8983			\$4.85
Total			\$7.16
First-Class Mail® Large Envelope Philadelphia, PA 19103 Weight: 0 lb 2.40 oz Estimated Delivery Date	1		\$2.04

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Philadelphia, PA 19103

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<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00	
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<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00	
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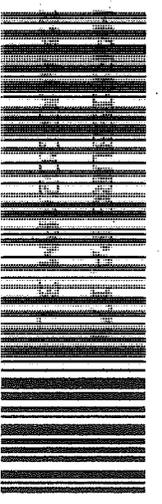
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N. Abrael
747 Delaware St
Prestcity PA 18401

Kim Hanson
Peter Kramer
Post + Schnell
1777 Arch St
24th Floor
Philadelphia PA 19103

1503-271555

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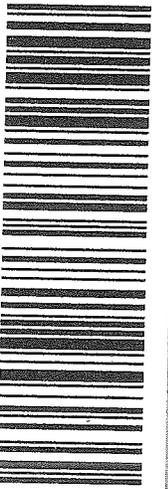
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SCRANTON, PA 18503
AUG 19, 2024



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Ms. Abood
747 DeKawene St
Fonstally PA 18421



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Kim Hansbars
Peter Kramer
Post & Schell
1717 Arch Street
24th Floor
Hilliackepina PA 19103

Retail



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AUG 19, 2024

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631-575-2348

PPL Electric Utilities Corporation
Employee Kim Hanson
Peter Kramer
Post & Schell
1717 Arch Street
24th Floor
Philadelphia, PA 19103

RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163

Dear Secretary Of Commission:

Attached for answer is the Written Deposition of Kim Hanson, Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

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



Nieves Abad
747 Delaware St
Forest City, Pa 18421
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631-575-2348

Peter J Kramer Esquire
Post & Schell
Three Logan Square

Dated-August 19, 2024

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215-587-1444 Main Fax
pkramer@postschell.com

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

WRITTEN DEPOSITION

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: Kim Hanson

1. Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3. Q. What company do you work for? Please submit your current employee work history at this company?

A.

4. Q. What is your current position at PPL Electric Utilities Corporation?

A.

5. Q. How long have you practiced your profession and how long have you held your current position?

A.

6. Q. State the names of the professional licensing agencies that have issued licenses to you? Include the date of such licenses and whether they are still current. In Conjunction with this question, please attach a copy of your licenses.

A.

7.Q. Have you ever testified as a witness in a court proceeding, either in person or by deposition? If yes please list dates and cases.

A.

8. Q. What dates and times did you speak to Nieves Abad about the property at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

9. Q. What did you discuss about 837 Rear Capouse Ave, Scranton Pa 18509? Please state the dates and times these conversations took place?. Also please include what you recall of each conversation.

A.

10. Q. What forms of communication were used to communicate with Nieves Abad for issues regarding 837 Rear Capouse Ave, Scranton Pa 18509? Please submit any communication you have.

A.

11. Q. Do you have any voicemails, text messages, emails, or other phone records regarding this matter? Please submit all communication records.

A.

12. Q. While discussing these electrical needs of the new structure, Nieves Abad had plans to build, at 837 Rear Capouse Ave Scranton Pa 18509. What were the plans that needed to be done in order to get the amount of service to the new building on this property 837 Rear Capouse Ave, Scranton Pa 18509?

A.

13. Q. Would there be any upgrades to the neighboring PPL Equipment to supply 837 Rear Capouse Ave Scranton Pa 18509 with electricity for the new structure(s)? Please list any information regarding any upgrades needed?

A.

14. Q. Would there be any charges to Nieves Abad to supply electric service at 837 Rear Capouse, Scranton Pa 18509? If so please list all charges and explain.

A.

15. Q. As a PPL Electric Utility employee was it your duty to make the decision to charge Nieves Abad for any upgrades PPL Electric needed to get electrical service at 837 Rear Capouse, Scranton Pa 18509?

A.

16. Q. Who is the employee or employees that made the decision to charge Nieves Abad for the new services requested at 837 Rear Capouse, Scranton Pa 18509?

A.

17. Q. What is PPL Electric's policy for a new customer who will be receiving new service on a new building that was previously a vacant lot?

A.

18. Q. What are the plans that were made to get the service Nieves Abad needed for this project at 837 Rear Capouse Ave, Scranton Pa 18509? Please explain the plan.

A.

19. Q. Who did you discuss electrical plans with to get the service Nieves Abad requested? Please list dates and times decisions were made and what decisions were made.

A.

20. Q. Did you make any notes, statements, work records, documents, data, or any other form of written, electronic or voice transcripts of any events concerning the property at 837 Rear Capouse Ave Scranton Pa 18509. In conjunction with these questions, please attach a copy of any of the above information with dates and times?

A.

21. Q. Did you discuss the matters in this complaint, at 837 Rear Capouse Scranton with any other person including PPL Employees, Personal acquaintances, or anyone else? Please list dates and times? In your own words, discuss what you recall from each conversation.

A.

22. Q. What information do you have about any Right Of Way issue with pole # 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 ? No information already submitted into discovery .

A.

23. Q. What dates and times did you discuss a right of way or any other issue regarding pole number 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with

Nieves Abad, PPL Electric or any other person. In your own words, what were these discussions about? What did you recall of the conversation?

A.

24. Q. What dates and times did You and Nieves Abad discuss relocation of pole #'s 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296. Please list what you recall in each conversation.

A.

25. Q. Did you have any conversation with any other PPL Employees, about any issues regarding a right of way agreement or pole relocation? Please list dates and times, names, the information received or given, or anything else you recall about this complaint.

A.

26. Q. What was the outcome of any decision made about pole relocation? Who made these decision(s)? List all people who played a role in making this decision?

A.

27. Q. Did you agree or disagree with any part of this decision? If so please explain what parts of the decision and why you agreed or disagreed with it.

A.

28. Q. Was it part of your job to make the decision of pole relocation at 837 Rear Capouse Scranton Pa 18509?

A.

29. Q.If not, who is responsible for this decision for the property at 837 Rear Capouse Ave, Scranton Pa 18509? List employee(s) and they're position.

A.

30. Q. Have you had any other problem with any other locations during your cause of work as an PPL employee, where there was a pole located on a property without a right of way. If so please list each date and information of the incident.

A.

31. Q. Do you have any notes, documents, phone records, written or electronic communication or any other information about pole numbers 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with any PPL Employee, acquaintance, or anyone else? In Conjunction with these questions, please attach a copy of any of the above requested information.

A.

32. Q. When was tree removal discussed with you regarding the property at 837 Rear Capouse Ave, Scranton Pa 18509. Please state dates and times. Please explain what was discussed each time tree removal was discussed with you?

A.

33. Q. Do you have any information about tree removal at 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to 7/1/23 that has not been submitted into discovery.

A.

34. Q. What is the policy regarding a PPL Electric's right of way agreements with a pole on private property?

A.

y

35. Q. What is the protocol you follow when a pole is located on a customer's property without a right of way or no legal right to have a pole on the property and where the property owner wants the pole relocated off that property?.

A.

36. Q. As an employee of PPL Electric, what is the policy of PPL Electric regarding right of away and pole relocation on private property?

A.

37. Q. What is the protocol you follow when a pole is located on a private property without a right of way?

A.

38. Q. What protocol do you follow when a property owner wants a pole removed from a property that does not have a legal right of way?

A.

39. Q. Were these protocols followed for the situation with no right of way at 837 Rear Capouse Ave, Scranton Pa 18509? Please include what protocols were followed.

A.

40. Q. Do you have any information about invoice number 91130032-3, claim # 2023-00453? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

41. Q. Do you have any information about invoice number 91130033-3, claim 2023-00661? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

42. Q. Did these Bills stop the relocation of any of the utility poles in this complaint? Please name the person(s) who made this decision? Explain why the decision was made.

A.

43. Q. What date and time was this decision made? Please state what the decision was.

A.

44. Q. How was this decision made known to Nieves Abad? Please submit dates, times and documentation that was sent to Nieves Abad.

A.

45. Q. What was your involvement in making this decision? Please list and explain any decision you made.

A.

46. Q. Did you agree or disagree with any part of this decision? Please explain.

A.

47. PPL Electric Utilities Corporation Response to Request For Production Of Documents Nieves Abad Set 1, Page 12 Kimberly Hansen Answer for pole # 57320N46302 was to "see attached." What Evidence or documentation did you provide? Please answer and explain each document.

48. Is there any documentation or/records you have on pole #57320N46302? Please provide all the documentation.

49. Q. Is Pole #57320N46302 located on the property at 837 Rear Capouse Ave, Scranton Pa 18509? Please answer and list the exact cordance of this pole with any supporting documentation.

49. Does PPL Electric have an agreement to place pole # 57320N46302 Where is it located with anyone? Please answer and list dates and times, any paperwork or any type of documentation to do with this pole and the placement to do with this pole and the placement of this pole.

50. Q. Do you have a criminal record? If so, list and explain each.

A.

51. Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? Please list and explain, and provide any documentation for each.

A.

52. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint?

A.

If more room is needed for answering any questions please write out on a separate sheet of paper and attach to this document. All documentation requested in this deposition is only needed if not already submitted into discovery.

Date

Signature

Print Name

Address

Phone

CC:

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

Dated August ____, 2024

Peter J Kramer Esquire

Post & Schell

Three Logan Square

1717 Arch Street

24th Floor

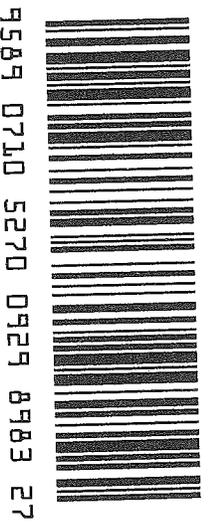
Philadelphia, PA 19103

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N. Abbad
747 Delaware St
Forest City PA 18421



9589 0710 5270 0929 8983 27

April ²⁹ ~~30~~ ¹ ~~2~~ ³ ~~4~~ ⁵ ~~6~~ ⁷ ~~8~~ ⁹ ~~10~~ ¹¹ ~~12~~ ¹³ ~~14~~ ¹⁵ ~~16~~ ¹⁷ ~~18~~ ¹⁹ ~~20~~ ²¹ ~~22~~ ²³ ~~24~~ ²⁵ ~~26~~ ²⁷ ~~28~~ ²⁹ ~~30~~ ³¹ ~~32~~ ³³ ~~34~~ ³⁵ ~~36~~ ³⁷ ~~38~~ ³⁹ ~~40~~ ⁴¹ ~~42~~ ⁴³ ~~44~~ ⁴⁵ ~~46~~ ⁴⁷ ~~48~~ ⁴⁹ ~~50~~ ⁵¹ ~~52~~ ⁵³ ~~54~~ ⁵⁵ ~~56~~ ⁵⁷ ~~58~~ ⁵⁹ ~~60~~ ⁶¹ ~~62~~ ⁶³ ~~64~~ ⁶⁵ ~~66~~ ⁶⁷ ~~68~~ ⁶⁹ ~~70~~ ⁷¹ ~~72~~ ⁷³ ~~74~~ ⁷⁵ ~~76~~ ⁷⁷ ~~78~~ ⁷⁹ ~~80~~ ⁸¹ ~~82~~ ⁸³ ~~84~~ ⁸⁵ ~~86~~ ⁸⁷ ~~88~~ ⁸⁹ ~~90~~ ⁹¹ ~~92~~ ⁹³ ~~94~~ ⁹⁵ ~~96~~ ⁹⁷ ~~98~~ ⁹⁹ ~~100~~

Peter Kramer
Post & Schell
1717 Arch St
84th Floor
Philadelphia PA 19103

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Nieves Abad
747 Delaware St
Forest City, PA 18421
Martjua3@aol.com
631-575-2348

August 19, 2024

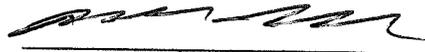
PPL Electric Utilities Corporation
Employee April Marie
Peter J Kramer
Post & Schell
17171 Arch Street
24th Floor
Philadelphia PA 19103

RE: Nieves Abad V, PPL Electric Utilities Corporation
Docket No. C-2024-3047163

Dear Secretary Of Commission:

Attached to answer is the Written Deposition of April Marie Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

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



Nieves Abad
747 Delaware St
Forest City, Pa 18421
Martjua3@aol.com
631-575-2348

Peter J Kramer Esquire
Post & Schell
Three Logan Square

Dated-August 19, 2024

1717 Arch Street
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Philadelphia, PA 19103
215-587-1075
215-587-1444 Main Fax
pkramer@postschell.com

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

WRITTEN DEPOSITION

Complainant

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: April Marie

1. Q. Please state your name and your office address?

A.

2. Q. Please state your educational background including the schools you have attended, the academic and professional degrees you have received and the dates you received these degrees?

A.

3. Q. What company do you work for? Please submit your current employee work history at this company?

A.

4. Q. What is your current position at PPL Electric Utilities Corporation?

A.

5. Q. How long have you practiced your profession and how long have you held your current position?

A.

6. Q. State the names of the professional licensing agencies that have issued licenses to you? Include the date of such licenses and whether they are still current. In Conjunction with this question, please attach a copy of your licenses.

A.

7.Q. Have you ever testified as a witness in a court proceeding, either in person or by deposition? If yes please list dates and cases.

A.

8. Q. What dates and times did you speak to Nieves Abad about the property at 837 Rear Capouse Ave, Scranton Pa 18509?

A.

9. Q. What did you discuss about 837 Rear Capouse Ave, Scranton Pa 18509? Please state the dates and times these conversations took place?. Also please include what you recall of each conversation.

A.

10. Q. What forms of communication were used to communicate with Nieves Abad for issues regarding 837 Rear Capouse Ave, Scranton Pa 18509? Please submit any communication you have.

A.

11. Q. Do you have any voicemails, text messages, emails, or other phone records regarding this matter? Please submit all communication records.

A.

12. Q. While discussing these electrical needs of the new structure, Nieves Abad had plans to build, at 837 Rear Capouse Ave Scranton Pa 18509. What were the plans that needed to be done in order to get the amount of service to the new building on this property 837 Rear Capouse Ave, Scranton Pa 18509?

A.

13. Q. Would there be any upgrades to the neighboring PPL Equipment to supply 837 Rear Capouse Ave Scranton Pa 18509 with electricity for the new structure(s)? Please list any information regarding any upgrades needed?

A.

14. Q. Would there be any charges to Nieves Abad to supply electric service at 837 Rear Capouse, Scranton Pa 18509? If so please list all charges and explain.

A.

15. Q. As a PPL Electric Utility employee was it your duty to make the decision to charge Nieves Abad for any upgrades PPL Electric needed to get electrical service at 837 Rear Capouse, Scranton Pa 18509?

A.

16. Q. Who is the employee or employees that made the decision to charge Nieves Abad for the new services requested at 837 Rear Capouse, Scranton Pa 18509?

A.

17. Q. What is PPL Electric's policy for a new customer who will be receiving new service on a new building that was previously a vacant lot?

A.

18. Q. What are the plans that were made to get the service Nieves Abad needed for this project at 837 Rear Capouse Ave, Scranton Pa 18509? Please explain the plan.

A.

19. Q. Who did you discuss electrical plans with to get the service Nieves Abad requested? Please list dates and times decisions were made and what decisions were made.

A.

20. Q. Did you make any notes, statements, work records, documents, data, or any other form of written, electronic or voice transcripts of any events concerning the property at 837 Rear Capouse Ave Scranton Pa 18509. In conjunction with these questions, please attach a copy of any of the above information with dates and times?

A.

21. Q. Did you discuss the matters in this complaint, at 837 Rear Capouse Scranton with any other person including PPL Employees, Personal acquaintances, or anyone else? Please list dates and times? In your own words, discuss what you recall from each conversation.

A.

22. Q. What information do you have about any Right Of Way issue with pole # 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 ? No information already submitted into discovery .

A.

23. Q. What dates and times did you discuss a right of way or any other issue regarding pole number 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with

Nieves Abad, PPL Electric or any other person. In your own words, what were these discussions about? What did you recall of the conversation?

A.

24. Q. What dates and times did You and Nieves Abad discuss relocation of pole #'s 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296. Please list what you recall in each conversation.

A.

25. Q. Did you have any conversation with any other PPL Employees, about any issues regarding a right of way agreement or pole relocation? Please list dates and times, names, the information received or given, or anything else you recall about this complaint.

A.

26. Q. What was the outcome of any decision made about pole relocation? Who made these decision(s)? List all people who played a role in making this decision?

A.

27. Q. Did you agree or disagree with any part of this decision? If so please explain what parts of the decision and why you agreed or disagreed with it.

A.

28. Q. Was it part of your job to make the decision of pole relocation at 837 Rear Capouse Scranton Pa 18509?

A.

29. Q.If not, who is responsible for this decision for the property at 837 Rear Capouse Ave, Scranton Pa 18509? List employee(s) and they're position.

A.

30. Q. Have you had any other problem with any other locations during your cause of work as an PPL employee, where there was a pole located on a property without a right of way. If so please list each date and information of the incident.

A.

31. Q. Do you have any notes, documents, phone records, written or electronic communication or any other information about pole numbers 57334 N42685, 57339 N 46273, 57327 N46297, 57320 N46302 , 571316 N46296 with any PPL Employee, acquaintance, or anyone else? In conjunction with these questions, please attach a copy of any of the above requested information.

A.

32. Q. When was tree removal discussed with you regarding the property at 837 Rear Capouse Ave, Scranton Pa 18509. Please state dates and times. Please explain what was discussed each time tree removal was discussed with you?

A.

33. Q. Do you have any information about tree removal at 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to 7/1/23 that has not been submitted into discovery.

A.

34. Q. What is the policy regarding a PPL Electric's right of way agreements with a pole on private property?

A.

y

35. Q. What is the protocol you follow when a pole is located on a customer's property without a right of way or no legal right to have a pole on the property and where the property owner wants the pole relocated off that property?.

A.

36. Q. As an employee of PPL Electric, what is the policy of PPL Electric regarding right of away and pole relocation on private property?

A.

37. Q. What is the protocol you follow when a pole is located on a private property without a right of way?

A.

38. Q. What protocol do you follow when a property owner wants a pole removed from a property that does not have a legal right of way?

A.

39. Q. Were these protocols followed for the situation with no right of way at 837 Rear Capouse Ave, Scranton Pa 18509? Please include what protocols were followed.

A.

40. Q. Do you have any information about invoice number 91130032-3, claim # 2023-00453? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

41. Q. Do you have any information about invoice number 91130033-3, claim 2023-00661? Please state all information that is factual and include documentation, recordings, photos, emails, phone calls, or any other discoverable evidence that was not already entered into discovery.

A.

42. Q. Did these Bills stop the relocation of any of the utility poles in this complaint? Please name the person(s) who made this decision? Explain why the decision was made.

A.

43. Q. What date and time was this decision made? Please state what the decision was.

A.

44. Q. How was this decision made known to Nieves Abad? Please submit dates, times and documentation that was sent to Nieves Abad.

A.

45. Q. What was your involvement in making this decision? Please list and explain any decision you made.

A.

46. Q. Did you agree or disagree with any part of this decision? Please explain.

A.

47. PPL Electric Utilities Corporation Response to Request For Production Of Documents
Nieves Abad Set 1, Page 12 Kimberly Hansen Answer for pole # 57320N46302 was to "see attached." What Evidence or documentation did you provide? Please answer and explain each document.

48. Is there any documentation or/records you have on pole #57320N46302? Please provide all the documentation.

49. Q. Is Pole #57320N46302 located on the property at 837 Rear Capouse Ave, Scranton Pa 18509? Please answer and list the exact cordance of this pole with any supporting documentation.

49. Does PPL Electric have an agreement to place pole # 57320N46302 Where is it located with anyone? Please answer and list dates and times, any paperwork or any type of documentation to do with this pole and the placement to do with this pole and the placement of this pole.

50. Q. Do you have a criminal record? If so, list and explain each.

A.

51. Q. Did you have any complaints or disciplinary actions taken against you during your course of employment at PPL Electric Utility Corporation? Please list and explain, and provide any documentation for each.

A.

52. Q. Is there any other information relevant to Nieves Abad or 837 Rear Capouse Ave, Scranton Pa 18509 from 3/1/23 to present time that pertains to this complaint?

A.

If more room is needed for answering any questions please write out on a separate sheet of paper and attach to this document. All documentation requested in this deposition is only needed if not already submitted into discovery.

Date

Signature

Print Name

Address

Phone

CC:

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

Dated _____

Peter J Kramer Esquire

Post & Schell

Three Logan Square

1717 Arch Street

24th Floor

Philadelphia, PA 19103

215-587-1075

215-587-1444 Main Fax

pkramer@postschell.com

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad
(Pro-Se)

Complainant

Written Deposition Of Michael Shaffer

VS

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

WRITTEN DEPOSITION PURSUANT TO PA 52. Code 5.341

Written Deposition of: Michael Shaffer

1. Q.Have you physically viewed pole # 57316N46296 in the complaint of Nieves Abad? If so, please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in ?

C.Did you view the pole number plate on this pole?

D.Did you take any pictures of this pole?

E.Do you have any notes or other documents on this pole?

2. Q.Have you physically viewed pole # 57334N42685 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A.Please provide a description of this pole?

B.What condition is this pole in?

C. Did you view the pole number plate on this pole?

D. Did you take any pictures of this pole?

E. Do you have any notes or other documents on this pole?

3. Q. Have you physically viewed pole # 57320N46302 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A. Please provide a description of this pole?

B. What condition is this pole in?

C. Did you view the pole number plate on this pole?

D. Did you take any pictures of this pole?

E. Do you have any notes or other documents on this pole ?

4. Q. Have you physically viewed pole # 57339N46273 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

A. Please provide a description of this pole?

B. What condition is this pole in?

C. Did you view the pole number plate on this pole?

D. Did you take any pictures of this pole?

E. Do you have any notes or other documents on this pole?

5. Q. Have you physically viewed pole # 57327N46297 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not, please explain why you did not physically view this pole.

- A. Please provide a description of this pole?
- B. What condition is this pole in?
- C. Did you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole?

6. Q. Have you physically viewed pole # 57317N46297 in the complaint of Nieves Abad? If so please provide a detailed report of the findings on this pole. If not please explain why you did not physically view this pole.

- A. Please provide a description of this pole?
- B. What condition is this pole in?
- C. Did you view the pole number plate on this pole?
- D. Did you take any pictures of this pole?
- E. Do you have any notes or other documents on this pole?

7. Q. On 04/13/2023, you arrived on complainant's property after being dispatched for damaged PPL utility poles and wires. Please describe the scene when you arrived at 837 Rear Capouse Ave, Scranton PA 18509.

A.

8. Q. Please describe the entire role you played during this incident and how long were you on the scene?

A.

9. Q. What work was needed to be done to repair utility pole #57334N42685 to fix the problem? Please explain the steps that were taken to repair.

A.

10. Q.What work was needed to be done to repair utility pole #57320N46302 to fix the problem ? Please explain the steps that were taken to repair.

A.

11. Q.What work was needed to be done to repair utility pole # 57339N46273 to fix the problem ? Please explain the steps that were taken to repair.

A.

12. Q.What work was needed to be done to repair utility pole # 57327N46297 to fix the problem ? Please explain the steps that were taken to repair.

A.

13. Q.What work was needed to be done to repair utility pole # 57317N46297 to fix the problem ? Please explain the steps that were taken to repair.

A.

14. Q.Have you ever done a repair to utility pole # 57334N42685 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

15. Q.Have you ever done a repair to utility pole # 57320N46302 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

16. Q.Have you ever done a repair to utility pole # 57339N46273 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

17. Q. Have you ever done a repair to utility pole # 57327N46297 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

18. Q. Have you ever done a repair to utility pole # 57317N46297 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

19. Q. Have you ever done a repair to utility pole # 57316N46296 or the wires attached to this pole on complainants property, for another incident during your career? Please include the date, what was done to resolve this issue or any other documentation you may have about the issue resolved or unresolved.

A.

20. Q. How many spans of utility wire were needed to repair the damage to PPL Distribution System? Please list what overhead utility lines needed to be replaced.

A.

21. Q. Was there damage to the electrical service of any residential structure as a result of this incident? Please list what structures were damaged and what was needed for each structure to be replaced in order for power to be restored to their residences.

A.

22. Q. Was there power loss to any residential units in the area as a result of this incident? Please list all units that were without power, and the duration of the power loss.

A.

23. Q.How did you keep notes or input data for information about this incident? Please submit all documentation about this incident, if you provided this information in discovery please explain what notes you provided.

A.

24. Q.Did you have Mobile Operations Management Software (MOM) to take notes or input data, if so please answer and include all documents that are not privileged. Please include any information regarding this incident that you have not submitted during discovery, If you have already included these documents in discovery please list what documents you have included.

A.

25. Q.Has there been any documents or other evidence you have not submitted due to them being privileged that I have requested from you? Please provide how many documents or evidence you are withholding and provide what category of privilege they fall under.

A.

26. Q.If you did not use the Mobile Operations Management Software (MOM) to input data, what system did you use? Please list the system you use and provide documents.If you have already included these documents in discovery please list what documents you have included.

A.

27. Q.How many PPL employees were needed to resolve this incident?

A.

28. Q.Please list each employee's name, job title and business address of each employee involved in resolving this incident while you were on site on 04/13/2023.

A.

29. Q.Please list each employee that was on scene in resolving this incident on 04/13/2023 while you were on site?

A.

30. Q.Who was supervisor on 04/13/2023? Please list name, job title, and business address.

A.

31. Q.On 04/13/23, the day of the incident, was your supervisor on site of this accident located at 837 Rear Capouse Ave, Scranton Pa 18509 while you were present?

A.

32. Q.Did you need assistance in any way from Tom Kernoschak to resolve issues for this incident? If yes, please list what assistance you needed from Tom Kernoschak to resolve this issue.

A.

33. Q.Did you need assistance in any way from Daniel Walker to resolve issues for this incident? If yes, please list what assistance you needed from Daniel Walker to resolve this issue.

A.

34. Q.Did you need assistance in any way from Bill Farber to resolve issues for this incident? If yes, please list what assistance you need from Bill Farber to resolve this issue.

A.

36. Q.Please state your name and office address?

A.

37. Q.Please state your educational background including the schools you have attended,the academic and professional degrees you have received and the dates you received these degrees?

A.

38. Q.Was this incident considered a billable event for the damage done to the utility poles and wires? Please explain why or why not.

A.

39. Q.What was the weather like at the time this incident took place, on 04/13/23? Please explain if it was cloudy, raining, sunny, foggy, windy or any other type of weather event when this incident occurred.

A.

40. Q.Were you required to cut down any trees, whether they were on the ground or standing to resolve this matter. Please list what trees were cut and how many to resolve this matter.

A.

41. Q.What discussions did you have with other PPL employees regarding this matter? Please list each employee and a description of the discussion.

A.

42. Q.Did you upload any new data into any PPL systems regarding pole number 57334N42685 for work you completed to resolve this issue?

A.

43. Q.Did you upload any new data into any PPL systems regarding pole number 57320N46302 for work you completed to resolve this issue?

A.

44. Q.Did you upload any new data into any PPL systems regarding pole 57339N46273 number for work you completed to resolve this issue?

A.

45. Q.Did you upload any new data into any PPL systems regarding pole number 57327N46297 for work you completed to resolve this issue?

A.

46. Q.Did you upload any new data into any PPL systems regarding pole number 57317N46297 for work you completed to resolve this issue?

A.

47. Q. Did you upload any new data into any PPL systems regarding pole number 57316N46296 for work you completed to resolve this issue?

A.

48. Q. When replacing utility poles and/or wires on the complainants property, did you use a PPL Utility design drawing. Please enclose and list which drawing you used to replace PPL Utilities during this incident

A.

49. Q. What is the distance from utility pole# 5732046302 and 20 Amity Court Scranton Pa 18509? Please explain how you came to this calculation, if you did not measure please explain why not.

A.

50. Q. What is the distance from utility pole# 57327N46297 and 20 Amity Court Scranton Pa 18509? Please explain how you came to this calculation, if you did not measure please explain why not.

A.

51. Q. Are the utility wires between pole # 57320N46302 and 57327N46297 a safe distance from 20 Amity Court.

A.

52. Q. Did you place the utility wires between pole # 57320N46302 and pole # 57327N46297 while making repairs on 04/13/2025?

A.

53. Q. Does the utility wires between pole # 57320N46302 and # 57327N46297 block the ways of egress of the second story windows at 20 Amity Court Scranton Pa 18509?

A.

54. Q.How far are utility wires that run between pole # 57320N46302 and 57327N46297 from 20 Amity Court, Scranton Pa 18509. Please explain how you came to this calculation, if you did not measure please explain why not.

A.

56. Q.Is pole # 57320N46302 on the property of Nieves Abad?

A.

57. Q.Is pole# 57320N46302 in a public right of way?

A.

58. Q.Did you take any measurements to calculate the distance that this pole is from the property line of Nieves Abad in either direction. Please explain how you came to this calculation, if you did not measure please explain why not.

A.

59. Q.Have you ever performed maintenance on utility pole 57334N42685? Please provide any documentation you may have and the date this was done.

A.

60. Q.Have you ever performed maintenance on utility pole 57320N46302? Please provide any documentation you may have and the date this was done.

A.

61. Q.Have you ever performed maintenance on utility pole 57339N46273? Please provide any documentation you may have and the date this was done.

A.

62. Q.Have you ever performed maintenance on utility pole 57327N46297? Please provide any documentation you may have and the date this was done.

A.

63. Q.Have you ever performed maintenance on utility pole 57317N46297? Please provide any documentation you may have and the date this was done.

A.

64. Q. Have you ever performed maintenance on utility pole # 57316N46296? Please provide any documentation you may have and the date this was done.

A.

65. Q. Have you ever performed an inspection on pole 57334N42685? Please provide any documentation you may have and the date this was done.

A.

66. Q. Have you ever performed an inspection on pole 57320N46302? Please provide any documentation you may have and the date this was done.

A.

67. Q. Have you ever performed an inspection on pole 57339N46273? Please provide any documentation you may have and the date this was done.

A.

68. Q. Have you ever performed an inspection on pole 57327N46297 ? Please provide any documentation you may have and the date this was done.

A.

69. Q. Have you ever performed an inspection on pole 57317N46297? Please provide any documentation you may have and the date this was done.

A.

70. Q. Have you ever performed an inspection on pole 57316N46296? Please provide any documentation you may have and the date this was done.

A.

71. Q. Have you ever done a visual inspection on pole #57334N42685? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

72. Q. Have you ever done a visual inspection on pole # 57320N46302? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

73. Q. Have you ever done a visual inspection on pole # 57339N46273? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

74. Q. Have you ever done a visual inspection on pole # 57327N46297? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

75. Q. Have you ever done a visual inspection on pole # 57317N46297? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

76. Q. Have you ever done a visual inspection on pole # 57316N46296? Please list the dates and your results for this utility pole. Please also provide any documentation you have. If no inspection was done, please explain why not.

A.

77. Q. Are you involved in billing for invoice # 9113002-33 that PPL is using as a part of a Tariff? Please provide all dates you provided PPL with billing information and the information you provided.

A.

78. Q. What training have you received from PPL for utility pole and/or utility wire inspections for an electrical distribution system? Please provide each training course, memo, booklet,

classes or any other documentation for matters in this complaint that are not privileged. Please provide dates when you received training and a brief description.

A.

79. Q.What training have you received from PPL for utility pole or utility wire visual inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation for matters in this complaint that are not privileged. Please provide dates when you received training and a brief description.

A.

80. Q.What training have you received from PPL for utility pole or utility wire maintenance inspections for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation for matters in this complaint that are not privileged. Please provide dates when you received training and a brief description.

A.

81. Q.What training have you received from PPL for utility pole or utility wire vegetation management for an electrical distribution system? Please provide each training course, memo, booklet, classes or any other documentation for vegetation management that are not privileged. Please provide dates when you received training and a brief description of the training for vegetation management.

A.

82. Q.Have you ever inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

83. Q.Have you ever visually inspected a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

84. Q. Have you ever done vegetation management in a PPL right of way while employed by PPL? If yes, please estimate how many times. If not, please explain why not.

A.

85. Q. Have you ever performed maintenance on a utility pole or utility wires while employed by PPL? If yes please estimate how many times. If not, please explain why not.

A.

86. Q. After the incident on 04/13/23 did you reinforce pole # 57334N42685?

A.

87. Q. After the incident on 04/13//23 did you reinforce pole # 57320N46302?

A.

88. Q. After the incident on 04/13/23 did you reinforce pole # 57339N46273?

A.

89. Q. After the incident on 04/13/23 did you reinforce pole # 57327N46297?

A.

90. Q. After the incident on 04/13/23 did you reinforce pole # 57317N46297?

A.

91. Q. After the incident on 04/13/23 did you reinforce pole # 57316N46296?

A.

92. Q. Did you input any data into the Work & Asset Management system (WAM) during this incident or for matters in this complaint? Please provide any information you entered into the WAM system about this matter.

A.

93. Q. What are the current standards PPL requires for clearances of vegetation in a PPL right of way for its distribution poles and wires?

A.

Discovery has been ongoing for several months and it was asked that all records from your company cell phone about this incident that is not privileged to be disclosed ;

A.

94 Q.Is this service for your company using a cell phone from PPL or is it a personal phone? What is your company cell phone number?

A.

95. Q.Does PPL, the cell phone carrier, or yourself still have phone records of phone calls placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

96. Q.Does PPL, the cell phone carrier, or yourself still have text messages placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

97. Q.Does PPL, the cell phone carrier, or yourself still have voicemails placed to and from Nieves Abad? Please provide this information. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please provide the documents you submitted.

A.

98. Q.Please provide all phone records where you have conversations with other PPL employees, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

99. Q.Please provide all text messages where you have conversations with other PPL employees, subcontractors and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

100. Q.Please provide all voicemails where someone left you a message that was a PPL employees, subcontractors, and supervisors about matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

101. Q.Does PPL provide you an email service with an email address? Please provide your company email address. Please provide all emails to and from Nieves Abad. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

102. Q.Please provide all emails between yourself and other PPL employees, subcontractors or supervisors regarding matters in this complaint that are not privileged. If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

103. Q.Have you ever sent or received a fax regarding this complaint? If this information was deleted or misplaced please explain why. If you have already provided this information in discovery please explain the documents you submitted.

A.

104. Q.Have you received any other information through memo, notes, or documentation about matters in this complaint that is not privileged.If this information was deleted or misplaced

please explain why. If you have already provided this information in discovery please explain what documents you submitted.

A.

105. Q. What company do you work for? Please submit your current employee work history at this company?

A.

106. Q. What is your current position at PPL Electric Utilities Corporation?

A.

107. Q. How long have you practiced your profession and how long have you held your current position?

A.

Signature

Print Name

Date

Telephone

CC:

Peter J Kramer Esquire
Post & Schell
Three Logan Square
1717 Arch Street
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Philadelphia, PA 19103
215-587-1075
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Nieves Abad

(Pro-Se)

: BEFORE THE PENNSYLVANIA PUBLIC UTILITY

: COMMISSION

:

Complainant

:

INTERROGATORIES

:

: C-2024-3047163

VS

:

:

PPL Electric Utilities Corporation

:

:

Respondent

INTERROGATORIES PROPOUNDED UPON RESPONDENT

Demand is hereby made by Complainant, Nieves Abad , to the Respondent, PPL Utilities Corporation for full and complete answers, under oath or certification to the following Interrogatories within the time and in the manner prescribed by the rules of this Commission. You are required to file Answers to the following Interrogatories within thirty (30) days after service upon you pursuant to Pennsylvania Title 52 Chapter 5 Code 5.341, service hereof is made upon you and you are notified that your answers, duly executed and sworn, must be entered after the

corresponding numbered Interrogatory or part thereof, attaching such additional pages as may be required for complete answers. Complainant further requests Respondent to produce certain documents as set forth herein for purposes of inspection or copying pursuant to Pa.R.C.P. 4009, and upon consent of Respondent.

These Interrogatories are continuing in nature. If the responses to the questions change or the Respondent becomes aware of new information, there is an obligation to supplement the responses. Failure to do so may result in the imposition of sanctions.

1. Please state your full name(s), address(es).

RESPONSE:

2. If you claim that because of the alleged damage to poles you suffered monetary damages, state:

- a. The total amount of damages you are seeking to recover for loss;
- b. Copies of any and all documents which reference and/or estimate the loss due to the alleged damage to poles.

RESPONSE:

3. As a result of the alleged occurrence as pled in the Complaint, did you incur any other expenses. If so, please itemize all such additional expenses and attach a copy of all estimates, bills or receipts for such expenses to your answer hereto.

RESPONSE:

4. Please identify in the following detail each person whom you expect to call as an expert witness at the trial of this case, stating as to each person:

- a. Full name, home address, business address;
- b. The subject matter on which the expert is expected to testify;

- c. A summary of the grounds for each opinion;
- d. Whether the facts and opinions listed in subparagraph (c) above are contained in any written document, report, memorandum, statement or other transcript, or oral, and if so, attach a copy of each of the same and/or digest of each oral report;
- e. Set forth the factual information or materials supplied to each such expert upon which the opinion or report is based.

RESPONSE:

5. Please state the name, home address, business address (if any) and job classification of each person you intend to call as a non-expert witness on your behalf to testify at the trial of this case. As to each non-expert witness state:

- a. The subject matter on which he/she is expected to testify;
- b. The facts and opinions to which he/she is expected to testify;
- c. Whether any of the above subject matters, facts and opinions are contained in any written or oral report, statement or other transcript, and if so, attach a copy of the same and/or digest of each oral or written statement.

RESPONSE:

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

RESPONSE:

7. Have you and/or anyone acting on your behalf obtained from any witness or person, including the parties to this action, any reports, statements, recordings, etc.,

concerning the allegations found in the Complaint? If so, attach to your answers hereto a copy of each written statement and/or a digest of each oral statement.

RESPONSE:

8. State whether you or any persons acting on your behalf have prepared any charts, diagrams, photographs or videos pertaining in any manner to the incident complained of in your Complaint or for the damages allegedly sustained, and if so, indicate as to each:

- a. The name and address of the person making or preparing the same;
- b. The date and place made or prepared;
- c. The objects or scenes depicted;
- d. The name and address of the person having possession, custody or control thereof;
- e. Kindly attach a copy of the same to your answers hereto.

RESPONSE:

9. Please state whether you or anyone acting on your behalf have undertaken any investigation or had any contact with you for any claim of any party to this action, or with your attorney, or representative, relative to any aspect of this case, and, as to each such person indicate:

- a. Name, occupation, present or last known address;
- b. Kindly attach a copy of the complete investigative file to your answers hereto, excluding the mental impressions, conclusions, opinions, memoranda, conclusions or opinions respecting the value or merit of a claim or defense or respecting strategy or tactics.

RESPONSE:

10. Please state as fully and as carefully as you can, each and every act or omission on the part of the inquiring Complainant(s), which you allege caused or contributed to cause your damages, including in your answer:

a. All facts on which you rely as showing any negligent conduct on the part of the inquiring Complainant as alleged;

b. The name and address of the person or persons you intend to call at the trial of this matter to testify as to said facts and/or opinions;

c. Whether or not you obtained an oral or written statement from said witness whom you intend to call, and if so, attach a digest of each oral statement and a copy of each written statement.

RESPONSE:

Cc:

Alphonso Arnold III
Administrative Law Judge
Office of Administrative Law Judge
Pennsylvania Public Utility Commission
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Phone 717.787.3868
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By _____

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Dated- 05/24/2024