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File #: 20525

November 19, 2025

VIA ELECTRONIC FILING

Matthew L. Homsher, 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 Homsher:

Attached for filing is the Motion of PPL Electric Utilities Corporation to Compel Responses to Discovery Propounded on Nieves Abad – Set I in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,


Anthony C. DeCusatis

ADC/dmc
Attachment

cc: The Honorable Alphonso Arnold III (*via email; w/attachment*)
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

Dated: November 19, 2025


Anthony C. DeCusatis

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

**MOTION TO COMPEL ANSWERS
TO THE INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS PROPOUNDED BY
PPL ELECTRIC UTILITIES CORPORATION
TO NIEVES ABAD – SET I**

Pursuant to 66 Pa.C.S. §333(d) and 52 Pa. Code §5.342(g), PPL Electric Utilities Corporation (“PPL Electric” or the “Company”) files this Motion to Compel Answers to the Interrogatories and Requests for Production of Documents – Set I served on the Complainant, Nieves Abad, on October 30, 2025. Complainant’s Objections were sent to counsel for PPL Electric by email at 8:30 pm on November 10, 2025.

As explained hereafter, there is no valid basis for any of the Complainant’s Objections and, therefore, this Motion to Compel should be granted in its entirety.

I. INTRODUCTION

1. On October 30, 2025, PPL Electric issued to Complainant Interrogatories and Requests for Production of Documents – Set I (“Discovery Requests”) consisting of thirty-six questions. PPL Electric’s Discovery Requests asked for basic information about the averments

set forth in the Formal Complaint (“Complaint”) and Amended Formal Complaint (“Amended Complaint”) that Mr. Abad filed in this case.

2. On November 10, 2025, Mr. Abad served on PPL Electric Objections to all the Discovery Requests on the purported grounds that “they are not relevant, Vague (*sic*), overly broad, unduly burdensome, duplicative, and improper use of discovery, and or not reasonably calculated to lead [to] the discovery of admissible evidence.” (Objections, p. 1).

3. Pages 1-16 of the Objections contain a verbatim reproduction of PPL Electric’s Discovery Requests.

4. Paragraph Nos. 2-3, at page 16 of the Objections, merely cite and summarize, in part, the Commission’s regulations at 52 Pa. Code §§5.321(c) and 5.361(a)(2)-(4) concerning, respectively, the permissible scope of discovery and limitations on the scope of discovery.

5. Paragraph Nos. 4-7, at page 17 of the Objections, which purport to be the basis for the Complainant’s Objections, are simply conclusory statements that do not provide anything remotely resembling “a description of the facts and circumstances purporting to justify the objection,” as 52 Pa. Code §5.342(c)(3) requires.

6. As more fully explained hereafter, PPL Electric’s Discovery Requests are precisely targeted to obtain information directly relevant to “the subject matter involved in the pending action.” 52 Pa. Code §5.321(c). The Discovery Requests are not “vague” (*see* Objections ¶¶ 4 and 7 at p. 17), as even a cursory review of the Discovery Requests shows. (A copy of the Company’s Discovery Requests is provided as **Appendix A** to this Motion.) To the

contrary, the Discovery Requests attempt to flesh out the vague and conclusory averments of the Amended Complaint, as the Commission regulations authorizing discovery clearly permit. *Id.*

II. BACKGROUND AND PROCEDURAL SUMMARY

7. This proceeding began by Mr. Abad filing a Complaint that was served on PPL Electric on March 7, 2024. Mr. Abad's Complaint asked the Commission to award him "damages" because PPL Electric allegedly had not established it had a right to locate utility poles on his property.

8. PPL Electric filed Preliminary Objections to the Complaint on the grounds that the Commission lacks subject matter jurisdiction to either: (1) adjudicate the scope or validity of an easement or right-of-way agreement; or (2) award "damages" to a litigant. On May 17, 2024, Administrative Law Judge Alphonso Arnold III (hereafter, the "ALJ") issued an Order that: (1) denied PPL Electric's first Preliminary Objection because evidence of an underlying easement for three of the five poles on Mr. Abad's property was not present in the factual record; and (2) granted PPL Electric's second Preliminary Objection because the Commission does not have jurisdiction to award damages to a litigant, which is a matter properly within the jurisdiction of civil courts.

9. On August 13, 2025, in response to Complainant's Motion to Compel answers to various discovery requests, the ALJ issued his *Order Clarifying Scope of Proceedings and Granting in Part, and Denying in Part, Complainant's Motion to Compel* ("Order Clarifying Scope"). As its title indicates, the Order established the boundaries of this proceeding by defining the issues that are not within the subject matter jurisdiction of the Commission:

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).

10. In the Order Clarifying Scope (p. 3, n.1), the ALJ also noted that whether the Company has an executed right-of-way agreement or other legally sufficient basis to locate poles on Complainant's property may be considered ancillary to the Commission's jurisdiction to determine whether PPL Electric was unreasonably refusing to relocate its facilities located on Complainant's property. The ALJ, however, found that this is a factual matter for which evidence would need to be adduced at any hearing on Mr. Abad's Complaint.

11. Any issue as to the Company's right to continue to maintain facilities on Complainant's property and the associated issue of whether the Company was unreasonably refusing to relocate its facilities as the Complainant requested were rendered moot by PPL Electric's agreement to relocate its facilities off the Complainant's property at its expense. As

counsel for PPL Electric explained at the first Prehearing Conference, the Company initially asked the Complainant to pay the charges it had billed him for damage he caused to the Company's property in lieu of paying the cost of relocating the Company's facilities on his property. However, after Complainant refused to pay those charges, so that further recourse would have to be sought through civil court proceedings, the Company agreed that it would relocate its facilities at its own expense. *See* First Prehearing Conference Tr. at p. 6.

12. Mr. Abad subsequently filed the Amended Complaint in this docket, which was served on PPL Electric on January 31, 2025.

13. The body of the Amended Complaint is divided into six sections. The first five sections (Amended Complaint ¶¶ 2-11) are introduced by "Arguments" numbered 1-5¹ and consist of the following:

- a. **Argument 1 Vegetation Management** (Paragraphs 2-7) alleges that PPL Electric failed to comply with the Pennsylvania Public Utility Code ("Public Utility Code") and the Commission's regulations pertaining to vegetation management on his property.
- b. **Argument 2 PPL Inspection and Maintenance Standards** (Paragraph 8) alleges that PPL Electric is not complying with electrical and safety standards set forth in 52 Pa. Code Chapter 57 of the Commission's regulations
- c. **Argument 3 Preservation of Records** (Paragraph 9) alleges that PPL Electric has not complied with record retention requirements of the

¹ The sixth section (Amended Complaint ¶ 12) sets forth the relief Complainant requests.

National Association of Regulatory Utility Commissions (“NARUC”) that are incorporated in 52 Pa. Code § 57.28.

- d. **Argument 4 Tariff** (Paragraph 10) alleges that PPL Electric has not complied with 52 Pa. Code § 57.27(a), (b) and (c) (Pole Removal or Relocation Expense) or Tariff Rule 4.I (2) (Relocation of Facilities).
- e. **Argument 5 New Poles** (Paragraph 11) alleges that PPL Electric is violating applicable service standards in the Public Utility Code and the Commission’s regulations by permitting telecommunication providers’ pole attachments and avers that PPL Electric can, and should, deny access to telecommunication providers for attachments on PPL Electric’s poles located on public rights of way.

14. On February 20, 2025, PPL Electric filed five Preliminary Objections to the Amended Complaint on the following grounds:

- a. **PRELIMINARY OBJECTION NO. 1:** The Complainant did not comply with the minimum requirements for an amended complaint. (Preliminary Objections ¶¶ 18-23.)
- b. **PRELIMINARY OBJECTION NO. 2:** The Amended Complaint does not provide a reasonable or adequate description of alleged violations of the Public Utility Code and the Commission’s regulations, as 52 Pa. Code §§5.22(a)(5) (contents of formal complaint) and

5.101(a)(3) (preliminary objections) requires. (Preliminary Objections ¶¶ 24-29.)

- c. **PRELIMINARY OBJECTION NO. 3:** The averments of Paragraph No. 11 of the amended complaint fail to state a claim for which the Complainant’s requested relief may be granted because PPL Electric cannot lawfully refuse access to “useable space” on its poles to telecommunications providers *See* 52 Pa. Code §5.101(a)(4). (Preliminary Objections ¶¶ 30-37.)
- d. **PRELIMINARY OBJECTION NO. 4:** The Amended Complaint fails to join one or more necessary parties (i.e., telecommunications providers with attachments to PPL Electric’s poles), as required by 52 Pa. Code §5.101(a)(5)). (Preliminary Objections ¶¶ 38-41.)
- e. **PRELIMINARY OBJECTION NO. 5:** The Complainant does not satisfy the requirements for standing to pursue various claims in the

Amended Complaint, as required by 52 Pa. Code §5.101(a)(7).
(Preliminary Objections ¶¶ 42-60.)

15. On June 27, 2025, the ALJ issued his *Order Granting in Part and Denying in Part the Preliminary Objections of PPL Electric Utilities Corporation to the Amended Complaint* (“Order on Preliminary Objections to Amended Complaint”). In that Order, the ALJ:

- a. Denied PPL Electric’s Preliminary Objection No. 1, which alleged formal defects in the Amended Complaint. (Order on Preliminary Objections to Amended Complaint, pp. 8-10.)
- b. Granted PPL Electric’s Preliminary Objection No. 2, finding that the Amended Complaint “fails to clearly or concisely state any fact or set of facts to support the claim that Respondent failed to keep records in compliance with Section 57.45 of the Commission’s regulations.” (Order on Preliminary Objections to Amended Complaint, pp. 10-11.)
- c. Found it unnecessary to address PPL Electric’s Preliminary Objection No. 3 (failure to state a claim for which relief could be granted) because it was rendered moot by the ALJ’s granting PPL Electric’s Preliminary Objection No. 5. (Order on Preliminary Objections to Amended Complaint, p. 11.)
- d. Found it unnecessary to address PPL Electric’s Preliminary Objection No. 4 (failure to join a necessary party) because it was rendered moot by reason of the ALJ’s granting PPL Electric’s Preliminary Objection

No. 5. (Order on Preliminary Objections to Amended Complaint, pp. 11-12.)

- f. Granted Preliminary Objection No. 5 as it pertains to the Amended Complaint's "Argument No. 5" because Complainant does not have standing to contest PPL Electric's allowing access to telecommunications providers to attach their facilities to its utility poles located outside Complainant's property on public rights of way. (Order on Preliminary Objections to Amended Complaint, pp. 12-13.)

16. In the Order on Preliminary Objections to Amended Complaint (p. 14), the ALJ held as follows:

In conclusion, an evidentiary hearing will be scheduled and held to address the following claims not stricken from the Amended Complaint.

- Whether Respondent has complied with the Commission's regulations and its tariff regarding the relocation of poles located on Complainant's property (as raised in the Formal Complaint and Amended Complaint Argument #4).
- Whether Respondent's tree removal activities (vegetation management practices) on Complainant's property were reasonable and adequate pursuant to the Code and applicable Commission regulations (as raised in Amended Complaint Argument #1 and Argument #2).
- Whether Respondent is responsible or accountable for the April 13, May 25, and June 6, 2023, incidents where utility wires fell onto Complainant's property, causing power outages (as raised in Amended Complaint Argument #1).

17. It is also relevant to this procedural summary that the ALJ granted the Company's Motion for a Protective Order. *See* Order Granting Motion for Protective Order issued July 23,

2025. In that Motion, PPL Electric explained that, since this proceeding began, Mr. Abad had served five sets of interrogatories, a request for production of documents, and 21 requests for written depositions that contained more than 1,250 questions, with many containing multiple subparts.²

18. In his Order Granting Motion for Protective Order (p. 3), the ALJ found and determined as follows:

Here, I find that Mr. Abad's conduct regarding discovery has resulted in unreasonable annoyance, burden, and expense towards PPL, given the sheer number of the discovery requests issued and the fact that a substantial portion of the requests have been irrelevant to the issues present in this proceeding. Further, Mr. Abad frequently serves discovery requests that are duplicative of previous requests that have already been responded to by PPL or that have already been addressed by me in addressing Motion to Compels filed by Mr. Abad. Given the responses previously provided by PPL to Mr. Abad in response to his discovery requests and in response to my Orders addressing Mr. Abad's Motions to Compel, and the responses that will be provided to Mr. Abad by PPL as directed by my Order Granting in Part and Denying in Part Complainant's Motion to Compel Discovery Set III issued July 23, 2025, Mr. Abad will be able to utilize the information he has to prosecute his case at a future evidentiary hearing.

19. In the Order Granting Motion for Protective Order (p. 3), the ALJ also found and determined that, given the extensive amount of discovery Complainant had promulgated up to that point, he "has the information necessary to prosecute his case:"

Therefore, even though the issues in this proceeding were expanded through Mr. Abad's Amended Complaint, as highlighted in my June 27, 2025, Order Granting in Part, and Denying in Part, the Preliminary Objections of PPL to the Amended Complaint, I find

² In addition to discovery, the Complainant filed a Motion for Summary Judgment on September 3, 2024, a Motion to Show Cause on October 7, 2024, and a Motion for Sanctions on January 30, 2025. PPL Electric filed Answers to those Motions, and the ALJ denied all of Complainant's Motions. See *Order Denying Complainant's Motion for Summary Judgment* issued September 24, 2024; *Order Denying Complainant's Motion for Order to Show Cause*, issued October 29, 2024 (finding that this Motion made essentially the same averments as his Motion for Summary Judgement); and *Order Denying Motion for Sanctions* issued February 28, 2025.

that Mr. Abad has the information necessary to prosecute his case at a future evidentiary hearing.

20. An evidentiary hearing was scheduled in this case for November 4, 2025. At the parties' request, the ALJ converted the evidentiary hearing to a Prehearing Conference. *See* Hearing Type Change Notice issued October 29, 2025.

21. A further Prehearing Conference was held telephonically on November 4, 2025, at which a litigation schedule was established for the submission of written testimony; a final date of February 17, 2026, was established to conclude all discovery; and 4:30 pm was established as the deadline for serving documents to meet any due date. *See Revised Order Setting Litigation Schedule* issued November 7, 2025.

22. PPL Electric served its Discovery Requests on October 30, 2025.

23. Complainant served his Objections on counsel for PPL Electric on November 10, 2025. A copy of Complainant's Objections is provided as **Appendix B** to this Motion.

24. PPL Electric files this Motion to Compel requesting that Complainant's Objections be dismissed and Complainant be required to provide answers and documents responsive to all the Company's Discovery Requests.

III. COMPLAINANT'S OBJECTIONS ARE MERITLESS AND SHOULD BE DISMISSED, AND COMPLAINANT SHOULD BE COMPELLED TO ANSWER ALL OF PPL ELECTRIC'S DISCOVERY REQUESTS

A. Complainant's Objections were not timely filed

25. Complainant served his Objections electronically at 8:30 pm on November 10, 2015, the last day for serving Objections. *See* 52 Pa. Code §5.342(e) (objecting party must serve

objections within 10 days of receiving interrogatories) and §1.12 (time extended to next non-weekend or non-holiday).

26. Paragraph No. 7 of both the *Order Setting Litigation Schedule* issued on November 5, 2025, and the *Revised Order Settling Litigation Schedule*, issued on November 7, 2025, states: “That the parties may serve documents electronically by 4:30 p.m. to meet any due date.”

27. Complainant’s Objections were served after the deadline for electronic service mandated by the ALJ’s Orders. Accordingly, in derogation of the ALJ’s Order issued only three and five days earlier, Complainant’s Objections were not timely served on the Company.

B. Complainant’s Objections Fail to Comply with the Commission’s regulation at 52 Pa. Code §5.342(c)(3)

28. The Commission’s regulation at 52 Pa. Code §5.342(c)(3) provides that “An objection *must*: . . . (3) Include a description of the facts and circumstances purporting to justify the objection.” (Emphasis added.)

29. Complainant’s Objections do not contain a “description of the facts and circumstances purporting to justify” his objections. To the contrary, after repeating PPL Electric’s Discovery Requests, Complainant sets forth his Objections in four paragraphs that consist entirely of broad, general, and conclusory statements that make no attempt to provide the factual basis for the alleged Objections:

4. Complainant objects to PPL Interrogatories #1-36 on the grounds that they are vague, overly broad, unduly burdensome, duplicative, and improper use of discovery, and/or not reasonably calculated to lead to the discovery of admissible evidence

5. Specifically Complainant objects to PPL Interrogatories # 22 through 36, the request is a “Catch all” request for information and is therefore overly broad and duplicative. If PPL requests specific information the Complainant is willing and able to answer the request.

6. Complainant objects to the PPL Interrogatories question 003, 006, 007, 008, and 009 because the request seeks information that is not relevant to the proceedings.

7. Complainant objects to PPL Interrogatories questions number 1-36 because they are to (*sic*) vague. It is unclear what policies, questions or sections PPL is requesting or referring to and therefore the Complainant can not provide an answer or proper response.

30. Complainant's Objections are "general objections," which do not comply with the requirement of 52 Pa. Code §5.342(c)(3). *See Pa. P.U.C. v. Pennsylvania-American Water Co.*, Docket No. R-2011-2232242 *et al*, 2011 Pa. PUC LEXIS 1523 (July 21, 2011) at *12 (Opinion and Order of Administrative Law Judges Angela T. Jones and Eranda Vero) ("We agree with OCA that PAWC's General Objections lack the factual specificity required by 52 Pa.Code § 5.342 and are therefore improper.")³

31. Complainant's failure to comply with the Commission's regulation at 52 Pa. Code §5.342(c)(3) is sufficient reason to dismiss his Objections. In addition, Complainant's failure to comply with Section 5.342(c)(3) of the Commission's regulations does not afford PPL Electric reasonable notice of the alleged basis for Mr. Abad's Objections and, therefore, denies PPL Electric a reasonable opportunity to respond those "general" Objections. Reasonable notice and a fair opportunity to respond are essential elements of fundamental due process. *Pa. Coal Mining Ass'n v. Pa. Ins. Dept.*, 370 A.2d 685, 692 (Pa. 1977) ("Notice is the most basic requirement of due process [citations omitted]."). *Accord Barasch v. Pa. P.U.C.*, 546 A.2d 1296,

³ In *Pa. P.U.C. v. Pennsylvania-American Water Co.*, *supra*, the Administrative Law Judges granted the Office of Consumer Advocate's ("OCA") Motion to Compel and affirmed the following position advanced by the OCA: "Citing to 52 Pa. Code §5.342(c)(1), OCA argues that PAWC's General Objections should be dismissed because Commission regulations prohibit vague and unsupported objections. Motion to Compel, at 6. According to OCA, PAWC's General Objections serve no valid purpose as they include neither facts nor circumstances relating to any part of OCA [Interrogatories] Set II. *Id.*" *Pa. P.U.C. v. Pennsylvania-American Water Co.*, 2011 Pa. PUC LEXIS 1523 at *9.

1308 (1987). Accordingly, Complainant's Objections should be dismissed and the Motion to Compel granted for that reason as well.

C. There is no valid basis in law or fact for any of the Complainant's Objections

1. Paragraph No. 4 of Complainant's Objections is a "general objection" that should be rejected for the reasons set forth in Section III.B., *supra*

32. Paragraph No. 4 of Complainant's Objections makes the bare assertion that every single one of PPL Electric's 36 Discovery Requests is "vague, overly broad, unduly burdensome, duplicative, and improper use of discovery, and/or not reasonably calculated to lead to the discovery of admissible evidence."

33. Paragraph No. 4 of Complainant's Objections does not even purport to explain any "facts and circumstances" to support the accusations set forth in that paragraph. To the contrary, the Complainant simply levels those accusations, leaving the Company in the untenable position of having to "prove the negative" to show that its Discovery Requests are not "vague," not "overly broad," not "unduly burdensome," not "duplicative," and not an "improper use of discovery."

34. Complainant is trying to reverse the burden that 52 Pa. Code §5.342(c)(3) places on the objecting party to "include [in objections] a description of the facts and circumstances purporting to justify the objection." In similar fashion the Complainant's bare assertion that the Company's Discovery Requests are "not reasonably calculated to lead to the discovery of admissible evidence" abdicates the Complainant's responsibility to set forth facts and

circumstances adequate to explain the “why” of that averment – a “why” that the Commission’s regulation unquestionably requires Complainant, as the objecting party, to provide.

35. Paragraph No. 4 of Complainant’s Objections is the same kind of “general objection” that the Administrative Law Judges in *Pa. P.U.C. v. Pennsylvania-American Water Co.*, *supra*, summarily rejected as a facial violation of the requirements of 52 Pa. Code §5.342(c)(3). The ALJ should do the same here. *See* Section III.B., *supra*.

2. Contrary to Complainant’s assertions in Paragraph No. 5 of his Objections, Discovery Request Nos. 22 through 36 are not “catch all” requests for information nor are they “overly broad and duplicative”

36. Paragraph No. 5 of Complainant’s Objections states, in its totality, as follows:

Specifically[,] Complainant objects to PPL Interrogatories #22 through 36, the request is a “Catch all” request for information and is therefore overly broad and duplicative. If PPL requests specific information the Complainant is willing and able to answer the request.

37. The second sentence is particularly puzzling because, as a review of Discovery Request Nos. 22-36 shows, each Discovery Request identifies “specific information” the

Company is requesting with regard to averments made by the Complainant himself in the Amended Complaint.

38. Discovery Request No. 22 specifically refers to Paragraph No. 7 of the Amended Complaint. In that paragraph, Mr. Abad alleged that PPL Electric is “in violation of standards set forth in” each of the following, which are listed by Complainant:

- (a) Quarterly reliability report;
- (b) Annual reliability report;
- (c) Annual optimization report;
- (d) Long term infrastructure improvement plan;
- (e) National safety codes;
- (f) Industry safety standards and practices;
- (g) Pennsylvania state laws governing an electrical distribution company; and
- (h) Federal or state laws governing an electrical distribution company.

39. Paragraph No. 7 of the Amended Complaint does not identify what “standards” in the listed reports, codes, plans, practices, or state and federal laws the Complainant alleges PPL Electric violated. Similarly, Paragraph No. 7 does not state what action or actions by PPL Electric (i.e., the “facts and circumstances”) allegedly form the basis for such violations.

40. Discovery Request No. 22 asks Mr. Abad to identify each “standard” contained in the reports, plans, codes, practices, and laws referenced in Paragraph No. 7 of the Amended Complaint that Mr. Abad avers PPL Electric was “in violation of.”

41. Discovery Request No. 23 references the list of reports, plans, codes, practices, and laws set forth in Paragraph No. 7 of the Amended Complaint that Mr. Abad alleges PPL

Electric violated and asks him to state the facts on which he bases his averments that PPL Electric violated each such “standard.”

42. Discovery Request No. 24 references Discovery Request No. 23 and asks that Mr. Abad identify the documents, if any, containing the facts sets forth in his answer to Discovery Request No. 23 and provided copies.

43. Discovery Request Nos. 22 through 24 are not “catch-all” questions. Each of those Discovery Requests is directed to specific averments in the Amended Complaint and is designed to obtain basic information needed by PPL Electric to determine the nature of the claims being made against it regarding each “violation” alleged by Mr. Abad.

44. Discovery Request No. 25 references the averment by Mr. Abad in Paragraph No. 7 of the Amended Complaint that “PPL passed its vegetation management/tree cutting responsibilities in an alleged PPL right of way through the complainant property to the complainant.”

45. Discovery Request No. 25 asks Mr. Abad whether he contends that PPL Electric directed Mr. Abad to conduct “vegetation management” and/or “tree cutting” on or near PPL Electric’s facilities on the Property. This is a reasonable and straight-forward request for information about a specific averment in the Amended Complaint because, contrary to that averment, PPL Electric has no record of having either asked or authorized Mr. Abad to conduct vegetation management around or near its poles and power lines.

46. Discovery Request No. 26 is a follow up to Discovery Request No. 25. If it is Mr. Abad’s contention that PPL Electric directed him to conduct vegetation management or tree-cutting around or near its poles and power lines, Discovery Request No. 26 asks that he produce

any document containing such a directive or identify and summarize the oral communication directing him to do so.

47. Discovery Request Nos. 25 and 26 are narrowly drawn to obtain specific information about averments Mr. Abad himself made in the Amended Complaint. Neither is a “catch-all” request.

48. Discovery Request Nos. 27 through 36 reference, respectively, each of Paragraph Nos. 1-7, 10, and 12 of the Amended Complaint. These Discovery Requests are not “catch-all” inquiries, as Complainant erroneously characterizes them. Rather, they request “specific information” (*see* Objections Paragraph No. 5) pertaining to specific averments in the Amended Complaint.

49. Discovery Request No. 27 refers to Paragraph No. 1 of the Amended Complaint, which contains averments that: (1) “Complainant found PPL to be in violation of dozens of codes under the Pennsylvania statute that is under the jurisdiction of the PUC;” and (2) “the utilities in this complaint cause a substantial safety hazard.” Discovery Request No. 27 asks the Complainant to identify the documents, if any, upon which he relied or will rely to support those averments and to provide copies. Because the Complainant has made broad and conclusory averments that PPL Electric is allegedly “in violation” of “dozens” of provisions of the Public Utility Code and is allegedly the “cause” of “a substantial safety hazard,” the Company is entitled to ask the Complainant to identify and provide the documents, if any, upon which he relies or intends to rely as the basis for those averments.⁴

50. Discovery Request No. 28 refers to Paragraph No. 2 of the Amended Complaint. That paragraph contains averments that PPL Electric “is in violation of several safety codes” and

⁴ In each of Discovery Requests Nos. 27 through 36, the Company expressly excluded from the respective Discovery Requests any averments that pertain to Complainant’s claims that were precluded by the ALJ’s Order

lists “Title 66 Chapter 15 Subchapter A Section 1501 Character of Service and Facility, Title 66 Chapter 28 Section 2804(1),(1)(I) & (1)(II) Standards for restructuring of the electric industry, Title 66 Chapter 28 Section 2807 (A), (B) Duties of an electrical distribution company, Title 52 Chapter 57.194 (A), (E), (F), & (G) Distribution system reliability.”

- (a) Neither Paragraph No. 2 nor other paragraphs of the Amended Complaint set forth any of the facts upon which Complainant purports to base his averments that PPL Electric allegedly violated “several safety codes.”
- (b) Because the Complainant has made broad and conclusory averments that PPL Electric is allegedly “in violation” of numerous provisions of the Public Utility Code and Commission regulations, the Company is entitled to ask the Complainant to identify and to provide the documents, if any, upon which he relies or intends to rely as the basis for those averments.

51. Discovery Request No. 29 refers to Paragraph No. 3 of the Amended Complaint, which contains averments that: (1) “PPL jeopardized the safety of the public, local residents, complainant and complainant’s employees;” (2) “PPL passed on its duties as an electrical distribution company . . . to the complainant by failing to remove vegetation from an alleged

granting PPL Electric’s Preliminary Objections to the Amended Complaint. Consequently, none of those Discovery Request seek documents relating to claims that are outside the scope of this proceeding as defined by the ALJ’s Order on Preliminary Objections issued June 27, 2025.

right of way;” and (3) the “safeguard” of “de-energizing and dropping” distribution lines “was not used and denied to the complainant.”

- (a) Neither Paragraph No. 3 nor other paragraphs of the Amended Complaint set forth any of the facts upon which Complainant purports to base the averments in Paragraph No. 3 of the Amended Complaint.
- (b) Because the Complainant has made broad and conclusory averments that PPL Electric allegedly jeopardized the safety of the public and of Complainant and his “employees” and failed to follow appropriate safety-related safeguards, the Company is entitled to ask the Complainant to identify and to provide the documents, if any, upon which he relies or intends to rely as the basis for those averments.

52. Discovery Request No. 30 refers to Paragraph No. 4 of the Amended Complaint. That paragraph contains averments that: (1) the “condition” of PPL Electric’s “utility poles” on the Property allegedly “caused property damage” on April 13, 2023; (2) PPL Electric’s “utility poles were not up to standard;” (3) PPL Electric’s “utility poles were less than (*sic*) 2/3 of their original strength;” and (4) “other incidents took place” after April 13, 2023.”

- (a) Neither Paragraph No. 4 nor other paragraphs of the Amended Complaint set forth any of the facts upon which Complainant purports to base the averments in Paragraph No. 4 of the Amended Complaint.
- (b) Because the Complainant has made broad and conclusory averments concerning the “condition” of PPL Electric’s facilities on April 13, 2023, not being “up to standard” (i.e. allegedly less than 2/3rds of their original strength) and that the

“condition” of PPL Electric’s facilities allegedly caused “property damage” on that date and resulted in “other incidents,” the Company is entitled to ask the Complainant to identify and to provide the documents, if any, upon which he relies or intends to rely as the basis for those averments.

53. Discovery Request No. 31 refers to Paragraph No. 5 of the Amended Complaint. That paragraph contains averments regarding events that are alleged to have taken place on May 25, 2023, including averments relating to damage purportedly attributable to actions by PPL Electric, the duration of the alleged “incident,” and the duration of “outages in the area of complainant’s property.” Discovery Request No. 31 asks the Complainant to identify the documents, if any, upon which he relied or will rely to support the averments and to provide copies. Because the Complainant has made broad and conclusory averments concerning the events of May 25, 2023, as noted above, the Company is entitled to ask the Complainant to identify and to provide the documents, if any, upon which he relies or intends to rely as the basis for those averments.

54. Discovery Request No. 32 refers to Paragraph No. 6 of the Amended Complaint. That paragraph contains averments regarding events that are alleged to have taken place on June

6, 2023, when Complainant states he “hired a professional tree company to remove the rest of the trees” on his property.

- (a) Paragraph No. 6 of the Amended Complaint contains averments regarding damage to PPL Electric’s facilities on Complainant’s property that resulted from actions of the “professional tree company.”
- (b) Given the averments in Paragraph No. 6 of the Amended Complaint, including that a third-party was hired to “remove the rest of the trees,” the Company is entitled to ask the Complainant to identify and to provide the documents, if any, upon which he relies or intends to rely as the basis for those averments, such as a copy of any contract or other document describing the scope and nature of the work for which the “professional tree company” had been engaged by the Complainant. Given the substantial damage caused by the “professional tree company” to PPL Electric’s facilities on June 6, 2023, this is a reasonable request.

55. Discovery Request No. 33 refers to Paragraph No. 7 of the Amended Complaint. That paragraph is also the subject of the Discovery Request Nos. 22 through 24. Discovery Request No. 33 requests that Complainant identify and provide documents upon which he relies or will rely to support the broad and conclusory averments of Paragraph No. 7 of the Amended Complaint. However, Discovery Request No. 33 does not duplicate Discovery Request Nos. 22 through 24 because it expressly excludes any documents “provided in response to an earlier interrogatory.” Thus, if all the documents upon which Mr. Abad relies or will rely to support

the averments of Paragraph No. 7 of the Amended Complaint are provided in response to Discovery Request Nos. 22 through 24, nothing more is required by Discovery Request No. 33.

56. Discovery Request No. 34 refers to Paragraph No. 8 of the Amended Complaint. That paragraph contains numerous averments that PPL Electric “failed in its requirements as an EDC” and “neglected its duties as an EDC to reduce hazard to the complainant and the public.” Paragraph No. 8 lists various regulations in 52 Pa. Code Chapter 57 that Complainant alleges PPL Electric has violated as well as provisions of its “biennial plan,” “Federal Safety Guidelines,” National Electric Safety Code” and “other industry safety standards.”

- (a) Neither Paragraph No. 8 nor other paragraphs of the Amended Complaint set forth any of the facts upon which Complainant purports to base the averments in Paragraph No. 8 of the Amended Complaint.
- (b) Because the Complainant has made broad and conclusory averments concerning alleged violations of the Commission’s regulations, its own “biennial plan,” and federal and national safety guidelines and codes, the Company is entitled to ask the Complainant to identify and to provide the documents, if any, upon which he relies or intends to rely as the basis for those averments.

57. Discovery Request No. 35 refers to Paragraph No. 10 of the Amended Complaint.⁵ That paragraph includes averments that PPL Electric is improperly seeking payment from Complainant for \$4,861.45 for “two invoices” for damage the Complainant caused to its facilities the Company will relocate its poles. However, as explained in Paragraph No. 11 of this

⁵ The Order on Preliminary Objections granted PPL Electric’s Preliminary Objection to the averments of Paragraph No. 9 (preservation of records) of the Amended Complaint.

Motion to Compel, PPL Electric is no longer seeking recovery of the invoiced charges before relocating its facilities on Complainant's property and, therefore, this issue is moot.

58. Nonetheless, Paragraph No. 10 of the Amended Complaint includes other averments, including that PPL Electric's facilities "were in violation of several state laws" before Complainant's "tree removal" on April 13, 2023, May 25, 2023, and June 6, 2023, and that "PPL instead passed [its] responsibilities as an EDC" to the Complainant.

- (a) Neither Paragraph No. 10 nor other paragraphs of the Amended Complaint set forth any of the facts upon which Complainant purports to base the non-moot averments in Paragraph No. 10 of the Amended Complaint.
- (b) Because the Complainant has made broad and conclusory averments concerning alleged violations of state law and the Company's alleged attempt to delegate its "responsibilities as an EDC" to the Complainant, the Company is entitled to ask the Complainant to identify and to provide the documents, if any, upon which he relies or intends to rely as the basis for those averments.

59. Discovery Request No. 36 refers to Paragraph No. 12 of the Amended Complaint.⁶ That paragraph largely repeats averments contained in earlier paragraphs of the Amended Complaint. However, Interrogatory Discovery Request No. 36 does not duplicate any

⁶ The Order on Preliminary Objections granted PPL Electric's Preliminary Objection to the averments of Paragraph No. 11 of the Amended Complaint regarding facilities located on public rights of way.

prior Discovery Requests because it expressly excludes any documents that may be provided in response to any earlier Discovery Requests.

60. For all the foregoing reasons, Discovery Request Nos. 22 through 36 are not “catch-all” discovery requests nor are they overly broad or duplicative. Each of those Discovery Requests seeks specific information that is narrowly tailored to identify and obtain document, if any, directly related to the averments the Complainant made in the Amended Complaint.

3. Contrary to Complainant’s assertions in Paragraph No. 6 of his objections, Discovery Request Nos. 3 and 6 through 9 seek information that is highly relevant to the issues raised and claims made in the Amended Complaint

61. Paragraph No. 6 of Complainant’s Objections states, in its totality, as follows:

Complainant objects to the PPL Interrogatories questions 003, 006, 007, 008, and 009 because the request seeks information not relevant to the proceedings.

62. Discovery Request Nos. 3 and 6 through 9 are relevant to the issues raised and claims made in the Amended Complaint, as explained more fully below.

63. Discovery Request Nos. 1 and 2 ask the Complainant, respectively, whether he is the owner of the property at 837 Rear Capouse Avenue, Scranton, Pennsylvania (the “Property”); whether he has any co-owner(s); and whether anyone else claims an interest in that Property. Mr. Abad did not object on relevance grounds to either of those questions and, therefore, concedes that they are relevant to the issues and claims in this case.

64. Discovery Request No. 3 asks Mr. Abad how he acquired title to the Property, from whom he acquired such title, the nature of the property interest he acquired, and what he paid to acquire title. Because Mr. Abad concedes the relevance of the inquiries in Discovery

Request Nos. 1 and 2, there is no valid basis for his objection to Discovery Request No. 3, which is an appropriate and reasonable follow-on question to the prior two Discovery Requests.

65. Because Mr. Abad claims to be the owner of the Property, it is appropriate and reasonable to inquire how and from whom he acquired it, as those issues are relevant to determining whether encumbrances (including any for facilities of the Company or any other utilities) already exist on the Property or may exist elsewhere in the chain of title. It is also appropriate and reasonable to inquire into the specific nature of the interest Complainant purports to have acquired (for example, fee simple or some lesser interest) and whether his claim to title in the Property derives from a warranty deed (whereby the transferor warrants good title to real estate conveyed) or merely a quit claim deed (by which the transferor conveys only whatever interest, if any, the transferor may have). Additionally, whether Mr. Abad paid any consideration to acquire the Property is relevant because it is a factor in determining whether or not he was a bona fide purchaser in due course of that Property.

66. Mr. Abad did not object on relevance grounds to Discovery Request Nos. 4 or 5, which are follow-on questions to Discovery Request No. 1, thereby conceding the relevance of those Discovery Requests. Nonetheless, he objected to Discovery Request No. 6, which is also a follow-on question to Discovery Request No. 1. Discovery Request No. 6 asks whether Mr. Abad obtained either a title search or a survey of the Property that would identify prior encumbrances, such as easements or rights of way, third-party claims, or rights or obligations created under prior subdivision plans. This question is directly relevant to the issues raised and

claims made by Mr. Abad that PPL Electric did not have a legal right to occupy his property with utility facilities used to serve other homes and businesses adjacent to his Property.

67. Mr. Abad objected to Discovery Request No. 7, which is a follow-on question to Discovery Request No. 6. If Mr. Abad had obtained a title search or survey of the Property, Discovery Request No. 7 asks that he provide a copy of the title report and/or survey together with any attachments to those documents. Discovery Request No. 7 is appropriate and reasonable for the same reasons set forth in the preceding paragraph of this Motion to Compel.

68. Mr. Abad objected to Discovery Request No. 8, which asks whether Mr. Abad is the owner of any business or has an ownership interest in any business. This question is directly relevant to issues raised and claims made in the original Complaint and Amended Complaint because: (1) Paragraph No. 3 of the Amended Complaint avers that Mr. Abad has “employees” who presumably were on the Property because he alleges that his “employees” “safety” was “jeopardized” by PPL Electric; and (2) Mr. Abad stated at the first Prehearing Conference in this case held on July 18, 2024, on that he intends to “build my building that I had planned to build when I purchased the property.” Tr. 5:12-15. At the first Prehearing Conference, Mr. Abad also alleged there was “upgrading . . . that needed to be done” by PPL Electric before he could build on the Property. *Id.* Accordingly, Discovery Request No. 8 is directly relevant to an issue Mr. Abad has previously introduced in this proceeding in both the Amended Complaint and the first Prehearing Conference.

69. Mr. Abad objected to Discovery Request No. 9, which is a follow-on question to Discovery Request No. 8. Discovery Request No. 9 asks whether Mr. Abad is the owner of any business (or has an ownership interest in such a business);⁷ the kind and name of the business;

⁷ As noted in Paragraph No. 68 of this Motion to Compel, Mr. Abad has asserted that he has “employees” that were allegedly “jeopardized” by actions of PPL Electric.

and whether the tree cutting and vegetation clearing Mr. Abad conducted on the Property between April 13, 2023 and June 6, 2023, was done for him in his personal or business capacity. These are reasonable follow-on questions to Mr. Abad's claims at the first Prehearing Conference that he intends to build a building on the Property and that "upgrading" of PPL Electric's facilities are needed – presumably to supply the building he intends to build on the Property. If Mr. Abad intends to build on the Property, the kind of building and its possible use are directly relevant to where PPL Electric's facilities can be relocated and the kind and size of the electric facilities that would be needed to serve the "building" Mr. Abad proposes to build.

70. For all the foregoing reasons, the information and documents sought by Discovery Request Nos. 3 and 6 through 9 are relevant to issues and claims made by Mr. Abad in his original Complaint and Amended Complaint.

4. Contrary to Complainant's assertions in Paragraph No. 7 of his Objections, Discovery Request Nos. 1-36 are not "vague"

71. Paragraph No. 7 of Complainant's Objections states, in its totality, as follows:

Complainant objects to PPL Interrogatories questions number 1-36 because they are to (*sic*) vague. It is unclear what policies, questions or sections PPL is requesting or referring to and therefore the Complainant can not provide an answer or proper response.

72. Notably, Complainant contends that all – i.e. every single one – of PPL Electric's Discovery Requests is allegedly so "vague" that he is incapable of providing an answer to any of them. Even a cursory review of the Discovery Requests shows that Mr. Abad's contention is baseless and should be summarily rejected.

73. Webster's Seventh New Collegiate Dictionary defines "vague" as "not clearly expressed," "stated in indefinite terms," and "not having a precise meaning." No part of that definition applies to the Discovery Requests issued by PPL Electric. All the questions PPL

Electric asked are clearly and precisely stated or use terms that are themselves clearly and precisely defined in the Instructions and Definitions accompanying the Discovery Requests. Each of the Discovery Requests is stated in terms that can be readily and easily understood.

74. Any difficulty Mr. Abad purports to find with the Discovery Requests has nothing to do with the questions asked by PPL Electric. To the contrary, the Discovery Requests are directed to averments that Mr. Abad drafted and included in his Amended Complaint. If Mr. Abad purports to not understand the averments of his own Amended Complaint, then the difficult does not lie with the Discovery Requests but, rather, with the vague and conclusory averments of the Amended Complaint itself. PPL Electric asked the Discovery Requests to try to obtain additional information and, as applicable, the documents setting forth that information, to try to flesh out the vague and conclusory averments of the Amended Complaint itself. That is a legitimate and proper basis for seeking discovery under the Public Utility Code⁸ and the Commission's regulations.⁹

IV. CONCLUSION

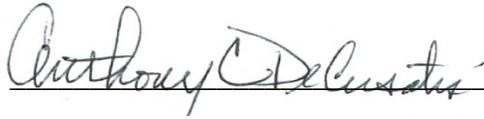
THEREFORE, for the reasons set forth above, Complainant's Objections to the Interrogatories and Requests for Production of Documents issued by PPL Electric Utilities Corporation to Nieves Abad – Set I should be dismissed, and Complainant should be compelled to provide the answers and documents requested in PPL Electric's Interrogatories and Requests

⁸ Section 333(c) of the Public Utility Code, 66 Pa.C.S. §333(c), provides that “[a]ny party to a proceeding may serve written interrogatories upon any other party for purposes of discovering relevant, unprivileged information.”

⁹ Section 5.321(c) of the Commission's regulations, 52 Pa. Code §5.321(c), provides that “[s]ubject to this subchapter, a party may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action, whether it relates to the claim or defense of the party seeking discovery or to the claim or defense of another party, including the existence, description, nature, content, custody, condition and location of any books, documents, or other tangible things and the identity and location of persons having knowledge of a discoverable matter. It is not ground for objection that the information sought will be inadmissible at hearing if the information sought appears reasonably calculated to lead to the discovery of admissible evidence.”

for Production to Nieves Abad – Set I not more than five calendar days after the issuance of an Order granting this Motion to Compel.

Respectfully submitted.



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Counsel for PPL Electric Utilities Corporation

Dated: November 19, 2025

APPENDIX A

PPL Electric Utilities Corporation's Interrogatories and Requests for Production of Documents – Set I to Nieves Abad

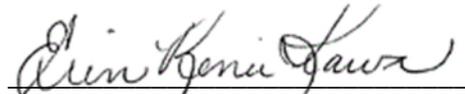
CERTIFICATE OF SERVICE

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

Dated: October 30, 2025


Erin R. Kawa

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

**INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS PROPOUNDED BY
PPL ELECTRIC UTILITIES CORPORATION
TO NIEVES ABAD – SET I**

Pursuant to 66 Pa.C.S. § 333 and 52 Pa. Code §§ 5.341, *et seq.*, PPL Electric Utilities Corporation (“PPL Electric” or the “Company”) propounds the following Interrogatories and Requests for Production of Documents – Set I (hereinafter, “discovery requests”) on the Complainant, Nieves Abad.

INSTRUCTIONS AND DEFINITIONS

1. The “Responding Party,” “you,” or “your” means the party to which these discovery requests are propounded and/or all attorneys, agents, affiliates, subsidiaries, employees, consultants, members, constituents, and representatives acting on behalf of the Responding Party.
2. “Commission” means the Pennsylvania Public Utility Commission.
3. To “identify” a natural person means to state that person’s full name, title or position, employer, last known address, and last known telephone number.

4. To “identify” a business entity means to state the full name of such business, the form of the business, and its location or address.

5. To “identify” a “document” means to provide all of the following information irrespective of whether the document is deemed privileged or subject to any claim of privilege:

- a. The title or other means of identification of each such document;
- b. The date of each such document;
- c. The author, preparer or signer of each such document; and
- d. A description of the subject matter of such document sufficient to permit an understanding of its contents and importance to the testimony or position being examined and the present or last known location of the document. The specific nature of the document should also be stated (*e.g.*, letter, business record, memorandum, computer print-out, etc.).

In lieu of “identifying” any document, it shall be deemed a sufficient compliance with these discovery requests to attach a copy of each such document to the answers hereto and reference said document in the particular interrogatory to which the document is responsive.

6. “Document” means the original and all drafts of all written and graphic matter, however produced or reproduced, of any kind or description, whether or not sent or received, and all copies thereof which are different in any way from the original (whether by interlineation, date-stamp, notarization, indication of copies sent or received, or otherwise), including without limitation, any paper, book, account, photograph, blueprint, drawing, sketch, schematic, agreement, contract, memorandum, press release, circular, advertising material, correspondence, letter, telegram, telex, object, report, opinion, investigation, record, transcript, hearing, meeting, study, notation, working paper, summary, intra-office communication, diary, chart, minutes, index sheet, computer software, computer-generated records or files, however stored, check, check stub, delivery ticket, bill of lading, invoice, record or recording or summary of any telephone or other conversation, or of any interview or of any conference, or any other written,

recorded, transcribed, punched, taped, filmed, or graphic matter of which the Responding Party has or has had possession, custody or control, or of which the Responding Party has knowledge.

7. “Communication” means any manner or form of information or message transmission, however produced or reproduced, whether as a document as herein defined, or orally or otherwise, which is made, distributed, or circulated between or among persons, or data storage or processing units.

8. “Date” means the exact day, month, and year, if ascertainable, or if not, the best approximation thereof.

9. Items referred to in the singular include those in the plural, and items referred to in the plural include those in the singular.

10. Items referred to in the masculine include those in the feminine, and items referred to in the feminine include those in the masculine.

11. The answers provided to these discovery requests should first restate the question asked and identify the person(s) supplying the information.

12. In answering these discovery requests, the Responding Party is requested to furnish all information that is available to the Responding Party, including information in the possession of the Responding Party’s attorneys, agents, consultants, or investigators, and not merely such information of the Responding Party’s own knowledge. If any of the discovery requests cannot be answered in full after exercising due diligence to secure the requested information, please so state and answer to the extent possible, specifying the Responding Party’s inability to answer the remainder, and stating whatever information the Responding Party has concerning the unanswered portions. If the Responding Party’s answer is qualified in any particular, please set forth the details of such qualification.

13. If the Responding Party objects to providing any document requested on any ground, identify such document by describing it as set forth in Instruction 5 and state the basis of the objection in a separate document, as required by 52 Pa. Code § 5.342(c)(1)-(6) and be served within the time period and otherwise conform to the requirements specified by 52 Pa. Code § 5.342(e).

14. If the Responding Party objects to part of a discovery request and refuses to answer that part, state the Responding Party's objection and answer the remaining portion of that discovery request. If the Responding Party objects to the scope or time period of a discovery request and refuses to answer for that scope or time period, state the Responding Party's objection and answer the discovery request for the scope or time period that the Responding Party believes is appropriate.

15. If, in connection with a discovery request, the Responding Party contends that any information, otherwise subject to discovery, is covered by either the attorney-client privilege, the so-called "attorneys' work product doctrine," or any other privilege or doctrine, then specify the general subject matter of the information and the basis to support each such objection.

16. If any information is withheld on grounds of privilege or other protection from disclosure, provide the following information: (a) every person to whom such information has been communicated and from whom such information was learned; (b) the nature and subject matter of the information; and (c) the basis on which the privilege or other protection from disclosure is claimed.

17. As set forth in 52 Pa. Code § 5.342(g), these discovery requests are continuing and the Responding Party is obliged to change, supplement, and correct all answers given to conform to new or changing information.

18. References to “this case,” “this proceeding,” or “this docket” shall mean the above-referenced proceeding initiated by the Complaint filed by Nieves Abad at Docket No. C-2024-3047163.

**INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS TO NIEVES ABAD – SET I**

PPL Electric to N. Abad-I-001

Is Nieves Abad (also referred to hereafter as “Mr. Abad”) the current owner of the property identified as 837 Rear Capouse Avenue, Scranton, Pennsylvania 18509 (the “Property”)?

PPL Electric to N. Abad-I-002

If the answer to the previous question is in the affirmative, then, please state:

- (a) Does Mr. Abad have any co-owners of the Property; and
- (b) Does any other person, corporation, partnership, limited liability company, or other entity of any nature or type have, or assert, any interest in the Property?

PPL Electric to N. Abad-I-003

If the answer to Interrogatory PPL Electric to N. Abad-I-001 is in the affirmative, please state:

- (a) How Mr. Abad acquired title to the Property;
- (b) From whom Mr. Abad acquired title to the Property;
- (c) The nature of any and all interests Mr. Abad acquired in the Property; and
- (d) What Mr. Abad paid to acquire any and all interests the Property?

PPL Electric to N. Abad-I-004

If the answer to Interrogatory PPL Electric to N. Abad-I-001 is in the affirmative, provide copies of any and all documents by which Mr. Abad acquired title to, or acquired any other interest of any nature or kind in, the Property, including without limitation any lease, license, right of way, or right of entry.

PPL Electric to N. Abad-I-005

If the answer to Interrogatory PPL Electric to N. Abad-I-001 is in the affirmative, please state which of the following is the purpose or purposes for which Mr. Abad acquired the Property:

- (a) Construction of a personal residence;

- (b) Construction of residential property for rental to others;
- (c) Construction of facilities to be used for business purposes by Mr. Abad or by any corporation, partnership, limited liability company, or any other entity in which Mr. Abad has or will have an ownership interest; and
- (d) Construction of facilities to be leased to any other person, corporation, partnership, limited liability company, or any other entity of any nature or kind to be used by such entity for business purposes.

PPL Electric to N. Abad-I-006

If the answer to Interrogatory PPL Electric to N. Abad-I-001 is in the affirmative, then, at any time prior to, or after, acquiring title to the Property did Mr. Abad conduct, or have conducted, any title search of the Property to identify encumbrances (third-party claims or rights on the Property that could affect its use or sale) that may be on the Property?

PPL Electric to N. Abad-I-007

If the answer to Interrogatory PPL Electric to N. Abad-I-006 is in the affirmative, then, provide a copy of the report of the title search including any attachments, appendices, maps, deeds, and subdivision plans accompanying or referenced in such report.

PPL Electric to N. Abad-I-008

Is Mr. Abad the owner of any business, whether conducted as a sole proprietorship, partnership, corporation, limited liability company, or any other entity or form of any nature or kind in which Mr. Abad has an ownership interest as a partner, member, stockholder, officer, or otherwise?

PPL Electric to N. Abad-I-009

If the answer to Interrogatory PPL Electric to N. Abad-I-008 is in the affirmative, state:

- (a) The kind of business in which he is engaged;
- (b) The name of such business;
- (c) The form in which such business is conducted, including, without limitation, a sole proprietorship, partnership, corporation, limited liability company, or any other entity or form of any nature of kind;
- (d) Whether the tree clearing conducted on the Property on or after April 13, 2023, was conducted by, or on behalf of, Mr. Abad in his individual or business capacity?

PPL Electric to N. Abad-I-010

Refer to Paragraph No. 4 of the Amended Formal Complaint of Nieves Abad (hereafter “Amended Complaint”) and, specifically, the sentence: “This incident occurred when a tree that PPL did not remove in PPL’s alleged right of way and was entangled with PPL owned utility wires and the tree was cut.” With respect to the foregoing Paragraph and sentence:

- (a) By whom was the tree cut;
- (b) If the tree was cut by a contractor acting on behalf of Mr. Abad, identify the contractor and provide the contractor’s telephone number;
- (c) Was Mr. Abad present on the Property at the time the tree was cut;
- (d) State the source of Mr. Abad’s knowledge supporting the averment that the “tree” was “entangled with PPL owned utility wires;”
- (e) What equipment was used to cut and remove the tree referenced in Paragraph No. 4 of the Amended Complaint;
- (f) What equipment of any kind was on the Property at the time the tree referenced in Paragraph No. 4 of the Amended Complaint was cut, whether or not such equipment was used to cut or remove the subject tree?
- (g) Describe each item of equipment that was on the Property on April 13, 2023, and explain the actual or intended use of each item of such equipment; and
- (h) Was the equipment on the Property on April 13, 2023, used to clear vegetation or remove other trees on the Property on that day, or any other day, either prior to or after April 13, 2023?

PPL Electric to N. Abad-I-011

Refer to Paragraph No. 4 of the Amended Complaint and, specifically, the sentence: “This was because PPL utility poles were not up to standards.” With respect to the foregoing Paragraph and sentence:

- (a) Identify and describe each of the “standards” to which Mr. Abad is referring in the foregoing Paragraph and sentence;
- (b) Identify the source or sources of each “standard” referred to in the foregoing Paragraph and sentence;
- (c) If any of the sources provided in response to subsection (b), above, are set forth in a document, provide a copy of the document or documents in which such “standards” are set forth;

- (d) Explain the basis for Mr. Abad's averment that PPL Electric's "poles were not up to standard;"
- (e) Describe any study or analysis that Mr. Abad conducted as the basis for his averment that PPL Electric's "poles were not up to standard;"
- (f) Identify and provide copies of any documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support the averment that PPL Electric' "poles were not up to standard."

PPL Electric to N. Abad-I-012

Refer to Paragraph No. 4 of the Amended Complaint and, specifically, the sentence: "PPL utility poles were less then (sic) 2/3 of their original strength." With respect to the foregoing Paragraph and sentence state or provide:

- (a) The basis for Mr. Abad's knowledge of what the "original strength" of "PPL utility poles" is or was;
- (b) What study or analysis Mr. Abad conducted to determine that "PPL utility poles were less then (sic) 2/3 of their original strength;"
- (c) If such study or analysis was memorialized in any document, provide a copy of such document or documents; and
- (d) Identify and provide copies of any documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support the averment that PPL Electric' "poles were less then (sic) 2/3 of their original strength."

PPL Electric to N. Abad-I-013

Refer to Paragraph No. 5 of the Amended Complaint and, specifically, the sentence: "Damage was done to at least two spans of live utility wires." With respect to the foregoing Paragraph and sentence:

- (a) Was any employee of PPL Electric on the Property when the "damage" referenced in Paragraph No. 5 occurred;
- (b) Identify every person who was on the Property on May 25, 2023;
- (c) What equipment of any kind was on the Property at the time the "damage" referenced in Paragraph No. 5 of the Amended Complaint occurred?

PPL Electric to N. Abad-I-014

Refer to Paragraph No. 5 of the Amended Complaint and, specifically, the sentence: “All attempts prior to this incident to de-energize and remove utility wires went unanswered or denied.” With respect to the foregoing Paragraph and sentence:

- (a) Provide the date and time of each “attempt” to “de-energize and remove utility wires prior to May 25, 2023;”
- (b) Identify each person who make each “attempt” referenced in Paragraph No. 5;
- (c) Were the “attempts” referenced in Paragraph No. 5 made by telephone or in writing;
- (d) If made in writing, provide a copy of each such document;
- (e) If make telephonically, provide a summary of each telephonic conversation; and
- (f) In each “attempt” to “remove utility wires” prior to May 25, 2023, did Mr. Abad, or the person contacting PPL Electric on his behalf, state or agree that Mr. Abad would pay the costs of relocating PPL Electric’s facilities?

PPL Electric to N. Abad-I-015

Refer to Paragraph No. 6 of the Amended Complaint. Identify the “professional tree company” that was “hired” by “the Complainant” and provide the names and contact information for each person employed by, or associated with, the “professional tree company” that was at, or in the vicinity of, the Property on June 6, 2023.

PPL Electric to N. Abad-I-016

Refer to Paragraph No. 6 of the Amended Complaint and, specifically, the portion of the first sentence stating that “the complainant hired a professional tree company to remove the rest of the trees.” On what portion of the Property was the “professional tree company” instructed to “remove the rest of the trees?”

PPL Electric to N. Abad-I-017

Refer to Paragraph No. 6 of the Amended Complaint and, specifically, the sentence: “On this day trees that were entangled with PPL Utility wires brought down at least two spans of the live utility wires.” With respect to the foregoing Paragraph and sentence:

- (a) Explain how Mr. Abad knew that “trees were entangled with PPL Utility wires;” and

(b) Is it Mr. Abad's averment that the "trees" "entangled with PPL Utility wires" were visible to persons, including employees of the "professional tree company," that were on the Property on June 6, 2023?

PPL Electric to N. Abad-I-018

What equipment of any kind of the "professional tree company" was on the Property on June 6, 2023?

PPL Electric to N. Abad-I-019

Refer to Paragraph No. 7 of the Amended Complaint. Identify each page, section, subsection, and, as applicable, paragraph of the "biennial inspection, maintenance, repair and replacement plan" that Mr. Abad contends PPL Electric "did not comply with?"

PPL Electric to N. Abad-I-020

Refer to Paragraph No. 7 of the Amended Complaint. With respect to each provision identified in the answer to Interrogatory PPL Electric to N. Abad-I-19 that Mr. Abad avers PPL Electric "did not comply with," state all the facts on which Mr. Abad bases his opinion that PPL Electric "did not comply with" such provision.

PPL Electric to N. Abad-I-021

Refer to Mr. Abad's answer to Interrogatory PPL Electric to N. Abad-I-20. If any of the facts set forth in that answer are contained, or referred to, in any document, identify such document or documents and provide copies of all such documents.

PPL Electric to N. Abad-I-022

Refer to Paragraph No. 7 of the Amended Complaint. Identify by page, section, subsection, and, as applicable, paragraph setting forth each "standard" contained in the following reports, plans, codes, practices, and laws referenced in Paragraph No. 7, at

page 5, of the Amended Complaint that Mr. Abad avers PPL Electric was “in violation of:”

- (a) Quarterly reliability report;
- (b) Annual reliability report;
- (c) Annual optimization report;
- (d) Long term infrastructure improvement plan;
- (e) National safety codes;
- (f) Industry safety standards and practices;
- (g) Pennsylvania state laws governing an electrical distribution company; and
- (h) Federal or state laws governing an electrical distribution company.

PPL Electric to N. Abad-I-023

Refer to Paragraph No. 7 of the Amended Complaint. With respect to each “standard” contained in the reports, plans, codes, practices, and laws referenced in the answer to Interrogatory PPL Electric to N. Abad-I-22 that Mr. Abad avers PPL Electric was “in violation of,” state all the facts on which Mr. Abad bases his opinion that PPL Electric was violating such standard.

PPL Electric to N. Abad-I-024

Refer to Mr. Abad’s answer to Interrogatory PPL Electric to N. Abad-I-23. If any of the facts set forth in that answer are contained, or referred to, in any document, identify such document or documents and provide copies of all such documents.

PPL Electric to N. Abad-I-025

Refer to Paragraph No. 7 of the Amended Complaint and, specifically, the sentence: “PPL passed its vegetation management tree cutting responsibilities in an alleged PPL right of way through the complainant property to the complainant.” Is it Mr. Abad’s contention that PPL Electric directed Mr. Abad to conduct “vegetation management” and/or “tree cutting” on or near PPL Electric’s facilities on the Property?

PPL Electric to N. Abad-I-026

If the answer to the Interrogatory PPL Electric to N. Abad-I-025 is anything other than an unqualified “no,” then state the manner in which PPL Electric “passed its vegetation management tree cutting responsibilities” to Mr. Abad and (a) if Mr. Abad alleges that such directive was set forth in a document, provide a copy of such document; and (b) if

Mr. Abad alleges that such directive was done orally, provide the date and time of such oral communication and a summary of such communication.

PPL Electric to N. Abad-I-027

With respect to the averments of Paragraph No. 1 of the Amended Complaint, other than those precluded by the *Order Granting in Part, and Denying in Part, the Preliminary Objections of PPL Electric Utilities Corporation to the Amended Complaint* issued by Administrative Law Judge Alphonso Arnold III dated June 27, 2025 (hereafter, the “June 27, 2025 Order”), identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-028

With respect to the averments of Paragraph No. 2 of the Amended Complaint, other than those precluded by the June 27, 2025 Order, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-029

With respect to the averments of Paragraph No. 3 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-030

With respect to the averments of Paragraph No. 4 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-031

With respect to the averments of Paragraph No. 5 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-032

With respect to the averments of Paragraph No. 6 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any

hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-033

With respect to the averments of Paragraph No. 7 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-034

With respect to the averments of Paragraph No. 8 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-035

With respect to the averments of Paragraph No. 10 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-036

With respect to the averments of Paragraph No. 12 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

APPENDIX B

Objections of Nieves Abad To PPL Electric Utilities Corporation's Interrogatories and Requests for Production of Documents – Set I to Nieves Abad

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nieves Abad

(Pro-Se)

Complainant

Objections To PPL Interrogatories

VS

and Request For Production Of

Documents 1-36

PPL Electric Utilities Corporation

C-2024-3047163

Respondent

Objections of Nieves Abad, To The Interrogatories and Requests For Production Of Documents propounded by PPL Electric Utilities Corporation to Nieves Abad Set- I.

Pursuant to the 52 PA Code. 5.342(C), Nieves Abad (Hereon In the Complainant) hereby services these objections to the questions, Interrogatories and the request for production of documents of PPL Electric Utilities Corporation (Hereon in PPL).

Complaint objects to PPL Interrogatories and Request For Production of Documents set I numbers 1-36 on the grounds they are not relevant, Vague, overly broad, unduly burdensome, duplicative, and improper use of discovery, and or not reasonably calculated to lead the discovery of admissible evidence.

Specific Objections:

A.) Objections to PPL Interrogatories and Request for Production Of Documents 1-36:

1. PPL Interrogatories and the Request for Production Of Documents 1-36 request the following:

PPL Electric to N. Abad-I-001

Is Nieves Abad (also referred to hereafter as "Mr. Abad") the current owner of the property identified as 837 Rear Capouse Avenue, Scranton, Pennsylvania 18509 (the "Property")?

PPL Electric to N. Abad-I-002

If the answer to the previous question is in the affirmative, then, please state:

- (a) Does Mr. Abad have any co-owners of the Property; and
- (b) Does any other person, corporation, partnership, limited liability company, or other entity of any nature or type have, or assert, any interest in the Property?

PPL Electric to N. Abad-I-003

If the answer to Interrogatory PPL Electric to N. Abad-I-001 is in the affirmative, please state:

- (a) How Mr. Abad acquired title to the Property;
- (b) From whom Mr. Abad acquired title to the Property;
- (c) The nature of any and all interests Mr. Abad acquired in the Property; and
- (d) What Mr. Abad paid to acquire any and all interests the Property?

PPL Electric to N. Abad-I-004

If the answer to Interrogatory PPL Electric to N. Abad-I-001 is in the affirmative, provide copies of any and all documents by which Mr. Abad acquired title to, or acquired any other interest of any nature or kind in, the Property, including without limitation any lease, license, right of way, or right of entry.

PPL Electric to N. Abad-I-005

If the answer to Interrogatory PPL Electric to N. Abad-I-001 is in the affirmative, please state which of the following is the purpose or purposes for which Mr. Abad acquired the Property:

- (a) Construction of a personal residence;
- (b) Construction of residential property for rental to others;
- (c) Construction of facilities to be used for business purposes by Mr. Abad or by any corporation, partnership, limited liability company, or any other entity in which Mr. Abad has or will have an ownership interest; and
- (d) Construction of facilities to be leased to any other person, corporation, partnership, limited liability company, or any other entity of any nature or kind to be used by such entity for business purposes.

PPL Electric to N. Abad-I-006

If the answer to Interrogatory PPL Electric to N. Abad-I-001 is in the affirmative, then, at any time prior to, or after, acquiring title to the Property did Mr. Abad conduct, or have conducted, any title search of the Property to identify encumbrances (third-party claims or rights on the Property that could affect its use or sale) that may be on the Property?

PPL Electric to N. Abad-I-007

If the answer to Interrogatory PPL Electric to N. Abad-I-006 is in the affirmative, then, provide a copy of the report of the title search including any attachments, appendices, maps, deeds, and subdivision plans accompanying or referenced in such report.

PPL Electric to N. Abad-I-008

Is Mr. Abad the owner of any business, whether conducted as a sole proprietorship, partnership, corporation, limited liability company, or any other entity or form of any nature or kind in which Mr. Abad has an ownership interest as a partner, member, stockholder, officer, or otherwise?

PPL Electric to N. Abad-I-009

If the answer to Interrogatory PPL Electric to N. Abad-I-008 is in the affirmative, state:

(a) The kind of business in which he is engaged;

(b) The name of such business;

(c) The form in which such business is conducted, including, without limitation, a

sole proprietorship, partnership, corporation, limited liability company, or any other entity or form of any nature of kind;

(d) Whether the tree clearing conducted on the Property on or after April 13, 2023, was conducted by, or on behalf of, Mr. Abad in his individual or business capacity?

PPL Electric to N. Abad-I-010

Refer to Paragraph No. 4 of the Amended Formal Complaint of Nieves Abad (hereafter "Amended Complaint") and, specifically, the sentence: "This incident occurred when a tree that PPL did not remove in PPL's alleged right of way and was entangled with PPL owned utility wires and the tree was cut." With respect to the foregoing Paragraph and sentence:

(a) By whom was the tree cut;

(b) If the tree was cut by a contractor acting on behalf of Mr. Abad, identify the contractor and provide the contractor's telephone number;

(c) Was Mr. Abad present on the Property at the time the tree was cut;

(d) State the source of Mr. Abad's knowledge supporting the averment that the "tree" was "entangled with PPL owned utility wires;"

(e) What equipment was used to cut and remove the tree referenced in Paragraph

No. 4 of the Amended Complaint;

(f) What equipment of any kind was on the Property at the time the tree referenced in Paragraph No. 4 of the Amended Complaint was cut, whether or not such equipment was used to cut or remove the subject tree?

(g) Describe each item of equipment that was on the Property on April 13, 2023, and explain the actual or intended use of each item of such equipment; and

(h) Was the equipment on the Property on April 13, 2023, used to clear vegetation or remove other trees on the Property on that day, or any other day, either prior to or after April 13, 2023?

PPL Electric to N. Abad-I-011

Refer to Paragraph No. 4 of the Amended Complaint and, specifically, the sentence:

“This was because PPL utility poles were not up to standards.” With respect to the foregoing Paragraph and sentence:

(a) Identify and describe each of the “standards” to which Mr. Abad is referring in the foregoing Paragraph and sentence;

(b) Identify the source or sources of each “standard” referred to in the foregoing Paragraph and sentence;

(c) If any of the sources provided in response to subsection (b), above, are set

forth in a document, provide a copy of the document or documents in which such "standards" are set forth;

(d) Explain the basis for Mr. Abad's averment that PPL Electric's "poles were not up to standard;"

(e) Describe any study or analysis that Mr. Abad conducted as the basis for his averment that PPL Electric's "poles were not up to standard;"

(f) Identify and provide copies of any documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support the averment that PPL Electric' "poles were not up to standard."

PPL Electric to N. Abad-I-012

Refer to Paragraph No. 4 of the Amended Complaint and, specifically, the sentence:

"PPL utility poles were less then (sic) 2/3 of their original strength." With respect to the foregoing Paragraph and sentence state or provide:

(a) The basis for Mr. Abad's knowledge of what the "original strength" of "PPL utility poles" is or was;

(b) What study or analysis Mr. Abad conducted to determine that "PPL utility poles were less then (sic) 2/3 of their original strength;"

(c) If such study or analysis was memorialized in any document, provide a copy

of such document or documents; and

(d) Identify and provide copies of any documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support the averment that PPL Electric' "poles were less then (sic) 2/3 of their original strength."

PPL Electric to N. Abad-I-013

Refer to Paragraph No. 5 of the Amended Complaint and, specifically, the sentence:

"Damage was done to at least two spans of live utility wires." With respect to the foregoing Paragraph and sentence:

(a) Was any employee of PPL Electric on the Property when the "damage" referenced in Paragraph No. 5 occurred;

(b) Identify every person who was on the Property on May 25, 2023;

(c) What equipment of any kind was on the Property at the time the "damage" referenced in Paragraph No. 5 of the Amended Complaint occurred?

PPL Electric to N. Abad-I-014

Refer to Paragraph No. 5 of the Amended Complaint and, specifically, the sentence: "All attempts prior to this incident to de-energize and remove utility wires went unanswered or denied." With respect to the foregoing Paragraph and sentence:

(a) Provide the date and time of each “attempt” to “de-energize and remove utility wires prior to May 25, 2023;”

(b) Identify each person who make each “attempt” referenced in Paragraph No. 5;

(c) Were the “attempts” referenced in Paragraph No. 5 made by telephone or in writing;

(d) If made in writing, provide a copy of each such document;

(e) If make telephonically, provide a summary of each telephonic conversation;

and

(f) In each “attempt” to “remove utility wires” prior to May 25, 2023, did Mr.

Abad, or the person contacting PPL Electric on his behalf, state or agree that

Mr. Abad would pay the costs of relocating PPL Electric's facilities?

PPL Electric to N. Abad-I-015

Refer to Paragraph No. 6 of the Amended Complaint. Identify the “professional tree company” that was “hired” by “the Complainant” and provide the names and contact information for each person employed by, or associated with, the “professional tree company” that was at, or in the vicinity of, the Property on June 6, 2023.

PPL Electric to N. Abad-I-016

Refer to Paragraph No. 6 of the Amended Complaint and, specifically, the portion of the

first sentence stating that “the complainant hired a professional tree company to remove the rest of the trees.” On what portion of the Property was the “professional tree company” instructed to “remove the rest of the trees?”

PPL Electric to N. Abad-I-017

Refer to Paragraph No. 6 of the Amended Complaint and, specifically, the sentence: “On this day trees that were entangled with PPL Utility wires brought down at least two spans of the live utility wires.” With respect to the foregoing Paragraph and sentence:

(a) Explain how Mr. Abad knew that “trees were entangled with PPL Utility wires;” and

(b) Is it Mr. Abad’s averment that the “trees” “entangled with PPL Utility wires” were visible to persons, including employees of the “professional tree company,” that were on the Property on June 6, 2023?

PPL Electric to N. Abad-I-018

What equipment of any kind of the “professional tree company” was on the Property on June 6, 2023?

PPL Electric to N. Abad-I-019

Refer to Paragraph No. 7 of the Amended Complaint. Identify each page, section, subsection, and, as applicable, paragraph of the “biennial inspection, maintenance, repair

and replacement plan” that Mr. Abad contends PPL Electric “did not comply with?”

PPL Electric to N. Abad-I-020

Refer to Paragraph No. 7 of the Amended Complaint. With respect to each provision identified in the answer to Interrogatory PPL Electric to N. Abad-I-19 that Mr. Abad avers PPL Electric “did not comply with,” state all the facts on which Mr. Abad bases his opinion that PPL Electric “did not comply with” such provision.

PPL Electric to N. Abad-I-021

Refer to Mr. Abad’s answer to Interrogatory PPL Electric to N. Abad-I-20. If any of the facts set forth in that answer are contained, or referred to, in any document, identify such document or documents and provide copies of all such documents.

PPL Electric to N. Abad-I-022

Refer to Paragraph No. 7 of the Amended Complaint. Identify by page, section, subsection, and, as applicable, paragraph setting forth each “standard” contained in the following reports, plans, codes, practices, and laws referenced in Paragraph No. 7, at page 5, of the Amended Complaint that Mr. Abad avers PPL Electric was “in violation of:”

(a) Quarterly reliability report;

(b) Annual reliability report;

- (c) Annual optimization report;
- (d) Long term infrastructure improvement plan;
- (e) National safety codes;
- (f) Industry safety standards and practices;
- (g) Pennsylvania state laws governing an electrical distribution company; and
- (h) Federal or state laws governing an electrical distribution company.

PPL Electric to N. Abad-I-023

Refer to Paragraph No. 7 of the Amended Complaint. With respect to each "standard" contained in the reports, plans, codes, practices, and laws referenced in the answer to Interrogatory PPL Electric to N. Abad-I-22 that Mr. Abad avers PPL Electric was "in violation of," state all the facts on which Mr. Abad bases his opinion that PPL Electric was violating such standard.

PPL Electric to N. Abad-I-024

Refer to Mr. Abad's answer to Interrogatory PPL Electric to N. Abad-I-23. If any of the facts set forth in that answer are contained, or referred to, in any document, identify such document or documents and provide copies of all such documents.

PPL Electric to N. Abad-I-025

Refer to Paragraph No. 7 of the Amended Complaint and, specifically, the sentence:

“PPL passed its vegetation management tree cutting responsibilities in an alleged PPL right of way through the complainant property to the complainant.” Is it Mr. Abad’s contention that PPL Electric directed Mr. Abad to conduct “vegetation management” and/or “tree cutting” on or near PPL Electric’s facilities on the Property?

PPL Electric to N. Abad-I-026

If the answer to the Interrogatory PPL Electric to N. Abad-I-025 is anything other than an unqualified “no,” then state the manner in which PPL Electric “passed its vegetation management tree cutting responsibilities” to Mr. Abad and (a) if Mr. Abad alleges that such directive was set forth in a document, provide a copy of such document; and (b) if Mr. Abad alleges that such directive was done orally, provide the date and time of such oral communication and a summary of such communication.

PPL Electric to N. Abad-I-027

With respect to the averments of Paragraph No. 1 of the Amended Complaint, other than those precluded by the Order Granting in Part, and Denying in Part, the Preliminary Objections of PPL Electric Utilities Corporation to the Amended Complaint issued by Administrative Law Judge Alphonso Arnold III dated June 27, 2025 (hereafter, the “June 27, 2025 Order”), identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and,

unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-028

With respect to the averments of Paragraph No. 2 of the Amended Complaint, other than those precluded by the June 27, 2025 Order, identify all the documents upon which Mr.

Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-029

With respect to the averments of Paragraph No. 3 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-030

With respect to the averments of Paragraph No. 4 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-031

With respect to the averments of Paragraph No. 5 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-032

With respect to the averments of Paragraph No. 6 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-033

With respect to the averments of Paragraph No. 7 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-034

With respect to the averments of Paragraph No. 8 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to

an earlier interrogatory, provide copies of such documents.

PPL Electric to N. Abad-I-035

With respect to the averments of Paragraph No. 10 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, providing copies of such documents.

PPL Electric to N. Abad-I-036

With respect to the averments of Paragraph No. 12 of the Amended Complaint, identify all the documents upon which Mr. Abad has relied, or hereafter intends to rely at any hearing in this proceeding, to support such averments and, unless provided in response to an earlier interrogatory, providing copies of such documents.

2. Pursuant to Section 5.321 © of the Commission's regulations, a party may obtain discovery of any matter not privileged that is relevant to a pending proceeding and this reasonably calculated to lead discoverable evidence. (52 PA Code 5.321(C))

3. Section 5.361(A) of the Commission's regulations prohibits discovery which would cause unreasonable annoyance, embarrassment, oppression, burden or expense to the deponent, a person of part" or would require the making of an unreasonable investigation by the deponent, a party or witness" 5.361(A)(2),(4).

4. Complainant objects to PPL Interrogatories #1-36 on the grounds that they are vague, overly broad, unduly burdensome, duplicative, and improper use of discovery, and/or not reasonably calculated to lead to the discovery of admissible evidence

5. Specifically Complainant objects to PPL Interrogatories # 22 through 36, the request is a "Catch all" request for information and is therefore overly broad and duplicative. If PPL requests specific information the Complainant is willing and able to answer the request.

6. Complainant objects to the PPL Interrogatories question 003, 006, 007, 008, and 009 because the request seeks information that is not relevant to the proceedings.

7. Complainant objects to PPL Interrogatories questions number 1-36 because they are to vague. It is unclear what policies, questions or sections PPL is requesting or referring to and therefore the Complainant can not provide an answer or proper response.

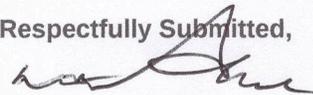
Conclusion

Wherefore, Complainant objects to PPL Interrogatories and Request for Production Of Documents # 1-136 on the grounds that they are not relevant, vague, overly broad, unduly burdensome, duplicative, and an improper use of discovery and/or not reasonably calculated to lead to the discovery of admissible evidence.

Dated-11/09/2025

Alphonso Arnold III
Administrative Law Judge
Office of Administrative Law Judge
Pennsylvania Public Utility Commission
801 Market Street, Suite 4063

Respectfully Submitted,



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

To The Secretary Of The Commission,

Attached is Complainant's Reply To PPL's Interrogatories and Request For Production Of Documents 1-36 which is being filed Upon Respondent by Nieves Abad in the Above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

CC;

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Office of Administrative Law Judge
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Erin R. Kawa



Respectfully Submitted,
Dated-11/9/2025
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