

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

CRAIG MOSS Complainant, :
v. : Docket No. F-2025-3058151

FIRSTENERGY PA ELECTRIC COMPANY
Respondent.

NOTICE TO PLEAD

TO: Margaret A. Morris, Esquire Counsel for FirstEnergy Pennsylvania Electric Company

YOU ARE HEREBY NOTIFIED THAT A WRITTEN RESPONSE TO THE ENCLOSED MOTION TO COMPEL DISCOVERY MUST BE FILED WITHIN FIVE (5) DAYS FROM THE DATE OF SERVICE OF THIS MOTION, PURSUANT TO 52 PA. CODE § 5.342(g)(1).

IF YOU FAIL TO FILE A RESPONSE WITHIN FIVE (5) DAYS, THE ADMINISTRATIVE LAW JUDGE MAY GRANT THE RELIEF REQUESTED IN THE MOTION WITHOUT FURTHER NOTICE, WHICH MAY INCLUDE AN ORDER COMPELLING DISCOVERY, PRECLUDING EVIDENCE, OR IMPOSING OTHER SANCTIONS.

Date: May 14, 2026

_____ *Craig Moss* _____,

Craig Moss, Pro Se Complainant
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Pursuant to 52 Pa. Code § 5.341(b) and § 5.349(d), Respondent was required to answer, or properly object to, the Interrogatories and Requests for Production within twenty (20) days of service.

Respondent's deadline to respond or object was Monday, May 11, 2026.

To date, Respondent has completely failed to provide any answers, produce any documents, or file any formal objections to Complainant's discovery requests.

Respondent's failure to respond constitutes a waiver of any objections it may have held regarding the scope or nature of the discovery requests.

The requested discovery is highly relevant and essential to Complainant's case. Specifically, Complainant is seeking internal customer service call logs and system notes from January 2017. These records are necessary to prove that Respondent had actual notice that Complainant was incarcerated, was not occupying the residence, and therefore cannot be held legally liable for the outstanding balance under 52 Pa. Code § 56.35(b).

Complainant is severely prejudiced in his ability to prepare his exhibits for the upcoming telephonic evidentiary hearing scheduled for June 24, 2026, due to Respondent's willful failure to comply with the Commission's discovery regulations.

WHEREFORE, Complainant respectfully requests that the Administrative Law Judge grant this Motion to Compel and enter an Order requiring Respondent to:

A. Provide full and complete responses to the Interrogatories and Requests for Production of Documents within five (5) days of the Order;

B. Preclude Respondent from raising any objections to the requested discovery due to their failure to timely file objections; and

C. Grant any further relief deemed just and appropriate, including taking adverse inferences regarding the 2017 call logs if Respondent fails to produce them.

Date: May 17, 2026

Respectfully Submitted,

_____ *Craig Moss* _____,
Craig Moss
Pro Se Complainant

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CERTIFICATE OF SERVICE

I, Craig Moss, hereby certify that I have this day served a true and correct copy of the foregoing Notice to Plead and Motion to Compel Discovery upon the parties listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

Served via Electronic Mail:

Honorable Chad L. Allensworth
Administrative Law Judge
Pennsylvania Public Utility Commission
callenswor@pa.gov

Margaret A. Morris, Esquire
Reger Rizzo & Darnall LLP
Cira Centre, 13th Floor
2929 Arch Street
Philadelphia, PA 19104
mmorris@regerlaw.com
Counsel for Respondent

Date: May 17, 2026

_____ *Craig Moss* _____
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