

**KOLMAN LAW, P.C.**  
Timothy M. Kolman, Esquire (PA I.D. 51982)  
414 Hulmeville Avenue  
Penndel, PA 19047  
(215) 750-3134

MAURI B. KELLY  
LACKAWANNA COUNTY  
2022 AUG 24 P 12:34

Attorney for Plaintiff  
Philip Godlewski

CLERK OF  
JUDICIAL RECORDS  
CIVIL DIVISION

**PHILIP GODLEWSKI,**

*Plaintiff,*

v.

**CHRIS KELLY, TIMES SHAMROCK  
COMMUNICATIONS, THE  
SCRANTON TIMES-TRIBUNE,  
LARRY HOLEVA**

*Defendants.*

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: IN THE COURT OF COMMON PLEAS  
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: OF LACKAWANNA COUNTY  
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: CIVIL ACTION  
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: No.: 2021-CV-2195  
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: JURY TRIAL DEMANDED  
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**PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO COMPEL DISCOVERY**

Plaintiff, Philip Godlewski ("Plaintiff or Mr. Godlewski"), by and through his attorneys, hereby responds to Defendants' Motion to Compel Plaintiff's Discovery Responses and avers as follows.

1. Admitted.
2. Admitted.
3. Admitted on information and belief.
4. Admitted.
5. Admitted.
6. Denied. Plaintiff has since provided Defendants with his tax returns going back to 2016. He has not filed for 2020 and 2021.
7. Admitted.

8. Admitted.
9. Plaintiff has no such tax returns.
10. Admitted.
11. Admitted.
12. Admitted. Plaintiff has since sent to Defendants,' all documents which might be responsive to Defendants' request.
13. Admitted.
14. Admitted.
15. Plaintiff has since provided his signature for verification of this document.
16. Plaintiff has since provided his signature for verification of this document.
17. Admitted.
18. Denied, considering Plaintiff's full compliance Plaintiff respectfully believes that the matter is now moot and no order from this court is necessary.
19. Denied on information and belief. For some reason, known only to Defendants, the copy of Document Request Set II was allegedly sent to Plaintiff via United States mail. Notably, at other times, Defendants have served the Plaintiff electronically. Plaintiff never received Set II and therefore never timely responded. Plaintiff has since fully responded to these document requests
20. Denied as stated.
21. Admitted.
22. Denied. Plaintiff has since fully responded to Defendants' Set III of document requests.
23. Admitted.

24. Denied. Plaintiff has since fully responded to Defendants' Set III of Defendants' document requests.
25. Admitted.
26. Admitted.
27. Plaintiff requests that no such order to compel be entered because the matter is now moot.
28. Denied. It is denied that the Defendants sent the Interrogatories Set II to the Plaintiff. Again, for some inexplicable reason Defendants allegedly served Plaintiff with these Interrogatories by US mail instead of electronic mail. The first time Plaintiff saw them was as an attachment Exhibit G to Defendants' Motion to Compel.
29. Denied. Notwithstanding the fact that Plaintiff was 'served' on August 5, 2022, he has nonetheless completed his answers to Interrogatories Set II.
30. Admitted. By way of further answer, Plaintiff has answered these Interrogatories well within 30 days.
31. Admitted.
32. Denied that any such order is necessary, Plaintiff having answered these Interrogatories.

WHEREFORE, the Plaintiff respectfully requests this Court deny the Defendants' Motion to Compel as moot.

Respectfully submitted:

**KOLMAN LAW P.C.**

/s Timothy M. Kolman

Timothy M. Kolman, Esquire  
Attorneys for Plaintiff

# **EXHIBIT 1**

**Timothy M. Kolman, Esq.**

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**From:** Kolman Law Client Care  
**Sent:** Thursday, April 7, 2022 10:13 AM  
**To:** timothyhinton@haggertylaw.net  
**Cc:** Timothy M. Kolman, Esq.  
**Subject:** Defendant Response to Interrogatories Set II  
**Attachments:** Plaintiff's Response to Second Set of Interrogatories 040722 EMAILED 4856-9555-9963 v.1.pdf; Verification\_Signed.docx for Set II Rogs 040722.pdf

Please find Defendant's Response to Second Set if Interrogatories with Verification.

Thank You

Kat

**Kolman Law Client Care**

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**CERTIFICATE OF COMPLIANCE**

I certify that this filing complies with the provisions of the Public Access policy of the United Judicial System of Pennsylvania case records of Appellate and Trial Courts that require confidential information and documents differently than nonconfidential information and documents.

/s/ Timothy M. Kolman  
Timothy M. Kolman, Esq.  
Attorney No: 51982

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 22nd day of August 2022, I caused to be served by Electronic Mail, true and correct copies of Plaintiff's Response to Defendants' Motion to Compel Discovery to Defendant's Counsel.

Respectfully Submitted,

KOLMAN LAW, P.C.

*/s/ Timothy M. Kolman*

Timothy M. Kolman, Esquire  
414 Hulmeville Ave  
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(215) 750-3134  
Attorney for Plaintiff

Dated: August 22, 2022