

E-00000C-11-0328



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ORIGINAL OPEN MEETING AGENDA
ARIZONA CORPORATION COMMISS
UTILITY COMPLAINT FORM

Investigator: Richard Martinez **Phone:** 2013 JUL 11 A 9:51 **Fax:** (

Priority: Respond Within Five Days AZ CORP COMMISSION

Opinion No. 2013 - 111491

Date: 7/11/2013
Arizona Corporation Commission
DOCKETED

Complaint Description: 01H Billing - Smart Meter
08A Rate Case Items - Opposed

JUL 11 2013

Complaint By: **First:** John **Last:** Lee

DOCKETED BY [Signature]

Account Name: John Lee

Home: (000) 000-0000

Street:

Work:

City: Phoenix

CBR:

State: AZ **Zip:** 85007

is:

Utility Company: Miscellaneous Electric

Division: Electric

Contact Name: Unknown

Contact Phone: (000) 000-0000

Nature of Complaint:

Docket No. E-00000C-11-0328

Dear Sirs:

I am writing this letter in protest of this current program of installing Smart Meters on everyone's home, as is being done all across our country.

First of all, the people are not being informed of the surveillance on their personal and private lives that is the capability of these meters, which is a direct violation of privacy laws, as well as a violation of our constitutional protection.

It is also a violation to penalize the consumer for opting out of the program, by charging them a fee as well as increasing their monthly bill for something that is illegal in the first place.

There is also growing controversy of health issues, where these have been installed around the country, such as headaches, nausea, heart palpitations, and the lists goes on, believed to be caused from the electromagnetic radio signals sent out from these meters.

It has been publicized that no evidence has been found linking this to the meters, but their has also been no evidence to the contrary, and seeing as how these health issues are arising at the time of these installations, leaves the question (should this program go forward before the issues are throughally resolved for the safety of the people and their families.)

I for one, am very skeptical on how much effort was put into the research done on this problem.

It appears that we are in too much of a rush in mandating these programs before we know enough about them. As an example, the Perrin Ranch Wind Farm was rammed through with a heavy price tag in tax subsidies, which turned out to be a lemon when A.P.S. announced at Feb. meeting last year at the Coconino County Board meeting that they would not get involved in any more wind farms for the next 10 years because they determined

ARIZONA CORPORATION COMMISSION

UTILITY COMPLAINT FORM

Perrin Ranch Wind farm to be "not cost effective, not dependable, especially in the peak season when needed, not enough wind."

It is my position that if these smart Meters are going to be forced onto the consumer, then the consumer should be informed of the potential for health issues, as well as what these meters are capable of in invading their privacy.

If not, then the consumer should be allowed to opt out, without being penalized with a fee as well as having their monthly bill increased. I respectfully await your reply in these matters.

Thank you

John Lee

"Submitted copy of letter to A.P.S. in Williams"

From: John Lee

Williams, AZ 86046

To: Arizona Public Service

Dater of Letter: 06/17/2013

NOTICE OF NO CONSENT TO TRESPASS AND SURVEILLANCE, NOTICE OF LIABILITY

Dear (Energy Provider) and all agents, officers, employees, contractors and interested parties,

If you intend to install a "Smart Meter" or any activity monitoring device at the above address, you and all other parties are hereby deny consent for installation and use of all such devices on the above property. Installation and use of any activity monitoring device is hereby refused and prohibited. Informed consent is legally required for installation of any surveillance device and any device that will collect and transmit private and personal data to undisclosed and unauthorized parties for undisclosed and unauthorized purposes. Authorization for sharing of personal and private information may only be given by the originator and subject of that information. That authorization is hereby denied and refused with regard to the above property and all its occupants. "Smart Meters: violate the law and cause endangerment to residents by the following factors:

1. They individually identify electrical devices inside the home and record when they are operated causing invasion of privacy.
2. They monitor household activity and occupancy in violation of rights and domestic security.
3. They transmit wireless signals which may be intercepted by unauthorized and unknown parties. Those signals can be used to monitor behavior and occupancy and they can be used by criminals to aid criminal activity against the occupants.
4. Data about occupant's daily habits and activities are collected, recorded and stored in permanent databases which are accessed by parties not authorized or invited to know and have that private data by those who's activities were recorded.
5. Those with access to the smart meter databases can review a permanent history of household activities complete with calendar and time-of-day metrics to gain a highly invasive and detailed view of the lives of occupants.
6. Those databases may be shared with , or fall into the hands of criminals, blackmailers, corrupt law enforcement, private hackers of wireless transmissions, power company employees, and other unidentified parties who may act against the interest of the occupants under metered surveillance.
7. "Smart Meters" are, by definition, surveillance devices which violate Federal and State wiretapping laws by

ARIZONA CORPORATION COMMISSION

UTILITY COMPLAINT FORM

recording databases of private and personal activities and behaviors without the consent knowledge of those people who are monitored.

8. It is possible for example, with analysis of certain "Smart Meter" data, for unauthorized and distant parties to determine medical condition, sexual activities, physical locations of persons within the home, vacancy patterns and personal information and habits of the occupants.

9. Your company has not adequately disclosed the particular recording and transmission capabilities of the smart meter, or the extent of the data that will be recorded, stored and shared, or the purposes to which the data will and will not be put.

10. Electromagnetic and Radio Frequency energy contamination from smart meters exceeds allowable safe and healthful limits for domestic environments as determined by the EPA and other scientific programs.

11. Your Legal easement to my property stops at the meter. Your easement does not include my house's wiring which I bought and paid for myself and is my property, not yours. Be clear on this: My house's wiring is my own and you do not have permission or my consent to use my house's wiring to send any sort of radio frequency along it for any purpose whatever. You cannot use my wiring for surveillance purposes.

I forbid, refuse and deny consent of any installation and use of any monitoring, eavesdropping, and surveillance devices on my property, my place of residence and my place of occupancy. That applies to and includes "Smart Meters" and activity monitoring devices of any and all kinds. Any attempt to install any such device directed at me, other occupants, my property or residence will constitute trespass, stalking, wiretapping and unlawful surveillance and endangerment for health and safety, all prohibited and punishable by law through criminal and civil complains. All persons, government agencies and private organizations responsible for installing or operating monitoring devices directed at or recording my activities, which I have not specifically authorized in writing, will be fully liable for any violations, intrusions, harm or negative consequences caused or made possible by those devices whether those negative consequences are justified by "law" or not.

This is legal notice. After this delivery the liabilities listed above may not be denied or avoided by parties named and implied in this notice. Civil Servant immunities and protections do not apply to the installation of smart meters due to the criminal violations they represent.

Notice to principal is notice to agent and notice to agent is notice to principal. All rights reserved.

Signature

John Lee

End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

Emailed to the Phoenix office for docketing.

FILE CLOSED.

End of Comments

Date Completed: 7/1/2013

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