

Thomas A. McCarey
285 Dayleview Road
Berwyn, PA 19312
PUC Docket # C-2015-2503724

Rosemary Chiavetta
Pennsylvania Public Utilities Commission
400 North Street, Second Floor
Harrisburg, PA 17120

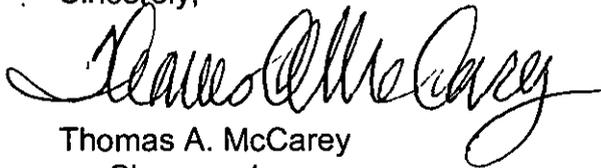
Dear Mrs. Chiavetta:

I am rejecting an AMI "smart meter" for my home on the grounds that Act 129 (2008) is an illegal act. Since the PA PUC deliberately misinterpreted HB 2200 when it became PA Act 129 (2008) and set utility implementation regulations that smart meters are mandatory, which the PA state legislature did NOT want, I consider PECO's and the PA PUC's actions as legislative overreach, breaching democratic principles of governance.

Per the House and Senate legislative logs of the discussions of HB 2200 that became Act 129, the legislators did not intend for the meters to be mandatory. Their legislation reflected the spirit of the Federal program that the meters be optional. After the Pennsylvania legislation was passed, the PUC arbitrarily and capriciously decided to make the meters mandatory saying that it was the PUC's "BELIEF" that the legislators wanted the meters to be mandatory. In this way the PUC illegally neutralized HB 2200 and imposed their own regulation in its place.

I am also invoking PECO's own policy that they do not turn off electricity for ratepayers who earn below a certain income, as stated on the 10 day shut off notice I received. I can provide my IRS 1040 form as proof of income. Thank you.

Sincerely,



Thomas A. McCarey
cc: Shawane Lee

RECEIVED

OCT 14 2015

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

CERTIFIED MAIL

Thomas McCarey
285 Dayleview Rd.
Berwyn, PA 19312-1201



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17120

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ROSEMARY CHIARETTA
PA PUC
400 NORTH ST., SECOND FLOOR
HARRISBURG, PA 17120



**RETURN RECEIPT
REQUESTED**

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