

I, J. JUDE BERVINCHAK, HERBY DECLARE AS FOLLOWS:

I reside at 825 Christine Lane, Lancaster, PA 17601. The following points support my appeal to opt out from having a smart meter installed on my property.

1.) The following evidence indicates that exposure to smart meters can cause people to develop electrohypersensitivity. The following statements are from a two-page letter dated 2 August 2016 from the foremost EMF/RF researchers, physicians, and academics in the world written to the North Carolina Utilities Commission:

<https://smartmeterharm.files.wordpress.com/2016/08/n-carolina-duke-sm-carpenter-et-al-letter-8-2-16.pdf>

Paragraph 3 states:

**Smart meters and cell phones occupy similar frequency bands of the electromagnetic spectrum**, meaning that cell phone research can apply to smart meter RFR. Smart meter RFR consists of frequent, very intense, but very brief pulses throughout the day. Because smart meter exposure over a 24 hour period can be very prolonged (pulses can average 9,600 times a day), and because there is building evidence that the sharp, high intensity pulses are particularly harmful, the cell phone study findings are applicable when discussing adverse health impacts from smart meters.

Paragraph 4 states:

While the strongest evidence for health hazards coming from RFR is for cancer, there is a growing **body of evidence** that shows some **people develop a condition called electrohypersensitivity (EHS)**. These individuals respond from exposure to RFR with a variety of symptoms: headache, fatigue, memory loss, ringing in the ears, "brain fog", and burning tingling and itchy skin. Some reports indicate that up to **three percent of the population may develop these symptoms, and that exposure to smart meters is a trigger for development of EHS.**

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Paragraph 1 states:

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***“... it is imperative that the North Carolina Utilities Commission be fully aware of the harm that RFR can cause and allow utility customers to opt out of smart meter installation with no penalty.”***

2.) HHB2200 stated AMI SMs (smart meters) were NOT to be mandated. By not permitting opt outs from AMI Smart Meters in Pennsylvania during formulating its AMI SM regulations, the PA PUC, breached ethical and legal standards regarding unsafe AMI SMs regarding the RFRs they emit. Various states have permitted safe electric power usage by granting and implementing AMI SMs opt outs, which the PA PUC deliberately refused in formulating its utility regulations regarding AMI SMs. This thereby is subjecting consumers to unknown and adverse health effect which violate the Nuremberg Code since consumers' consent was not required nor sealed, and their use amounts to an experiment on P.P.L.'s customers.

Harmful personal bodily RFR exposure has been mandated by PA PUC Regulations - not by HB2200/Act 129 (2008) and, therefore, is illegal. Act 129 does not defy nor negate the Pennsylvania state constitution's "Inherent Rights of Mankind, Section 1". The commonwealth's regulatory agency- the PA PUC- is guilty of nonfulfillment. I allege:

All men [and women] are born equally free and independent, and have certain inherent and indefensible rights, among which are those of enjoying and defending life and liberty, of acquiring, possessing and protecting property and reputation, and of pursuing their own happiness.  
...Pennsylvania Constitution, Section 1.

3) Cell phone RFR exposure is elective, because of an individual's ability to turn off cell phones, but an AMI SM can not be turned off once it is installed on an individual's home. I, J Jude Bervinchak choose not to have a smart meter placed on my home based on my human right to protect my health, body, and property.

4.) My sister, Donna L Bervinchak, suffers from electrohypersensitivity and my house should be safe for her and other visitors and inhabitants.

I, J Jude Bervinchak conclude that I have proven that I have a right to refrain from having a Smart meter installed on my home. In so doing, I choose to have a safe Analog meter installed on my property.

The above points strongly support the rights of all citizens in the state of Pennsylvania. Pennsylvanians should be able to choose between an Analog meter or a smart meter. The PA PUC should allow all utility customers within Pennsylvania the choice to opt out of smart meter installation with no penalty.

A Loyal PPL Customer,

*J Jude Bervinchak*  
J Jude Bervinchak  
825 Christine Lane  
Lancaster, PA 17601

*J Jude Bervinchak*  
1-5-17

cc: Rosemary Chiavetta, Secretary of PA PUC  
Kimberly A. Klock (ID#89716)  
Christopher T. Wright (ID# 203412)  
Devin T. Ryan (ID#316602)

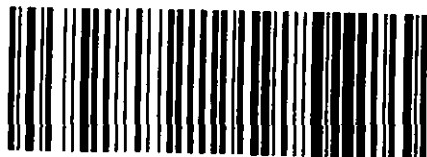
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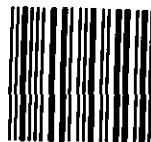
Mr. Jude Bervinchak  
825 Christine Ln.  
Lancaster, PA 17601



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Pennsylvania Public Utility Commission  
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Harrisburg, PA 17120

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