



An Exelon Company

Legal Department
2301 Market Street / S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699

Direct Dial: 215.841.6841

August 9, 2017

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Second Floor
Harrisburg, PA 17120

RE: Thomas McCarey v. PECO Energy Company
PUC Docket No. C-2017-2615597
PUC Docket No. C-2017-2615980

Dear Ms. Chiavetta:

Enclosed for filing with the Commission is a *Motion to Consolidate* with regard to the matters referenced above.

I have enclosed a Certificate of Service showing that a copy of the above document was served on the interested parties. Thank you for your time and attention on this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Shawane Lee", with a long horizontal flourish extending to the right.

Shawane Lee
Counsel for PECO Energy Company

SL/alb
Enclosure

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THOMAS MCCAREY

v.

PECO ENERGY COMPANY

:
:
:
:
:
:
:

DOCKET NO. C-2017-2615597

DOCKET NO. C-2017-2615980

NOTICE TO PLEAD

Pursuant to 52 Pa. Code §§ 5.102, you are hereby notified that, if you do not file a written response denying or correcting the enclosed Motion to Consolidate of PECO Energy Company, within 20 days from service of this notice, a ruling may be entered against you. All pleadings must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy served to counsel for PECO Energy Company, Shawane L. Lee, and where applicable, the Administrative Law Judge presiding over the issue.

File with:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Second Floor
Harrisburg, PA 17120

With a copy to:

Shawane L. Lee, Esq.
PECO Energy Company
2301 Market Street, S-23
Philadelphia, PA 19103

Dated at Philadelphia, PA, August 9, 2017.



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103
(215) 841-6841
Fax: 215.568.3389

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THOMAS MCCAREY

v.

PECO ENERGY COMPANY

:
:
:
:
:
:

DOCKET NO. C-2017-2615597

DOCKET NO. C-2017-2615980

PECO ENERGY COMPANY'S MOTION TO CONSOLIDATE

Respondent, PECO Energy Company ("PECO"), pursuant to 52 Pa. Code § 5.81(a) respectfully petitions this Honorable Commission to consolidate the matters of Thomas McCarey v. PECO Energy, the above referenced dockets because the two complaints contain the same allegations. In support of this request, PECO avers:

1. On or around July 24, 2017, PECO Energy was served with a Complaint filed by Complainant with the Pennsylvania Public Utility Commission ("PUC") at Docket Number C-2017-2615597. A copy is attached as Exhibit "1".
2. In the Complainant's formal complaint, he opposes installation of PECO Energy's smart meter because of health, safety and privacy concerns. The Complainant states that he has experienced two transient ischemic attacks and cannot be exposed to EMFs/RFs affecting his brain and central nervous system. The Complainant states that Act 129 does not mandate the installation of a smart meter and requests to keep his existing electric meter.
3. On July 26, 2017, PECO Energy was served with a Complaint filed by Complainant with the Pennsylvania Public Utility Commission ("PUC") at Docket Number C-2017-2615980. A copy is attached as Exhibit "2".

4. In the Complainant's second formal complaint, he opposes installation of PECO Energy's smart meter gas module because of health, safety and privacy concerns. The Complainant states that he has experienced two transient ischemic attacks and cannot be exposed to EMFs/RFs affecting his brain and central nervous system. The Complainant states that Act 129 does not mandate the installation of a smart meter and requests to keep his existing gas meter.

5. Pursuant to 52 Pa. Code § 5.101(b), PECO timely filed an Answer to both Complaints. A copy of the answers is attached as Exhibit "3".

6. PECO Energy avers that the Complaints make the same averments and essentially contain the same allegations but are for different meter (electric meter and gas meter).

7. These Complaints should be consolidated pursuant to 52 Pa. Code § 5.81 (a), which holds:

The Commission or presiding officer, with or without motion, may order proceedings involving a common question of law or fact to be consolidated. The Commission or presiding officer may make orders concerning the conduct of the proceeding as may avoid unnecessary costs or delay.


8. Both Complaints cover the same customer, address, and contain common questions of law and fact such that one hearing covering both Complaints will avoid unnecessary costs or delay to the Commission. Each Complaint relates to the same issues and facts, whether PECO can install an AMI meter at the Complainant's residence.

9. Accordingly, the two Complaints should be consolidated to save the time, resources and the expense of the parties and the Commission.

WHEREFORE, PECO Energy Company respectfully requests that this Honorable Commission issue an Order consolidating the complaints at docket numbers C-2017-2615597

and C-2017-2615980. With the exception that the complaints involve a gas and electric meter, the Complaints are identical.

Respectfully Submitted,



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103
(215) 841-6841
Fax: 215.568.3389

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THOMAS MCCAREY

v.

PECO ENERGY COMPANY

:
:
:
:
:
:
:

DOCKET NO. C-2017-2615597
DOCKET NO. C-2017-2615980

VERIFICATION

I, Shawane L. Lee, hereby declare that I am an attorney representing PECO Energy Company; that as such I am authorized to make this verification on its behalf; that the facts set forth in the foregoing Pleading are true to the best of my knowledge, information and belief, and that I make this verification subject to the penalties of 18 Pa. C.S. §4904 pertaining to false statements to authorities.



Date: August 9, 2017

Shawane L. Lee

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THOMAS MCCAREY

v.

PECO ENERGY COMPANY

:
:
:
:
:
:

DOCKET NO. C-2017-2615597
DOCKET NO. C-2017-2615980

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of PECO Energy Company's Motion to Dismiss in the above matter upon all interested parties by mailing a copy thereof, properly addressed and postage prepaid to:

Thomas A. McCarey
285 Dayleview Road
Berwyn, PA 19312

Dated at Philadelphia, Pennsylvania, August 9, 2017



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103
(215) 841-6841
Fax: 215.568.3389

EXHIBIT 1

Botak, Army:(PECO)

From: eServe@pa.gov
Sent: Monday, July 24, 2017 12:01 PM
To: Lee, Shawane L:(PECO)
Cc: Botak, Army:(PECO)
Subject: [EXTERNAL] PA PUC eServe Notice

Importance: High

Dear Shawane L Lee,

A(n) **Formal Complaint** has been served in this proceeding. This document is docketed as **C-2017-2615997**. You may view this document at [Formal Complaint](#)

You are receiving this email because you are a(n) **Respondent** for this case and have agreed to be served electronically. By selecting electronic service (eService), you have agreed that this notification constitutes valid service. Electronic service of any and all documents will be in place of paper service.

Thank You,
Public Utility Commission
Commonwealth of Pennsylvania

** Please do not respond to this automatically generated email.*

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint

Filing this form begins a legal proceeding and you will be a party to the case. If you do not wish to be a party to the case, consider filing an informal complaint.

To complete this form, please type or print legibly in ink.

1. Customer (Complainant) Information

Provide your name, mailing address, county, telephone number(s), e-mail address and utility account number. It is your responsibility to update the Commission with any changes to your address and to where you want documents mailed to you.

Name THOMAS A MCCAREY
Street/P.O. Box 285 DAYLEVIEW ROAD Apt #
City BARLWYN State PA Zip 19312
County CHESTER

Telephone Number(s) Where We Can Contact You During the Day:

(610) 644-7947 (home) (484) 318-9781 (mobile)

E-mail Address (optional): tom_mccarey@yahoo.com

Utility Account Number (from your bill) 69633 00206

If your complaint involves utility service provided to a different address or in a different name than your mailing address, please list this information below.

Name
Street/P.O. Box
City State Zip

RECEIVED

JUL 19 2017

2. Name of Utility or Company (Respondent)

Provide the full name of the utility or company about which you are complaining. The name of your utility or company is on your bill.

PECO AN EXELON COMPANY

3. Type of Utility Service

Check the box listing the type of utility service that is the subject of your complaint (check only one):

- | | |
|--|---|
| <input checked="" type="checkbox"/> ELECTRIC | <input type="checkbox"/> WASTEWATER/SEWER |
| <input type="checkbox"/> GAS | <input type="checkbox"/> TELEPHONE/TELECOMMUNICATIONS (local, long distance) |
| <input type="checkbox"/> WATER | <input type="checkbox"/> MOTOR CARRIER (e.g. taxi, moving company, limousine) |
| <input type="checkbox"/> STEAM HEAT | |

4. Reason for Complaint

What kind of problem are you having with the utility or company? Check all boxes below that apply and state the reason for your complaint. Explain specifically what you believe the utility or company has done wrong. Provide relevant details including dates, times and places and any other information that may be important. If the complaint is about billing, tell us the amount you believe is not correct. Use additional paper if you need more space. Your complaint may be dismissed without a hearing if you do not provide specific information.

- The utility is threatening to shut off my service or has already shut off my service.
- I would like a payment agreement.
- Incorrect charges are on my bill. Provide dates that are important and an explanation about any amounts or charges that you believe are not correct. Attach a copy of the bill(s) in question if you have it/them.
- I am having a reliability, safety or quality problem with my utility service. Explain the problem, including dates, times or places and any other relevant details that may be important.
- Other (explain).
SEE ENCLOSED

Note: If your complaint is only about removing or modifying a municipal lien filed by the City of Philadelphia, the Public Utility Commission (PUC) cannot address it. Only local courts in Philadelphia County can address this type of complaint. The PUC can address a complaint about service or incorrect billing even if that amount is subject to a lien.

In addition, the PUC generally does not handle complaints about cell phone or internet service, but may be able to resolve a dispute regarding voice communications over the internet (including the inability to make voice 911/E911 emergency calls) or concerns about high-speed access to internet service.

5. **Requested Relief**

How do you want your complaint to be resolved? Explain what you want the PUC to order the utility or company to do. Use additional paper if you need more space.

I WANT TO KEEP THE ANALOG METER THAT IS ON MY HOUSE TO ENFORCE AND GUARANTEE MY US AND PA STATE CONSTITUTIONAL RIGHTS TO LIVE IN SAFETY AND TO PROTECT MY LIFE, MY HEALTH, AND MY PROPERTY.

Note: The PUC can decide that a customer was not billed correctly and can order billing refunds. The PUC can also fine a utility or company for not following rules and can order a utility or company to correct a problem with your service. Under state law, the PUC cannot decide whether a utility or company should pay customers for loss or damages. Damage claims may be sought in an appropriate civil court.

6. Protection From Abuse (PFA)

Has a court granted a "Protection From Abuse" order that is currently in effect for your personal safety or welfare? The PUC needs this information to properly process your complaint so that your identity is not made public.

Note: You must answer this question if your complaint is against a natural gas distribution utility, an electric distribution utility or a water distribution utility AND your complaint is about a problem involving billing, a request to receive service, a security deposit request, termination of service or a request for a payment agreement.

Has a court granted a "Protection From Abuse" order for your personal safety or welfare?

YES

NO

If your answer to the above question is "yes," attach a copy of the current Protection From Abuse order to this Formal Complaint form.

7. Prior Utility Contact

a. Is this an appeal from a decision of the PUC's Bureau of Consumer Services (BCS)?

YES

NO

Note: If you answered yes, move to Section 8. No further contact with the utility or company is required. If you answered no, answer the question in Section 7 b. and answer the question in Section 7 c. if relevant.

b. If this is not an appeal from a BCS decision, have you spoken to a utility or company representative about this complaint?

YES

NO

Note: You must contact the utility first if (1) you are a residential customer, (2) your complaint is against a natural gas distribution utility, an electric distribution utility or a water utility AND (3) your complaint is about a billing problem, a service problem, a termination of service problem, or a request for a payment agreement.

c. If you tried to speak to a utility company representative about your complaint but were not able to do so, please explain why.

N/A

Note: Even if you are not required to contact the utility or company, you should always try to speak to a utility or company representative about your problem before you file a Formal Complaint with the PUC.

8. Legal Representation

If you are filing a Formal Complaint as an individual on your own behalf, you are not required to have a lawyer. You may represent yourself at the hearing.

If you are already represented by a lawyer in this matter, provide your lawyer's name, address, telephone number, and e-mail address, if known. Please make sure your lawyer is aware of your complaint. If represented by a lawyer, both you and your lawyer must be present at your hearing.

Lawyer's Name N/A

Street/P.O. Box _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

E-mail Address (if known) _____

Note: Corporations, associations, partnerships, limited liability companies and political subdivisions are required to have a lawyer represent them at a hearing and to file any motions, answers, briefs or other legal pleadings.

9. Verification and Signature

You must sign your complaint. Individuals filing a Formal Complaint must print or type their name on the line provided in the verification paragraph below and must sign and date this form in ink. If you do not sign the Formal Complaint, the PUC will not accept it.

Verification:

I, THOMAS A. MCCREY, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Thomas A. McCrey _____ 18 JULY 2017
(Signature of Complainant) (Date)

Title of authorized employee or officer (only applicable to corporations, associations, partnerships, limited liability companies or political subdivisions)

Note: If the Complainant is a corporation, association, partnership, limited liability company or political subdivision, the verification must be signed by an authorized officer or authorized employee. If the Formal Complaint is not signed by one of these individuals, the PUC will not accept it.

10. Two Ways to File Your Formal Complaint

Electronically. You must create an account on the PUC's eFiling system, which may be accessed at <http://www.puc.pa.gov/efiling/default.aspx>.

Note: If you are appealing your Bureau of Consumer Services (BCS) decision, you must file your formal complaint by mail.

Mail. Mail the completed form with your original signature and any attachments, by certified mail, first class mail, or overnight delivery to this address:

Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, Pennsylvania 17120

Note: Formal Complaints sent by fax or e-mail will not be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your Formal Complaint for your records.

Thomas A. McCarey
285 Dayleview Road
Berwyn, PA 193121
PECO Account Number 6963300206

Rosemary Chiavetta, Secretary
Public Utility Commission
400 North Street
Keystone Bldg.
Harrisburg, PA 17120

To The Pennsylvania Public Utilities Commission:

I am filing this Formal Complaint against an AMI Smart Meter as per Rosmarie Chiavetta's telephone recommendation to me to do so at 9:55 AM on July 18, 2017.

I oppose the installation of an AMI smart meter on my home because of health, safety, and privacy concerns.

1.I have experienced two TIAs (transient ischemic attacks) and cannot be exposed to EMFs/RFs affecting my brain and CNS (central nervous system).

2.I request that an AMI smart meter not be installed on my property because HB2200/Act 129 was written and passed into law as an Opt-In Bill/legislation. [HB2200/Act 129 (2008) §2807(f)(7)(2)(i)] "Upon request from a customer that agrees to pay the cost of the smart meter at the time of the request." I never requested nor agreed to pay for a PECO AMI Smart Meter and, furthermore, I sending you notice of my right and intent to not accept it, as guaranteed by §2807(f)(7)(2)(i) of Act 129 (2008) (see entire text).

3.I should not be forced to have an AMI smart meter because the federal government never made Smart Meters mandatory: Energy Policy Act of 2005, Title XII, Subtitle E, Section 1252, (a), (14), (C): "Each electric utility subject to subparagraph (A) shall provide each customer requesting a time-based rate with a time-based meter capable of enabling the utility and

customer to offer and receive such rate, respectively." I have not requested an AMI smart meter.

4. Citing Federal Law, "No public utility shall prejudice, disadvantage, or require different rates or deposit amounts from a person because of ancestry, medical condition, marital status or change in marital status, occupation, or any characteristic listed or defined in Section 11135 of the Government Code."

5. AMI smart meters violate my 4th Amendment right to privacy. Smart meters relay detailed information about times and amounts of electrical power usage. Energy usage data allows the reconstruction of a household's activities, including when residents are home or away. Even in the absence of "smart"/Wi-Fi transmitting appliances and Zigbee chips, the specific appliances consuming power and their time of consumption can be determined through analysis by special software developed at MIT. (This is for the sole benefit of the utilities; the statement that consumers will make use of an ability to see a running analysis of their consumption is propaganda -- most customers are not interested.)

One cannot rely on a utility's claim that they will not release or sell information to other parties. Smart meters are an open portal into every home -- an unacceptable intrusion into customers' privacy. A very slippery slope. A related invasion of rights is the plan for the utilities to eventually be able to control major household appliances. This will be a serious infringement on freedom within one's own home; the freedom to use such devices whenever they are needed. It will impose forced limitations on when one can wash dishes, wash or dry clothes, take a hot bath, or run the A/C. Another very slippery slope.

6. The World Health Organization's International Agency for Research on Cancer (IARC) has classified microwave radiation, specifically including that emitted by smart meters, as a possible human carcinogen. This means that in order to continue to receive electrical power, people are being forced to live with a device on their homes that emits possibly carcinogenic microwaves 24/7. The results of thousands of studies strongly suggest that microwaves are not safe for humans.

At least with cell phones a person has a choice whether or not to use them. If the smart meter roll-out plan had been submitted as a proposal for an experiment on human beings, which it undeniably is, any Institutional Review Board, including the division of the NIH that supervises such experiments on humans, would have rejected it outright. Millions of persons world-wide are being used as guinea pigs without their permission. The smart meter roll-out violates Nuremberg principles.

7. Low level microwave radiation is not innocuous. Thousands of peer-reviewed research publications (Bioinitiative 2012; January 16, 2014) show adverse biological effects from pulsed microwave frequency radiation at exposure levels well below FCC limits; often lower by orders

of magnitude and in the range of emissions from smart meters. (For non-thermal biological effects, peak intensity is more important than averaged power. 24/7 exposure to smart meter pulses is actually an exposure of the same order of magnitude as using a cell phone for a much shorter time.)

Studies have shown detrimental effects of low-level microwave exposure on animals, birds and bees. In animals: reduced fertility and sperm viability, disturbance of immune function, increased numbers of breaks in DNA, breaching of the blood-brain barrier making it more porous to toxins, increased oxidative stress, increased cancer rates and many other effects. See "important letters from experts" in References and Notes section.

In humans, alterations in brain waves, sleep patterns and heart rates; increased cancer rates. There would be much more known about health effects in humans but funds have been withdrawn for research on non-thermal effects, and non-thermal findings by the EPA have been kept under cover.

8.AMI smart meters introduce harmful electromagnetic microwave energy into household wiring, called "dirty electricity," creating an unsafe and unhealthy environment in which to live.

9.AMI smart meters are made of flammable materials, are not properly grounded, and have no surge arrestors making them a serious fire hazard. AMI smart meters are not UL Approved, indicating that they are an unsafe appliance.

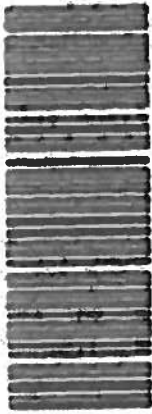
For these reasons, I should be allowed to keep my safe analog meter to enforce and guarantee my U.S. and PA state constitutional rights to live in safety and to protect my life/health and property.

Sincerely,

A handwritten signature in black ink that reads "Thomas A. McCarey". The signature is written in a cursive, flowing style.

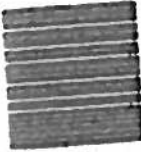
Thomas A. McCarey

Thomas McCarty
285 Duquesne Bldg
Scranton PA 18512



7016 1370 0001 9273 6124

U.S. POSTAGE
PAID
JULY 1981



17159

\$2.60

POSTAGE WILL BE PAID BY ADDRESSEE

SECRETARY
PA PUC
400 N. PINE ST.
ROCKSTONE BLDG.
HARRISBURG, PA 17120

SECRETARY
PA PUC
400 N. PINE ST.
ROCKSTONE BLDG.
HARRISBURG, PA 17120

SECRETARY
PA PUC
400 N. PINE ST.
ROCKSTONE BLDG.
HARRISBURG, PA 17120

SECRETARY
PA PUC
400 N. PINE ST.
ROCKSTONE BLDG.
HARRISBURG, PA 17120

EXHIBIT 2

Botak, Amy:(PECO)

From: eServe@pa.gov
Sent: Wednesday, July 26, 2017 9:21 AM
To: Lee, Shawane L:(PECO)
Cc: Botak, Amy:(PECO)
Subject: [EXTERNAL] PA PUC eServe Notice
Importance: High

Dear Shawane L Lee,

A(n) **Formal Complaint** has been served in this proceeding. This document is docketed as **C-2017-2619980**.
You may view this document at
Formal Complaint - McCarey

You are receiving this email because you are a(n) **Respondent** for this case and have agreed to be served electronically. By selecting electronic service (eService), you have agreed that this notification constitutes valid service. Electronic service of any and all documents will be in place of paper service.

Thank You,
Public Utility Commission
Commonwealth of Pennsylvania

** Please do not respond to this automatically generated email.*

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint

Filing this form begins a legal proceeding and you will be a party to the case. If you do not wish to be a party to the case, consider filing an informal complaint.

To complete this form, please type or print legibly in ink.

1. Customer (Complainant) Information

Provide your name, mailing address, county, telephone number(s), e-mail address and utility account number. It is your responsibility to update the Commission with any changes to your address and to where you want documents mailed to you.

Name THOMAS A. MCCREY

Street/P.O. Box 285 DAYLEVIEW ROAD Apt #

City BERWYN State PA Zip 19312

County CHESTER

Telephone Number(s) Where We Can Contact You During the Day:

(610) 644-7947 (home) (484) 318-9781 (mobile)

E-mail Address (optional): tom_mccrey@yahoo.com

Utility Account Number (from your bill) 6963300206

If your complaint involves utility service provided to a different address or in a different name than your mailing address, please list this information below.

Name

Street/P.O. Box

City State Zip PA

RECEIVED

JUL 30 2017

PUBLIC UTILITY COMMISSION SECRETARY'S BUREAU

2. Name of Utility or Company (Respondent)

Provide the full name of the utility or company about which you are complaining. The name of your utility or company is on your bill.

PECO AN EXELON COMPANY

3. Type of Utility Service

Check the box listing the type of utility service that is the subject of your complaint (check only one):

- | | |
|---|---|
| <input type="checkbox"/> ELECTRIC | <input type="checkbox"/> WASTEWATER/SEWER |
| <input checked="" type="checkbox"/> GAS | <input type="checkbox"/> TELEPHONE/TELECOMMUNICATIONS (local, long distance) |
| <input type="checkbox"/> WATER | <input type="checkbox"/> MOTOR CARRIER (e.g. taxi, moving company, limousine) |
| <input type="checkbox"/> STEAM HEAT | |

4. Reason for Complaint

What kind of problem are you having with the utility or company? Check all boxes below that apply and state the reason for your complaint. Explain specifically what you believe the utility or company has done wrong. Provide relevant details including dates, times and places and any other information that may be important. If the complaint is about billing, tell us the amount you believe is not correct. Use additional paper if you need more space. Your complaint may be dismissed without a hearing if you do not provide specific information.

The utility is threatening to shut off my service or has already shut off my service.

I would like a payment agreement.

Incorrect charges are on my bill. Provide dates that are important and an explanation about any amounts or charges that you believe are not correct. Attach a copy of the bill(s) in question if you have them.

I am having a reliability, safety or quality problem with my utility service. Explain the problem, including dates, times or places and any other relevant details that may be important.

Other (explain).

SEE ENCLOSED

Note: If your complaint is only about removing or modifying a municipal lien filed by the City of Philadelphia, the Public Utility Commission (PUC) cannot address it. Only local courts in Philadelphia County can address this type of complaint. The PUC can address a complaint about service or incorrect billing even if that amount is subject to a lien.

In addition, the PUC generally does not handle complaints about cell phone or Internet service, but may be able to resolve a dispute regarding voice communications over the Internet (including the inability to make voice 911/E911 emergency calls) or concerns about high-speed access to Internet service.

8. Requested Relief

How do you want your complaint to be resolved? Explain what you want the PUC to order the utility or company to do. Use additional paper if you need more space.

I WANT NO SMART METER TO BE INSTALLED ON MY GAS SERVICE TO ENFORCE AND GUARANTEE MY U.S. AND PA STATE CONSTITUTIONAL RIGHTS TO LIVE IN SAFETY AND TO PROTECT MY LIFE, MY HEALTH, AND MY PROPERTY.

Note: The PUC can decide that a customer was not billed correctly and can order billing refunds. The PUC can also fine a utility or company for not following rules and can order a utility or company to correct a problem with your service. Under state law, the PUC cannot decide whether a utility or company should pay customers for loss or damages. Damage claims may be sought in an appropriate civil court.

6. Protection From Abuse (PFA)

Has a court granted a "Protection From Abuse" order that is currently in effect for your personal safety or welfare? The PUC needs this information to properly process your complaint so that your identity is not made public.

Note: You must answer this question if your complaint is against a natural gas distribution utility, an electric distribution utility or a water distribution utility AND your complaint is about a problem involving billing, a request to receive service, a security deposit request, termination of service or a request for a payment agreement.

Has a court granted a "Protection From Abuse" order for your personal safety or welfare?

YES

NO

If your answer to the above question is "yes," attach a copy of the current Protection From Abuse order to this Formal Complaint form.

7. Prior Utility Contact

a. Is this an appeal from a decision of the PUC's Bureau of Consumer Services (BCS)?

YES

NO

Note: If you answered yes, move to Section 8. No further contact with the utility or company is required. If you answered no, answer the question in Section 7 b. and answer the question in Section 7 c. if relevant.

b. If this is not an appeal from a BCS decision, have you spoken to a utility or company representative about this complaint?

YES

NO

Note: You must contact the utility first if (1) you are a residential customer, (2) your complaint is against a natural gas distribution utility, an electric distribution utility or a water utility AND (3) your complaint is about a billing problem, a service problem, a termination of service problem, or a request for a payment agreement.

c. If you tried to speak to a utility company representative about your complaint but were not able to do so, please explain why.

N/A

Note: Even if you are not required to contact the utility or company, you should always try to speak to a utility or company representative about your problem before you file a Formal Complaint with the PUC.

8. Legal Representation

If you are filing a Formal Complaint as an individual on your own behalf, you are not required to have a lawyer. You may represent yourself at the hearing.

If you are already represented by a lawyer in this matter, provide your lawyer's name, address, telephone number, and e-mail address, if known. Please make sure your lawyer is aware of your complaint. If represented by a lawyer, both you and your lawyer must be present at your hearing.

Lawyer's Name N/A
Street/P.O. Box _____
City _____ State _____ Zip _____
Area Code/Phone Number _____
E-mail Address (if known) _____

Note: Corporations, associations, partnerships, limited liability companies and political subdivisions are required to have a lawyer represent them at a hearing and to file any motions, answers, briefs or other legal pleadings.

9. Verification and Signature

You must sign your complaint. Individuals filing a Formal Complaint must print or type their name on the line provided in the verification paragraph below and must sign and date this form in ink. If you do not sign the Formal Complaint, the PUC will not accept it.

Verification:

I, THOMAS A. MCCARDY, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4004 (relating to unsworn falsifications to authorities).

Thomas A. McCardy
(Signature of Complainant)

19 JULY 2017

(Date)

Title of authorized employee or officer (only applicable to corporations, associations, partnerships, limited liability companies or political subdivisions)

Note: If the Complainant is a corporation, association, partnership, limited liability company or political subdivision, the verification must be signed by an authorized officer or authorized employee. If the Formal Complaint is not signed by one of these individuals, the PUC will not accept it.

10. Two Ways to File Your Formal Complaint

Electronically. You must create an account on the PUC's eFiling system, which may be accessed at <http://www.puc.pa.gov/efiling/default.aspx>.

Note: If you are appealing your Bureau of Consumer Services (BCS) decision, you must file your formal complaint by mail.

Mail. Mail the completed form with your original signature and any attachments, by certified mail, first class mail, or overnight delivery to this address:

Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, Pennsylvania 17120

Note: Formal Complaints sent by fax or e-mail will not be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your Formal Complaint for your records.

Thomas A. McCarey
285 Dayview Road
Berwyn, PA 193121
PECO Account Number 6963300206

Rosemary Chivetta, Secretary
Public Utility Commission
400 North Street
Keystone Building
Harrisburg, PA 17120

RECEIVED

JUL 30 2017

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

To The Pennsylvania Public Utilities Commission:

I oppose the installation of an AMI smart meter on my home gas service because of health, safety, and privacy concerns.

1.I have experienced two TIAs (transient ischemic attacks) and cannot be exposed to EMFs/RFs affecting my brain and CNS (central nervous system).

2.I request that an AMI smart meter not be installed on my property because HB2200/Act 129 was written and passed into law as an Opt-in Bill/legislation. [HB2200/Act 129 (2008) §2807(f)(7)(2)(ii)] "Upon request from a customer that agrees to pay the cost of the smart meter at the time of the request." I never requested nor agreed to pay for a PECO AMI Smart Meter and, furthermore, I am sending you notice of my right and intent to not accept it, as guaranteed by §2807(f)(7)(2)(ii) of Act 129 (2008) (see entire text).

3.I should not be forced to have an AMI smart meter because the federal government never made Smart Meters mandatory: Energy Policy Act of 2005, Title XII, Subtitle E, Section 1252, (a), (14), (C): "Each electric utility subject to subparagraph (A) shall provide each customer requesting a time-based rate with a time-based meter capable of enabling the utility and customer to offer and receive such rate, respectively." I have not requested an AMI smart meter.

4. Citing Federal Law, "No public utility shall prejudice, disadvantage, or require different rates or deposit amounts from a person because of ancestry, medical condition, marital status or change in marital status, occupation, or any characteristic listed or defined in Section 11125 of the Government Code."

5. AMI smart meters violate my 4th Amendment right to privacy. Smart meters relay detailed information about times and amounts of electrical power usage. Energy usage data allows the reconstruction of a household's activities, including when residents are home or away. Even in the absence of "smart"/wi-fi transmitting appliances and Zigbee chips, the specific appliances consuming power and their time of consumption can be determined through analysis by special software developed at MIT. (This is for the sole benefit of the utilities; the statement that consumers will make use of an ability to see a running analysis of their consumption is propaganda -- most customers are not interested.)

One cannot rely on a utility's claim that they will not release or sell information to other parties. Smart meters are an open portal into every home -- an unacceptable intrusion into customers' privacy. A very slippery slope. A related invasion of rights is the plan for the utilities to eventually be able to control major household appliances. This will be a serious infringement on freedom within one's own home; the freedom to use such devices whenever they are needed. It will impose forced limitations on when one can wash dishes, wash or dry clothes, take a hot bath, or run the A/C. Another very slippery slope.

6. The World Health Organization's International Agency for Research on Cancer (IARC) has classified microwave radiation, specifically including that emitted by smart meters, as a possible human carcinogen. This means that in order to continue to receive electrical power, people are being forced to live with a device on their homes that emits possibly carcinogenic microwaves 24/7. The results of thousands of studies strongly suggest that microwaves are not safe for humans.

At least with cell phones a person has a choice whether or not to use them. If the smart meter roll-out plan had been submitted as a proposal for an experiment on human beings, which it undeniably is, any Institutional Review Board, including the division of the NIH that supervises such experiments on humans, would have rejected it outright. Millions of persons world-wide are being used as guinea pigs without their permission. The smart meter roll-out violates Nuremberg principles.

7. Low level microwave radiation is not innocuous. Thousands of peer-reviewed research publications (Biolinitiative 2012; January 16, 2014) show adverse biological effects from pulsed microwave frequency radiation at exposure levels well below FCC limits; often lower by orders of magnitude and in the range of emissions from smart meters. (For non-thermal biological effects, peak intensity is more important than averaged power. 24/7 exposure to smart meter pulses is actually an exposure of the same order of magnitude as using a cell phone for a much shorter time.)

Studies have shown detrimental effects of low-level microwave exposure on animals, birds and bees. In animals: reduced fertility and sperm viability, disturbance of immune function, increased numbers of breaks in DNA, breaching of the blood-brain barrier making it more porous to toxins, increased oxidative stress, increased cancer rates and many other effects. See "Important letters from experts" in References and Notes section.

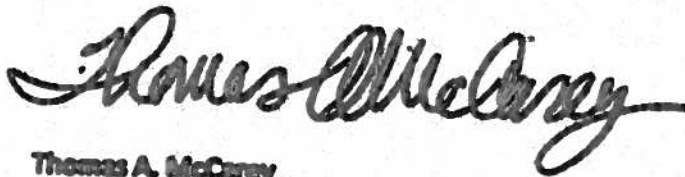
In humans, alterations in brain waves, sleep patterns and heart rates; increased cancer rates. There would be much more known about health effects in humans but funds have been withdrawn for research on non-thermal effects, and non-thermal findings by the EPA have been kept under cover.

8.AMI smart meters introduce harmful electromagnetic microwave energy into household wiring, called "dirty electricity," creating an unsafe and unhealthy environment in which to live.

9.AMI smart meters are made of flammable materials, are not properly grounded, and have no surge arrestors making them a serious fire hazard. AMI smart meters are not UL Approved, indicating that they are an unsafe appliance.

For these reasons, I should be allowed to keep my safe analog meter to enforce and guarantee my U.S. and PA state constitutional rights to live in safety and to protect my life/health and property.

Sincerely,



Thomas A. McCarey

James McHenry
68 Exchange Bldg
Camp PA 15312

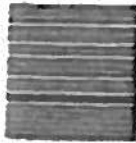
UNITED MAIL



7044 3370 0001 9279 6148



1000

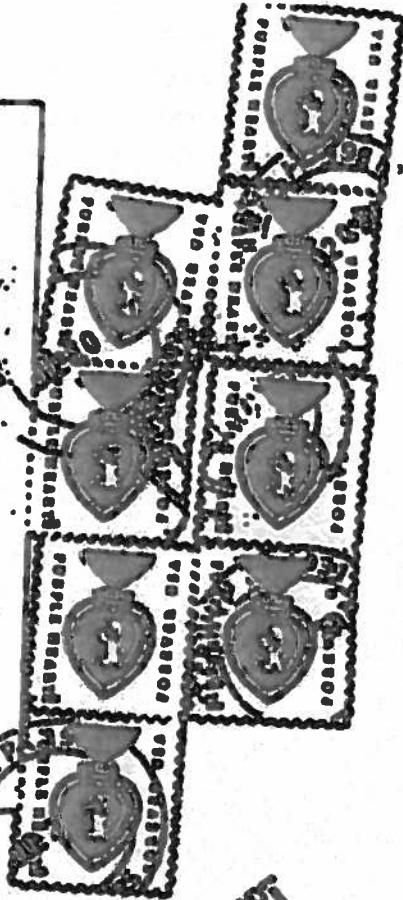


1710

U.S. POSTAGE
PAID
AT
HARRISBURG, PA
PERMIT NO. 1710

\$2.60

POSTAGE WILL BE PAID BY ADDRESSEE



NO RECEIPT
REQUESTED

SECRETARY
PX GWC
400 N. PINE ST.
HARRISBURG, PA 17120

NO RECEIPT
REQUESTED