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AUG 31 2017

August 29, 2017

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Teresa K. Harrold, Esquire
FirstEnergy
2800 Pottsville Pike
P.O. Box 16001
Reading, PA 19612-6001

Re: Docket No. C-2017-2608014
Catherine LaMagna v. Pennsylvania Electric Company
Interim Order Extending Deadline For Complainant To File Response To [The]
Preliminary
Objections and Cancelling Hearing

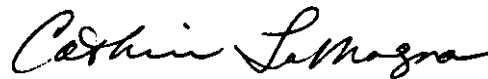
Dear Teresa K. Harrold:

Attached for filing is a response to the Interim Order to Pennsylvania Electric Company (Penelec's) Claims in response to my original Preliminary Objection. Complainant under Account No. 100075075448.

A copy of this response has been mailed to the PA Public Utility Commission Secretary Rosemary Chiavetta and the Administrative Law Judge Jeffrey A. Watson.

If there are any questions regarding this matter, please contact me.

Respectfully Yours,



Catherine LaMagna

Attachment/Pg. 1 Doc. No. C-201702608014

cc: PA PUC Secretary Rosemary Chiavetta

PA Administrative Law Judge Jeffrey A. Watson
Senator Lisa Baker

In support of my preliminary objections to FirstEnergy (Penelec's) rebuttal are as follows.

1. See attached Time Extension submittal paper.
2. Oct. 7, 2008 the PA Senate had passed a Smart Meter bill which is now called Act 129. Then, 8 days later the Senate issued what is known as Act of Oct. 15, 2008, P.L. 1529, No. 129 Cl. 66 - PUBLIC UTILITY CODE (66 PA.C.S.) - OMNIBUS AMENDMENTS. See

§2807 (f) (2) (i) which is located at this link:

<http://www.legis.state.pa.us/WU01/LI/LI/US/HTM/2008/0/0129..HTM>

3. I found decrees made by at least three Senators stating that the "Smart Meters are not mandated" Senator Tomlinson, Senator Boscola and Senator Fumo made this point very clear in the Legislative Journal - Senators Oct. 08, 2008

Senator Fumo stated:

"In addition, we did not mandate smart meters, but we made them optional. We did say in new construction, where they really are practical, they will be put in." (ref: pg 11 of 32 in pdf, or pg 2629 of the actual Legislative Journal)

<http://www.legis.state.pa.us/WU01/LI/SJ/2008/0/Sj20081008.pdf>

4. Here is where the Electric Companies jumped over the Senate's head and had the Public Utilities Commission (PUC) disregard what was voted upon. The Electric Companies simply submitted a Smart Meter Deployment Plan (SMDP) and used a section titled ASSUMPTIONS (see page 6 in the following link) when filing with the PUC, who then rubber stamped this document and adopted the NO-OPT OUT verbiage, which overrode the Senators vote. How is that possible, that a Commission can create law? RE:

<http://www.puc.pa.gov/pcdocs/1292199.pdf>

Note Flawed Specifics here:

1.3.2

Assumptions:

The development of this Deployment Plan was based on the following assumptions:

1. Act 129 calls for 100% customer deployment of smart meters with an implementation timeline of up to 15 years from the date of approval of the SMIP Plan. There will be no opt-out for customers.

So without having access to previous SMDP's there is no way that I can physically see what happen prior to the June 16, 2014 when the PUC approve June 2014's SMDP ...as you can see by the dates below, Dec. 2012 and Mar. 2014 are not available on line to compare and contrast to the last revision:

ORIGINAL DECEMBER 31, 2012

REVISED MARCH 19, 2014

REVISED JUNE 16, 2014

To make matters worse the PUC has a little notice on their formal complaint form that states, should any damage occur by any utility - the issue is not a matter that PUC handles, which forces people to seek restitution through the civil courts.

5. Additionally, I would like to make it known that there was a decision in a Washington County Court of Common Pleas on March 30, 2013, establishing that Corporations are not people and are not entitled to the same rights nor are their rights elevated over that of humankind.

<https://celdf.org/2013/03/celdf-statement-a-new-civil-rights-movement-liberating-our-communities-from-corporate-control-2/>

6. A recent article in a Business/Investor news media disclosed that Smart Meters are vulnerable to hacking due to the rising number of users in Demand Response (DR) exposing these meters to unauthorized access. See link for the article:

<http://www.prnewswire.com/news-releases/global-demand-response-dr-market-to-grow-at-a-cagr-of-158-by-2021---key-players-are-abb-cpower-enemroc-honeywell-international-iron-schneider-electric--siemens-300491705.html>

Phone Cloning of data and home burglaries allows sensitive personal codes to be swiped by hackers who can infiltrate one's home computer and other devices, which places at risk a homeowners privacy, safety and security. Furthermore Justice Debbie O'Dell-Seneca made it very clear (see ref. link in #5 above) that a person's privacy is protected under Pennsylvania's own Constitution.

In conclusion, I am declaring my right to OPT-OUT of the Smart Meter Program.

Respectfully Submitted,

Date: August 29, 2017


Catherine LaMagna

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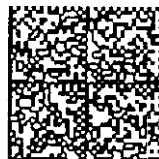
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FROM:

CATHERINE LAMAGNA
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TO:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 NORTH STREET, 2ND FLOOR
HARRISBURG, PA 17120

Label 228, March 2016

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