

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ANTONIO ROMEO	:	
Complainant,	:	DOCKET NO. C-2015-2479260
v.	:	
PECO ENERGY COMPANY	:	
Respondent.	:	

**COMPLAINANT ANTONIO ROMEO’S
RESPONSE IN OPPOSITION TO PECO’S MOTION TO COMPEL**

Complainant, Antonio Romeo, hereby opposes PECO’s Motion to Compel, and states as follows:

1. Despite knowing that Complainant was out of the country and did not have access to Internet (see Complainant’s Motion to Continue Hearing dated June 19, 2017), PECO attempted to serve certain “interrogatories and requests for production of documents” on Complainant via email on July 24, 2017. PECO made no effort to discuss these requests with Complainant before filing this Motion to Compel.

2. Complainant objects to each of PECO’s discovery requests as overbroad, oppressive, vexatious, seeking irrelevant material, and as intended to harass, delay, and abuse the process. For example, PECO seeks to require Complainant to identify “all devices, appliances and equipment used in Complainant’s home” and PECO even goes so far as to request “twelve (12) months of phone bills or other usage records” for each cell phone “owned or used by any member of the household.” These requests clearly seek irrelevant information—the issue is whether PECO’s so-called “smart meters” constitute a health and safety risk; whatever other “devices” may or may not be in Complainant’s home has no bearing on the issues in this matter—and clearly seek to

invade the sanctity of Complainant's home (which is protected by the Fourth Amendment to the United States Constitution) and violate the privacy of Complainant and his family.

3. Moreover, PECO requests medical records for "any resident in Complainant's household." As written, such requests would include Complainant's 11-year old daughter. The fact that Complainant filed this case does not authorize PECO to undergo a fishing expedition into the medical records of anyone in Complainant's household, let alone the medical records of **a minor child**. Such requests are clearly improper.
4. Furthermore, PECO requests information that is either already in their possession or can be found via online searches accessible to all members of the public. For example, PECO requests that Complainant identify the news articles that show "numerous well-documented fire, radiation, privacy, and other serious health and safety concerns." But as is clearly evident from the Formal Complaint filed in this matter, Complainant already identified two articles as examples. See Formal Complaint ¶ 12 (citing "Fire chiefs call for smart meter probe after blazes," USA Today, September 16, 2014, <http://www.usatoday.com/story/news/nation/2014/09/16/fire-chiefs-call-for-smart-meter-probe-afterblazes/15751373/>; "New 'Smart Meters' Can Overheat, Cause Fires," NBC Philadelphia, August 17, 2012, <http://www.nbcphiladelphia.com/news/business/PECO-Smart-Meter-Replace-Fire-166466686.html>). A simple Google search reveals many more articles. See, e.g., "Harvard Medical Doctor Warns Against Smart Meters," The Healthy Home Economist, May 3, 2017, <https://www.thehealthyhomeeconomist.com/harvard-medical-doctor-warns-against->

[smart-meters/](#) (noting that “there is no evidence whatsoever that smart meters are in any way safe for human beings” and that “there is, in fact, ample evidence that demonstrates ‘convincingly and consistently’ that exposure to radiofrequency radiation (RFR) at elevated levels for long periods of time increases the risk of cancer, damages the nervous system, and adversely affects the reproductive organs”).

5. For the foregoing reasons, Complainant objects to each of PECO’s discovery requests as overbroad, oppressive, vexatious, seeking irrelevant material, and as intended to harass, delay, and abuse the process.

WHEREFORE, Complainant, Antonio Romeo, respectfully requests that PECO’s Motion to Compel be denied.

Dated: September 28, 2017

Respectfully submitted,



Antonio Romeo
Complainant

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CERTIFICATE OF SERVICE

I, Antonino Romeo, hereby certify that I have served the foregoing this 28th day of September, 2017 via the Commission's electronic filing system upon the following:

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

Shawane L. Lee, Esq.
PECO Energy Company
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