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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

CONCHITA M BRAUN

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January 8th, 2019

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street 2nd Floor
Harrisburg, PA 17120

RE: Conchita M Braun vs. Metropolitan Edison Company
Docket No. C-2018-3003001

Dear Secretary Chiavetta:

Enclosed please find my response to Metropolitan Edison Company's Answer and New Matter.

Copies of this document have been sent to the Company and to the Honorable Administrative Law Judge Jeffrey Watson.

Please feel free to contact me if you have any questions in regards to this matter.

Sincerely,



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Denied. After reasonable investigation the Company is without information or knowledge sufficient to form a belief regarding the above allegations and demands proof thereof, if relevant, at hearing and, to the extent the allegations contained within this paragraph are construed to purport allegations of fact, rather than the Complainant's beliefs, opinions or requested relief, any such allegation of fact is denied.

How can the Company say that it is without information or knowledge, after reasonable investigation, of the information I include in my Complaint? The information included in my Complaint, should not be hard to find, or foreign to the Company. The information I include is widely known and available if researched. Is the Company actually saying that the information made available by the World Health Organization (WHO) and a multitude of other scientific studies in regards to the dangers of wireless radiation emission and exposures, does not exist, but rather that this information is just my personal belief?

The way the Company denies my Complaint, is as if the Company never really took the time to look into this matter and never did any reasonable investigation. It's hard for me to believe that my concerns and the issues I raise in my Complaint are foreign to the Company and that I am the only Complainant raising such issues.

On page 3 of the Company's Answer and New Matter, the Company also denies violation of 66 Pa.C.S. § 1501. As I stated in my Complaint under such section of Pa 66 Code, it clearly states that:

Every public utility shall furnish and maintain adequate, efficient, **safe, and reasonable service and facilities, and shall make all such repairs, changes, alterations, substitutions, extensions, and improvements in or to such service and facilities as shall be necessary or proper for the accommodation, convenience, and safety of its patrons, employees, and the public.** Such service also shall be reasonably continuous and without unreasonable interruptions or delay. *(Emphasis added)*

I stand with the statement I made in my Complaint that forcing a customer to have a Smart Meter, without their consent and prior request, would violate this Code, as the change *would not be proper or accommodating to the customer needs and safety.*

On Page 3 of the Company's Answer and New Matter, the Company further states that the Commission does not permit the Company to delay installation. As the Company references to, at the bottom of page 3, they account for 1.5% of customers that may require alternative communications solutions or difficult to reach locations , where it states that the installation does not need to take place until the end of 2022. Since the very beginning of this process, I have been requesting to be put at the end of the list and not propose such installment until the deadline given of 2023. People such as myself, at minimum, should be accommodated and included in this 1.5% group of customers that require alternative solutions and allow for the delay of the installment until 2023. In doing so, the Company would not be out of compliance.

On page 4 the Company writes:

By way of further response, by refusing to allow the Company access to its meter, the Complainant is in violation of Rules 9 and 20 of the Company's Commission- approved tariff and would therefore be lawfully subject to termination in accordance with 66 Pa C. S § 1406 (a) (4) and 52 Pa. Code § 56.81 (3)

This statement by the Company is false. I have never refused the Company access to the meter. The Company has always and continues to have access to the meter. Readings of the meter continue to take place, as they always have.

On page 5 the Company denies that it has violated Act 129 by attempting to install a smart meter at the Service Location. As Act 129 states:

“Act 129 requires EDCs to furnish smart meter technology (1) upon request from a customer that agrees to pay the cost of the smart meter at the time of the request. (2) in new building construction.

The Act also establishes a requirement for EDCs to make available to third parties direct meter access and electronic access to meter data by third parties, upon customer consent. 66 Pa.C.S. § 2807(f)(3). “

As I stated on my Complaint. I never requested a meter, or agreed to pay for one. My home is not new building construction and I have not consented to third party access to the meter.

The Company further states on page 5 of their Answer and New Matter the following:

By way of further response, 66 Pa. C.S. § 2807 (f) (3) states: “[e]lectric distribution companies shall, with customer consent, make available direct meter access and electronic access to customer meter data to third parties, ...” (Emphasis added)

The underlined part of this statement “*with customer consent*” speaks for itself.

On page 7 the Company denies my claim that they are violating the Consumer Bill of Rights. I stand by my statement as a forceful installation of a device that is not proven to be safe, issuing threats of shutting the power off, with the Company not providing any information in regards to such device, clearly violates the Consumer Right Satisfaction of Basic Needs, The Right to Choose, the Right to be Informed, The Right to Consumer Education, The Right to a Healthy Environment.

On page 7 the Company again writes that I refused the Company access to its meter and that I’m in violation of Rules 9 and 20. As I have already addressed on page 3 of this response, this statement by the Company is false. I have never refused the Company access to the meter. The Company has always and continues to have access to the meter. Readings of the meter continue to take place, as they always have.

On page 10 of the Company's Answer the Company Denies the items listed on my Requested Relief. Saying that they don't require a response. I disagree with this statement by the Company, as any Company should provide its customers with any information that the customer requests and proof of Company's safety measures in all facets of its business operations.

Further on page 10 the Company mentions the Interim order to answer the Company's Interrogatories and Request for Production of Documents. On December 19th I sent the Company the answers and documents that I had available at the time.

As an added note, several times throughout the Company's Answer to my complaint, where they restated sentences of my formal complaint, parts of the restatements are incorrect, making reading those statements confusing, not making sense. Also some words restated were misspelled. Even though we all make mistakes and this can happen to any one when writing a document, for purposes of not creating confusion to any party that reads the Company's Answer, here are the corrections to their incorrect restatements and misspellings:

At the bottom of page 1, where the Company restates, "... These meters are not use the read the electric consumption once a month..." when it should read "... These meters are not used to read the electric consumption once a month..."

On page 2 at the end of the first paragraph, the Company restates: "... , could cause damage over time, even though people may not feel any hard immediately after being exposed." When it should read: "... would cause damage over time, even though people may not feel any harm immediately after being exposed."

On page 2 at the beginning of the first paragraph instead of "Beside the health concerns..." Should read "Besides the health concerns..." Continuing further down on this same paragraph, where the Company restates "... there is a section suggesting their might be issues with hacking vulnerability...." It should read; "... there is a section suggesting there might be issues with hacking vulnerability..."

On their restatement on page 4 and again on page 6 the word “devise” is incorrect and should be “device”,

On page 7 on the last paragraph of the Company’s restatement it reads: “... Where is the proof that these devices don’t cause hard after prolonged exposure? I will to maintain a preventative health program...” when it should read “... Where is the proof that these devices don’t cause harm after prolonged exposure? I wish to maintain a preventative health program...”

On the second paragraph of page 8 the Company restatement reads: “ I ask to not be subject to the installment of a Smart Meter and the such proposal be delayed...” when it should read: “ I ask to not be subject to the installment of a Smart Meter and that such proposal be delayed...”

On paragraph 4 of page 9, the Company restatement reads: “ To show proof that the comp any does testing in the service property,...” When it should read “ To show proof that the company does testing in the service property,...”

On the last paragraph of page 9 the Company restates: “ to provide certification in writing that these devices cause no negative health effective from cumulative exposure.” When it should read “ To provide certification in writing, that these devices cause no negative health effects from cumulative exposure.”

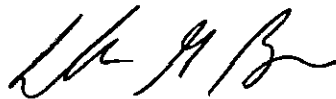
NEW MATTER: On their New Matter, the Company goes on to re-enact their version of the events from the time I contacted the company until I filed the initial Formal Complaint. As explained in detail on my initial response to the Company’s Preliminary Objections and my response to the initial Answer and New matter., their re-enactment and statements differ from mine. Please refer to my Reply and Response to the Preliminary objections and Answer and New Matter, that I issued on 8-14-18, for the correct re-enactment of such events.

This Answer and New Matter is basically the same as the one issued by the Company after my initial Formal Complaint, to which I already submitted a response on 8-14-18.

As previously stated in my response, I disagree with all the company's denials and request that my Complaint be allowed to proceed accordingly.

Respectfully submitted,

Dated January 8th, 2019



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SECRETARY'S BUREAU

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

CONCHITA M BRAUN :
 :
 v. : **Docket No. C-2018-3003001**
 :
METROPOLITAN EDISON COMPANY :

CERTIFICATE OF SERVICE

I hereby certify that I have this day, January 8th 2019, served a true copy of my
Response to the Answer and New Matter for Docket No.2018-3003001, to the following:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor.
Harrisburg, PA 17120

Commonwealth of Pennsylvania
Office of Administrative Law Judge
Jeffrey A Watson
301 Fifth Ave., Suite 220, Platt Place
Pittsburgh, PA 15222

Lauren M. Lepkoski / Tori L Giesler
First Energy Service Company/Met-Ed
2800 Pottsville Pike
P.O. BOX 16001
Reading, PA 19612-6001

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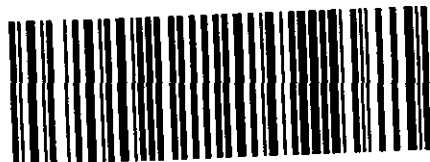


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PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

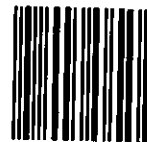
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