

Thursday June 6, 2019

Geoffrey of the Day family
1699 Suburban Ave.
Pittsburgh, Pennsylvania

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Keystone Bldg. 2nd Floor W
400 N. Street
Harrisburg, Pennsylvania
17120

RE: Geoff Day vs. Duquesne Light Company
Docket No. C-2018-3003960

Dear Secretary Chivetta,

Enclosed please find Geoff Day's response to NEW MATTER

Sincerely,

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

Geoffrey of the Day family
Complainant

Cc: Tucker Arensberg Attorneys

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Thursday June 6, 2019

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Geoffrey of the Day family,

Complainant,

VS.

No: C-2018-3003960

DUQUESNE LIGHT COMPANY,

Respondent.

STATUS REPORT AND REQUEST FOR IN-PERSON HEARING

In August of 2017, the Duquesne Light Company sent an offer to contract to my address, their offer to contract gave a vague description of their intentions to install a Smart Meter on my property by the end of 2018. I immediately began my research into what Smart Meters are, and whether or not it was lawful for the utility company to install such a device on private property without the consent of the owner and/or occupants. On January 22nd, 2018 I sent by registered mail, my notice of non-consent to the Duquesne Light company. I stated plainly and clearly that their company did not have my consent, or authorization to install any such devices described in their notice, anywhere on, or near my property. On January 25th, 2018 the Duquesne Light company sent a response which acknowledged my non-consent and refusal for any Smart Meters to be used at or near my property. Their response also stated ***"state law does not allow a customer to 'opt out' of their EDC's (electric distribution companies) smart meter program... Installation of a smart meter is a condition for service..."***. These statements are false, and misleading, as making such a device a requirement to receive an essential service would violate the Constitutional rights of the American people. Furthermore, I have not at any time requested an "opt out" from the program, I have simply given abundant and sufficient notice that I have chosen not to opt in. Act 129 of 2008 has been cited as the state law which states that Smart Meters shall be considered mandatory, however, there is no part or provision within Act 129 that states that Smart Meters shall be mandatory, also, act 129 of 2008 is in opt in bill, therefore no opt out is necessary, should one choose not to opt in. I have given abundant and sufficient notice of my intention not to opt in, at any time for any reason. As such, no such device may be made a condition to receive an essential service, and no such device may be installed at or near my private property, or in conjunction with my electric service. The Duquesne Light Company, or The Pennsylvania Public Utility Commission has no authority or lawful right to refuse my access to an essential service based on my refusal of consent for the use of a harmful and intrusive device (Smart Meter) at or near my private property or in conjunction with my electric service.

For the next few months, Duquesne Light continued to send me letters and propaganda suggesting that Smart Meters are mandatory and that they are safe. They made their intentions to violate my civil and constitutional rights known, therefore I took the necessary measures to protect my family, myself and my property by fabricating a lock for my meter enclosure, which would prevent Duquesne Light from making their intended exchange. The Duquesne Light company or its agents did exchange one meter at my property (1699 1/2 Suburban Ave) in blatant disregard for our rights as property owners and occupants of the property. Such an installation is considered to be a breach of our service agreement, as no consent was obtained, and no contract satisfied or established without conditions.

On Friday, August 3, 2018 Duquesne Light Personnel delivered a hand written 72-hour notice of termination for my electric service, if I did not allow for them to place and operate a Smart Meter at my home (1699 Suburban Ave.). Since this notice was left at my residence late on a Friday afternoon, there was no way to make contact with the company for the duration of the 72 hours. This was a malicious and hostile attempt to force me to give consent. I immediately filed a formal complaint with the Pennsylvania Public Utility Commission, whose responsibility it is to protect the public from harm, and to support the Constitution. Their respective Oaths of Office and commission states the same. Administrative Law Judges are also required to remain impartial, as well as to support the Constitution, and to protect the public from harm.

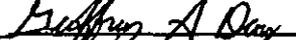
It appears to me that there is an agenda regarding Smart Meters and the related Smart Grid components and technology, to be forced upon the American people despite their unalienable constitutional right to refuse. This agenda appears to be not only within the United States, but around the world. Several documents were sent to me throughout this Administrative process of a formal complaint with the Public Utility Commission which stated that not one single person in Pennsylvania has been allowed to refuse the use of a Smart Meter on or near their property. This says to me, that the Pennsylvania Public Utility Commission has failed in its obligation to protect the public from harm, and to support the Constitution. The use of complicated and overly burdensome procedures within the process seems only to serve the interest of the utilities, and not the best interest of the public.

On December 14th, 2018 The Administrative Law Judge Jeffrey A. Watson did grant the respondents motion to compel irrelevant personal information from me, and denied and overruled my objections to the collection of such information. It seems that rather than looking at the information provided by the complainant, the commission and the respondent only wish to investigate the complainant, and obtain information which is not at all relevant to the basis of the complaint, and ignore any evidence or material which has been provided. Since the basis of my formal complaint, and amended formal complaint is on the basis of the forth amendment of the United States Constitution, and my rights which are unalienable, the request for personal information about my background, what may be contained within my home, and my phone bills are completely irrelevant, yet the Administrative Law Judge has allowed this invasion of my privacy and ignored the basis of the complaint.

During a second pre-hearing conference on May 14th 2019, The Administrative Law Judge did state that he will dismiss the case if I did not give the respondent the irrelevant information they were requesting. During this pre-hearing conference, I asked the Judge directly how this information was at all relevant to my case, and my formal complaint. The Judge had no answer, and the respondent offered a vague and ambiguous reason for why such information was necessary to be obtained. Therefore it appears, that the evidence, and information submitted is largely ignored, while the respondent is allowed to harass and burden the complainant with a large amount of paperwork, some with incredibly short periods of time within which an answer must be provided. It is my conclusion that this entire process is being made purposely difficult for the public to obtain relief, and that the Public Utility Commission will favor the utility's stance on Smart Meters, since the Utility Commission has worked with the utilities to roll out the Smart Grid components as quickly as possible.

It is my understanding, that the Pennsylvania Public Utility Commission shall in accordance with its Commission, and their sworn Oaths of Office, grant all requested relief without delay. Failure to do so will constitute a breach of their Commission, and Oath of Office. I hereby request that the hearing to be scheduled will be an "in-person" hearing.

Sincerely and without ill will, vexation or frivolity


Geoffrey of the Day family

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From: Geoff Day
1699 Suburban Ave.
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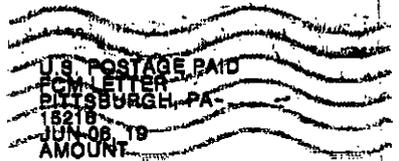
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