

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

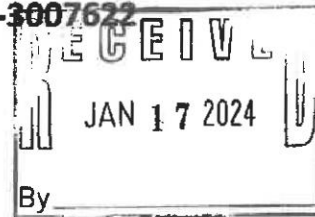
John M. Chenosky

v.

Metropolitan Edison Company

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Docket No. C-2019-3007622



CERTIFICATE OF SERVICE

I hereby certify that I have served a true copy of Defendant Metropolitan Edison in answer to Defendant's **INCOMPLETE NOTICE TO PLEAD OF SEPTEMBER 01, 2020 AND ITS PERJURED RESPONSE AND VIOLATION OF EVIDENCE RULES.**

I also certify that I served a true copy of a New Matter:

MOTION OF THE COMPLAINANT FOR INDETERMINANT STAY AS CHENOSKY SURREBUTTAL TESTIMONY ORDERED BY DC ALJ CHESKIS ON 26DEC19 WAS STAYED BY THE PA PUC AND NEVER ALLOWED COMPLAINANT OPPORTUNITY TO ANSWER, WHILE THE PA PUC AND ALL UTILITIES CONDUCT A WEAPONIZATION OF THE PENNSYLVANIA JUSTICE SYSTEM AGAINST ADA COMPLIANCE EMF AND DIRTY ELECTRICITY DISABLED, PROVIDING AMPLE JUSTIFICATION FOR A STAY.

Service by First Class Mail, postage prepaid, as follows:

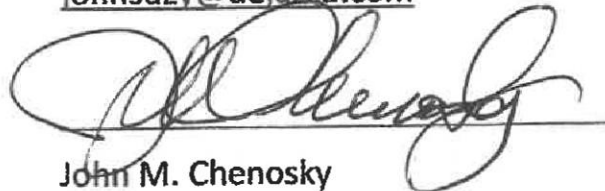
Lauren M. Lepkoski
Tori L. Giesler
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, Pennsylvania 19612-6001

Conrad A Johnson, Adm. Law Judge
Pennsylvania Public Utility Commission
Piatt Place, Suite 220
301 First Avenue
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Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 172105-3265

John M. Chenosky
P.O.B. 423
Alburtis, PA 18011, 6108450279

johnsuzy@dejazzd.com



Date: January 12, 2024

John M. Chenosky

John Chenosky

I am in receipt of the subject with an impossible date of February 1, 2024 and the good cause for an in determinant timeframe follows. With an unprecedented third assigned ALJ with no explanation of the change, which I did not request and which I objected to in my email of November 21, 2022 to the PA PUC. No formal response was ever received.

For starters the Defendant never provided a complete Written Rebuttal (First Class Mail) required by Judge Cheskis in the written schedule below, lacking Exhibits JCA-1, JCA-2 & JCA-3. Without that information I cannot file a Formal Complaint against Defendants "expert" witness, John C. Ahr, before the Professional Compliance Officer of the Board of Professional Engineers.

My Formal Complaint against Defendant's "expert" witness, Ronald Long, Jr., P.E. has been received but a projected 9-12 month notice would not allow the evidence to be submitted.

As a Stipulated Protective Agreement that my wife and I would sign (not the Defendant's) was forwarded to ALJ Cheskis and the Defendant on December 13, 2019 and never signed and returned. A *CONFIDENTIAL OUTLINE* of my health records was included with that email and was the basis of Judge Cheskis' informed opinion that I could not participate in a normal procedure. Additionally HB974 proposed legislation amending the Right-To-Know Law to create a specific exception covering disability accommodations, exempts reference notes and working papers prepared by or for a public official or public employee that are used to accommodate an individual's disability. Commonwealth Court has concluded that Act 129 does not preclude accommodations of customers' health concerns, regardless of proof of harm. (Povacz et al. v. Pennsylvania Public Utility Commission, No. 492, C.D. 2019.)

Another issue that all the Utilities, the PUC and its agents avoid talking about is the unsupervised, illegal surveillance the Smart Meter software employs (never concocted by the Legislature). HB1278 has been introduced to amend Chapter 57 (*Wiretapping and Electronic Surveillance*) of Title 18 (*Crimes and Offenses*) of the Pennsylvania Consolidated Statutes, oftentimes referred to as the Pennsylvania Wiretap Act. Since its enactment, the Pennsylvania Wiretap Act and subsequent amendments have enabled prosecutors to obtain critical evidence for cases, while simultaneously respecting individual privacy. Utilizing this comprehensive statutory scheme in an era of increasingly complex communication provides the necessary guard rails of judicial oversight. A provision for unsupervised illegal surveillance the Smart Meter software employs needs to be added to this legislation.

I have yet to receive a transcribed Grievance Procedure and the ADA Compliance Officer for the PUC's Administrated Law Court, so I can file against AJG Watson who violated ADA Compliance and who contributed to my aggravated health while the Complaint was before him, ignoring the basic tenants of ADA Accommodation, and more importantly his lack of human decency.

I am in the process of filing Formal Complaints against the Defendant's Attorneys for perjuring themselves, acting "under the color of law" as willful participant in joint activity with the State and its agents, as well as, redacting and avoiding the rules of evidence in defiance of settled law and never answered any charges by Complainant that latent design and manufacturing defects resulting in mechanical failure & unsafe fire & explosion recorded occurrences, and/or biologic harm was demonstrated by the overwhelming evidence presented.

All of these complaints are important elements of this Docket moving forward, over which I have no control over the timing. ALL of the Documents you already have in your possession are hard copied and as I understand it, are posted to the PUC's e-service according to the PUC's Secretary, thus satisfying that requirement.

In my opinion Judge Cheskis already established the precedent under his ADA ACCOMODATION, i.e., written testimony as dictated in the above procedure and was the result of his letter (your Item #8, Attachment "A"). Is there anybody in your Administrated Law Court that can read English and that can follow the dots??? Cheskis took the time to understand the Disability of Anomic & Expressive Aphasia one of many co-commodities that will not permit Complainant's active participation.

On numerous occasions I explained my security concerns about PUC's Website E-F & ES and found it not secure, according to my security protocol and not user friendly. Therefore at this juncture I decline to avail myself of its use. First Class snail mail is what I have been using successfully, unfortunately the Defendant's lawyers have not.

In the Complainants view the Administrative Law Court of the PAPUC is apparently incapable of understanding all the medical conditions that prevent me from satisfying the requirements of an in-person hearing. And no interpreter is applicable.

So in detail the numerous reasons I cannot participate in person, as understood by ALJ Cheskis and his informed ADA Accommodation for Written Testimony in the trailing email.

Types of Aphasia

A stroke that occurs in areas of the brain that control speech and language can result in aphasia, a disorder that affects your ability to speak, read, write and listen.

Different aspects of language are in different parts of the left side of the brain. So your type of aphasia depends on how your stroke affects parts of your brain.

Wernicke's Aphasia (receptive)

If you have Wernicke's Aphasia, you may:

- Say many words that don't make sense.
- Use the wrong words; for instance, you might call a fork a spoon.
- String together a series of meaningless words that sound like a sentence but don't make sense.

Broca's Aphasia (expressive)

Injury to the frontal regions of the left hemisphere impacts how words are strung together to form complete sentences. This can lead to Broca's Aphasia, which is characterized by:

- Difficulty forming complete sentences.
- Leaving out words like "is" or "the."
- Saying something that doesn't resemble a sentence.
- Trouble understanding sentences.
- Making mistakes in following directions like "left, right, under and after."
- Using a word that's close to what you intend, but not the exact word; for example, saying "car" when you mean "truck."

Global Aphasia

A stroke that affects an extensive portion of your front and back regions of the left hemisphere may result in Global Aphasia. You may have difficulty

- Understanding spoken words and sentences.
- Forming words and sentences in a reasonable timeframe or under stress.

Anomic aphasia:

People with this kind of aphasia struggle to find words, especially names of objects or words that describe actions. To get around this problem, they often use several words to explain what they mean or non-specific words like "thing" instead. If you cannot understand the above maybe this will help. <https://aphasia.org/stories/different-types-aphasia/>. Over the last thirty two years and the numerous strokes (4) I experienced elements of all Aphasia types but Expressive and Anomic still persist. It does not allow spontaneity in speech and comprehension compounded by my hearing deficit and many people's speech (Valley Girl machine gun). All of this documented by several physicians and was used in a Social Security Judge's favorable award of SSI benefits in 1994.

The other comorbidities described in the outline emailed to ALJ Cheskis, include four(4) degenerative discs that does not allow sitting for any length of time and chronic headaches and tinnitus interrupts any normal attention span. I would hope that any reasonable person understands these chronic maladies. Update--- the stress induced and the time drafting this document sent my uncontrolled Blood Pressure this morning to stroke levels of 170/105.

Now since you have had this medical guideline information for over three(3) years and the technical expertise since 2019 do you really think your February 1, 2024 a realistic date?

Since a Smart Meter is NOT installed on either of my buildings I am in the process of obtaining an oscilloscope with a data logger to do background transient information. It should verify the "Dirty Electricity" causing my Nerve Block Malady. A Power Electrical Engineer, a PE, is excited about this testing and will oversee the operation. This exercise adds validity to an undetermined STAY time frame. A several months profile would be appropriate.

In March 5, 2009 the MADRI Steering Committee Meeting of Act 129 of 2008 issued an "Overview and Implementation" in which they altered the wording and intent of the law, Act 129 of 2008 and they set numerous objectives and benchmarks including affordable electric service. As my own benchmark would suggest that goal is a failure. In May 2022 residential rate was 6.83 c/ KWh and now the Defendant new rate is 11.306 c/KWh!! That is a 66% increase---SOME AFFORDABILITY. I am going to lists all of the requirements of ALL benchmarks and objectives and demand that you verify the results and be accountable.

It would appear to me as a Pennsylvania Professional Engineer that the PUC, Utilities and the PA Court System are living in an alternative reality, as they refuse to honor peer-reviewed INDEPENDENT studies about the mechanical deficiencies, fire safety and Biological Impacts of Smart Meters. The rest of the world operates on the Scientific Method of STEM scientific studies. Yet this crowd who are STEM-deficient is leaving themselves liable knowing that over 20,000 studies (many Federal Government generated) are making them look agenized and not operating in the best interest of the Citizens of this Commonwealth, especially the disabled and EMF/RF sensitive.

Under Pre-Hearing Conference Order 22DEC23, Item 10, a *Pro Hac Vice* would have insufficient time or, technical or medical expertise to be effective representation.

John M. Chenosky, PE
Pro Se Complainant

SELF-EXPLANATORY EMAIL

From: Cheskis, Joel [<mailto:jcheskis@pa.gov>]
Sent: Monday, December 16, 2019 3:43 PM
To: John Chenosky
Cc: llepkoski@firstenergycorp.com; tgiesler@firstenergycorp.com
Subject: RE: [External] Docket C-300-007622

Thank you for your email. I propose the following procedural schedule:

June 1, 2020 – pre-served written direct testimony from Mr. Chenosky
September 1, 2020 – pre-served written rebuttal testimony from Met-Ed
November 1, 2020 – pre-served written surrebuttal testimony from Mr. Chenosky

We can then discuss the procedure to follow at that time. My expectation, however, is that these pre-served pieces of written testimony will be admitted into the record with cross-examination waived and then I will render a decision based on that record. I intend to issue an order formalizing this schedule as soon as possible. I will also direct that I be copied on any discovery or other communications between the parties, except for settlement discussions, so that I keep stay on top of any problems that might arise, although, at this point, I expect that any discovery will be minimal.

Please let me know if you have any questions or concerns.

Thank you.