

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Michele Hriadil and
Francis Hriadil,

Complainant,

vs.

DUQUESNE LIGHT COMPANY,

Respondent.

No: C-2016-2571726

**STATUS REPORT ON
ACCOMMODATION DISCUSSION
WITH RESPONDENT**

Filed by Michele and Francis Hriadil

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Monroeville, Pennsylvania

**STATUS REPORT ON
ACCOMMODATION DISCUSSION
WITH RESPONDENT**

TO: ALJ EMILY I DEVOE

ENCLOSED IS COMPLAINANTS' STATUS REPORT ON ACCOMMODATION DISCUSSION WITH RESPONDENT PER YOUR INTERIM ORDER, DATED JUNE 6, 2024, HOLDING OUTSTANDING MOTIONS IN ABEYNCE AND DIRECTING PARTIES TO FILE STATUS REPORTS.

Francis Hriadil
December 16, 2024

3. Complainants agreed to carry out these discussions with the Respondent with the understanding that we are engaging in this discussion without conceding in any way, the legitimacy of our claims, the truthfulness of our arguments, the inviolate nature of our inalienable rights as people, private property owners, and human beings dependent on and requiring the use of electricity for our quality of life and well-being, in our homes, and our justified request for relief that truly addresses our needs and well-being. As such, we remain open to exploring accommodations that provide a service and a setup that is no less safe, secure, and reliable than our current service and setup, and that do not impose an undue burden on us, as we are elderly, and both with limited budgets and financial resources. And, has been established, Complainant Francis Hriadil has a medical recommendation that he “not be exposed to the RF/EMF generated by a ‘Smart Meter’ based on his current clinical condition, as well as from a preventative standpoint.”

4. PA Supreme Court has stated a clear direction, in its ruling, that the EDCs, as part of their tariff, can provide, and enact, a tailored Customer Service Policy that provides relief “for the accommodation, convenience, and safety of its patrons, employees, and the public”, without having to establish any violation of 66 Pa. C.S. § 1501, or by extension 52 Pa. Code § 57.194.(a). *Povacz et al vs PAPUC, J-77A-L-2021, August 16, 2022*. There is nothing here that imposes any inherent threshold that must be met for the implementation of a tailored Customer Service Policy, or limitation on the content of a tailored Customer Service Policy.

5. Complainants received and have reviewed the Respondent’s four (4) new technical documents referring to an alternative meter, in as timely of a manner as possible, with our inherent limitations, namely:

#1 Doc 1: RF Safety Compliance and Duty Cycle for OpenWay CENTRON 4GLTE Meters

#2 Doc 2: Comparing RF Exposure between Itron Mesh and Cellular Meters

#3 Doc 3: RF_Exposure_SK9AMI7_HW3.1

#4 Doc 4: RF_Exposure_QHC-OW35SE

6. Complainants have maintained, and still maintain, that the Itron SK9AMI7 OpenWay Mesh Smart Meter, neither in its “standard” configuration nor its “collector” configuration, is appropriate for our service on our residence.

7. The Respondent has offered, as an alternative, the Itron QHC-OW35SE OpenWay 4G LTE Cellular Smart Meter, that was presented in these new documents, that has a reduced power density, that operates on a reduced Duty Cycle, and that operates as a single residence, direct electricity usage reporting device, that is not part of a “daisy-chain-linked”, house-to-house, meter-to-meter mesh data transfer system and information network.

8. It has taken time to study these new and detailed technical documents that were provided by the Respondent, for the Complainants to understand their content. And, to be sure that there is no misunderstanding, the Complainants submitted a number of follow up questions, on August 14, 2024, on certain aspects that required clarification, and/or confirmation, in order for this accommodation process to continue to move forward in a positive and productive manner.

9. The Respondent provided its clarifications and answers to the Complainants on October 14, 2024, which the Complainants immediately began to review.

10. On November 18, 2024, ALJ DeVoe issued INTERIM ORDER SETTING DEADLINE FOR PARTIES TO SETTLE THIS MATTER PRIOR TO THE DISPOSITION OF OUTSTANDING MOTIONS, requiring the Complainants and the Respondent to settle the matter on the proposed Accommodation meter, and file a certificate of satisfaction or certified statement with the Commission’s Secretary’s Bureau, by January 10, 2025, otherwise she will proceed with disposing of outstanding motions, etc.

11. Complainants reviewed the October 14, 2024 information provided to us by the Respondent. Based on this information, even though a non-emitting analog meter would be best and most appropriate for us and my condition, and would accommodate us best, the Complainants (the Hriadils) informed the Respondent on December 9, 2024 that we reluctantly and with reservations, accept the single-phase Itron QHC-OW35SE OpenWay 4G LTE Cellular Smart Meter, being proposed by Duquesne Light, that operates on a point-to-point basis directly to the collection engine, in place of its Itron SK9AMI7 OpenWay Mesh Smart Meter, which operates as part of its Mesh Network, as both the PUC and Duquesne Light aver that a standard non-emitting analog meter is no longer available to us. This assertion is made by the PUC and Duquesne Light even though there are localities in PA, and other states, in which such standard non-emitting analog meters are allowed and still in operation.

12. The Hriadils wish to note, and we informed the Respondent in our December 9, 2024 communication, that we fully expected to have come to agreement well before this time, and have been surprised at how long Duquesne Light has taken to address presenting this accommodation option, making requested simple clarifications, and answering a few reasonable and straightforward follow up questions. The Hriadils attempted to speed up this process, repeatedly emailing and asking for status updates during the course of our discussions. Further, the time required by the Hriadils to review the materials provided by Duquesne Light was necessary on our part to make sure that we thoroughly understood everything, as we are elderly and limited in our resources.

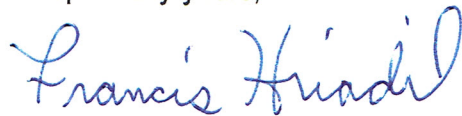
13. So, at this point, the Complainants and the Respondent have come to an understanding and agreement on this specific accommodation device. This was the most significant item to come to agreement on, and as such is significant progress. What remains is some discussion clarifying and finalizing arrangements regarding the installation, configuration, and operation of the Accommodation Meter. The Complainants and Respondent are currently

engaged in resolving these remaining items, and the Complainants hope and expect that this will proceed in quick manner, and that a certificate of satisfaction or certified statement with the Commission's Secretary's Bureau will be concluded by the January 10, 2025 deadline imposed by ALJ DeVoe.

14. As we have maintained from the beginning, the Complainants want our electricity usage information utilized only for the required and expressed purpose of billing our electricity usage, and that is all. Complainants do not want to have any of our electricity usage information shared with 3rd parties, or analyzed in any way unbeknownst to us that intrudes on or violates our inalienable privacy rights, etc. as people. As reasonable people, Complainants only seek a Customer Service Policy from the Respondent that addresses the requirements and concerns of all parties, that provides the Respondent with our electricity usage for billing purposes only, that meets Complainants' needs as elderly people (one with documented chronic health issues), that provides a service that is as safe, secure, and reliable as our original service and setup, that does not impose an undue burden on the Complainants, and that minimizes any RF/EMF exposure.

Complainant's Certificate of Service has been filed with the Commission's Secretary, in accordance with Commission Regulations.

Respectfully yours,



Francis Hriadil
(412) 779-3314
331 Shady Ridge Drive
Monroeville, PA 15146
December 16, 2024

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All civil rights reserved.
UCC 1-308 invoked.

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CERTIFICATE OF SERVICE

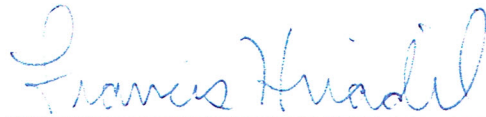
I hereby certify that I have this day served a true copy of Status Report on Accommodation Discussion With Respondent, per Interim Order of ALJ DeVoe, upon the participants listed below in accordance with the requirements of 52 PA. Code § 1.54 (relating to service by a participant):

Via eMail Filing per Direction of Dan Pallas, PA PUC
Judge Emily I DeVoe
PA PUC Pittsburgh Administrative Law Judge Office
301 Fifth Ave, Suite 220
Piatt Place
Pittsburgh, PA 15222

Via eMail Filing per Direction of Dan Pallas, PA PUC
Jeremy V Farrell, Esquire
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Counsel for Respondent, Duquesne Light Company

Dated this 16th day of December, 2024



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