

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE  
STATE OF CALIFORNIA

ADMINISTRATIVE LAW JUDGE YIP-KIKUGAWA, presiding

Application of Pacific Gas and	)	PUBLIC
Electric Company for Approval of	)	PARTICIPATION
Modifications to its SmartMeter™	)	HEARING
Program and Increased Revenue	)	
Requirements to Recover the Costs of	)	
the Modifications. (U39M)	)	Application
	)	11-03-014;
And Related Matters.	)	A.11-03-015;
	)	A.11-07-020
	)	

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SANTA ROSA, CALIFORNIA  
DECEMBER 20, 2012 - 2:00 P.M.

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ADMINISTRATIVE LAW JUDGE YIP-KIKUGAWA:  
We are on the record.

The Commission will come to order.  
This is the time and place set by the  
Commission for public participation hearings  
in Applications 11-03-014, 11-03-015, and  
11-07-020 addressing cost and cost allocation  
issues related to providing an option for gas  
and electric residential utility customers  
who do not wish to have a wired smart meter  
installed at their location.

Good afternoon, everyone. I am  
Administrative Law Judge Amy Yip-Kikugawa.  
The assigned Commissioner to this proceeding  
is President Michael Peevey.

Public participation is exactly what  
the name implies. It is an opportunity for  
me to hear from all of you and for the  
Commissions to receive public comment from  
ratepayers. Therefore, if you wish to speak,  
you should have signed up with the Public  
Advisor's Office in the back, and if you have  
not done so, please do so now.

And before we begin I do want to go  
over a couple of ground rules. First, this

1 meeting is being reported. I have a court  
2 reporter over here seated to my right. He is  
3 going to be taking down every word that is  
4 said during public comment. He would also be  
5 taking down anything that's said if people  
6 are commenting in the audience. So please,  
7 as a courtesy to the person who is making  
8 comment and having their opportunity to  
9 present their opinions and views, please  
10 refrain from shouting out or making any  
11 comments during the others' time to speak.  
12 You will each have an opportunity. I'm  
13 planning to hear from everyone. We've gotten  
14 70 people signed up. I am planning to have  
15 everyone who wishes to speak have the  
16 opportunity to do so.

17 This hearing is going to be about  
18 two hours long. Given the number of  
19 speakers, we are limiting the amount of time  
20 for public comment to two minutes per person.  
21 There is a timekeeper over here. She will be  
22 letting you know when you have one minute and  
23 also when time is up. So please, as a  
24 courtesy to others, try to stay within your  
25 two-minute time period.

26 I also have here somebody who is  
27 videotaping. That is not the official  
28 record. The official record is the

1 transcript that is being prepared by the  
2 court reporter. Now, I do want to make that  
3 very clear. If you say something that has  
4 been said, if it is not in the reporter's  
5 transcript, it is not part of the record of  
6 this proceeding.

7           Since this is a opportunity for  
8 public comment, there is no question and  
9 answers. I'm not here to answer questions.  
10 PG&E is here, but they are not going to be  
11 answering questions during this hearing. It  
12 is just to hear comment from all of you.

13           Okay. So what I would like to do is  
14 just do a brief description of this  
15 proceeding and what is happening. Okay. As  
16 many of you know, earlier this year the  
17 Commission voted out three decisions. And  
18 all three decisions directed San Diego Gas  
19 and Electric Company, Pacific Gas and  
20 Electric Company, Southern California Edison  
21 Company to modify their advanced metering  
22 infrastructure programs to include an option  
23 for anybody who did not wish to have a wired  
24 smart meter to opt out. It also established  
25 interim fees.

26           The decisions further set up a Phase  
27 2 of this proceeding, and that is where we  
28 are right now. Phase 2 which will be looking



1 at what costs should be allowed to be  
2 recovered by the utilities and also how those  
3 costs will be recovered in terms of payment  
4 by residential ratepayers. So what we have  
5 had so far is the three utilities who have  
6 submitted their cost information as part of  
7 Phase 2. Southern California Gas Company is  
8 also a party in this Phase 2 proceeding.  
9 They have a separate application out with the  
10 Commission to also provide for an opt-out  
11 option. That applications has not yet been  
12 acted on, but in the meantime SoCalGas is a  
13 party in this proceeding.

14 We have conducted evidentiary  
15 hearings in this proceeding already, and  
16 those were in November. And during those  
17 hearings the utilities and intervenors  
18 including EMF Safety Network, our  
19 Commission's Division of Ratepayer Advocates,  
20 Aglet Consumer Alliance, and many others, who  
21 are organizations, they have all had an  
22 opportunity to present testimony on how they  
23 feel the costs should be allocated and what  
24 costs should be recovered by the utilities.  
25 And the hearings, now that they have now  
26 concluded, we are in the process of right now  
27 having parties provide briefs.

28 Okay. Along with the briefing part

1 of the record is the input from ratepayers  
2 and the public, and that is where we are now.  
3 These will all be considered as I go to write  
4 a decision, and I will have a proposed  
5 decision most likely out in the spring. That  
6 decision will recommend a certain outcome  
7 based on the evidence that I have received.

8 The Commissioners may either adopt  
9 that recommendation, or if one of them wishes  
10 a different outcome, they can write what is  
11 called a proposed alternate decision. Every  
12 decision that does get voted out by the  
13 Commission is the final say of the  
14 Commission. Okay.

15 So before we begin I'd like to make  
16 just a few quick introductions. We have from  
17 our Public Advisor's Office Judy Cooper, and  
18 Ms. Cooper, if you have any questions on the  
19 Public Advisor's Office and how to  
20 participate in the proceeding, she is the one  
21 who can provide that assistance. She's here,  
22 and she'll have a couple of words to say as  
23 well.

24 MS. COOPER: Thank you every one for  
25 coming today. Excuse my voice. We are a  
26 staff of three here today from the Public  
27 Advisor's Office. Claudia Portillo is  
28 sitting up front, and Latoya Brown is in the

1 back. I'm Judy Cooper, and we're from the  
2 Public Advisor's Office in San Francisco,  
3 Public Utilities Commission. So if anybody  
4 is interested in participating in this  
5 proceeding in any way or any formal  
6 proceeding at the Commission, that's what the  
7 PUC Public Advisor Office does is facilitate  
8 and assist people to participate in the  
9 process. So whether it's by comments or  
10 seeking party status, you can always contact  
11 the PUC.

12 We have business cards at the front  
13 of the table, and we'll be more than happy to  
14 discuss anything that you may need to know  
15 regarding the PUC process. Thank you again  
16 for coming today.

17 ALJ YIP-KIKUGAWA: Okay. And the other  
18 person I would like to introduce is Ms.  
19 Samson. Ms. Samson, she's standing up right  
20 over here to my right. She is the regulatory  
21 affairs person from Pacific Gas and Electric  
22 Company. If you have any questions about the  
23 opt-out program or any questions on how to  
24 sign up, either Ms. Samson can help you or  
25 she may direct you to the back. There are  
26 customer service representatives from PG&E  
27 here to help you with that information.

28 Okay. So without any further ado,

1 start with the public comment period. When I  
2 do call your name, I ask that you come up and  
3 speak again slowly into the microphone. And  
4 we'll start now.

5 Okay. First is Susan Upchurch  
6 followed by Larry Bragman.

7 STATEMENT OF MS. UPCHURCH

8 MS. UPCHURCH: Honorable Judge  
9 Yip-Kikugawa, thank you for coming to Sonoma  
10 County to hear the concerns of our citizens  
11 regarding the PG&E SmartMeter program. I'm  
12 here today to represent Sonoma County  
13 Supervisor Efren Carillo, who is unable to  
14 attend. Supervisor Carillo has written to  
15 the CPUC six three times over the past few  
16 years on the smart meter issue. I have  
17 submitted copies of his letters for the  
18 record.

19 As to today's hearing on PG&E's  
20 SmartMeter program, I would like to reiterate  
21 Supervisor Carillo's opposition to the tariff  
22 that PG&E has been allowed to charge those  
23 who choose to opt out of the SmartMeter  
24 service. Individuals, businesses and  
25 communities should be allowed to choose  
26 freely whether or not to implement this  
27 technology. Requiring payments from those  
28 who opt out has no financial basis and is

1 discriminatory. For this reason, Supervisor  
2 Carillo is opposed to the tariff. He would  
3 urge you to allow communities and businesses  
4 the option to opt out of SmartMeter service  
5 as well. Thank you for your time.

6 ALJ YIP-KIKUGAWA: Okay. Thank you.  
7 Mr. Bragman followed by Michael Kyes.

8 STATEMENT OF MR. BRAGMAN

9 MR. BRAGMAN: Good afternoon, Judge.  
10 Larry Bragman. I'm from the Fairfax Town  
11 Council. Fairfax passed the first smart  
12 meter moratorium about two years ago, two and  
13 a half years ago, and after passing the  
14 ordinance we probably had three or four  
15 public hearings with dozens, really scores of  
16 witnesses that came to our chambers and  
17 testified about health, privacy, and security  
18 concerns related to smart meters.

19 My impression from those hearings  
20 was the overwhelming momentum to have a  
21 moratorium was from health concerns. We know  
22 from the CPUC's own study which they  
23 published about 15 years ago there's 3  
24 percent of the population that's EMF  
25 sensitive. In addition to that cohort of  
26 ratepayers there is a large group of folks in  
27 our communities that have immune system  
28 problems, whether they're receiving

1 chemotherapy, other therapies that don't want  
2 this type of exposure. In addition, there's  
3 privacy concerns and security concerns.

4 As you know, CPUC Code 453 prohibits  
5 a charge based on a medical condition. So  
6 Fairfax, Marin County, and those communities  
7 that are now before you are asking that you  
8 not impose a tariff to opt out, that you  
9 allow our communities to opt out for an  
10 effective safety program for our residents.  
11 And we think that if you allow a community  
12 opt out, you're going to drive the type of  
13 innovative solutions to create a more secure  
14 and safe electrical grid for California.

15 So thank you very much.

16 ALJ YIP-KIKUGAWA: Thank you.

17 (Applause)

18 ALJ YIP-KIKUGAWA: Michael Kyes  
19 followed by Sarah Gurney.

20 STATEMENT OF MR. KYES

21 MR. KYES: Good afternoon. I'm Michael  
22 Kyes, Mayor of the City of Sebastopol. Many  
23 of our citizens have significant concerns  
24 over the health, safety, and  
25 cost-effectiveness of smart meters. The City  
26 has previously sent at least two letters that  
27 have a resolution urging the PUC to let  
28 people opt out in a reasonable manner and

1 consider an entire city to opt out. That I  
2 think the deal here, a number of our  
3 citizens, for one thing, later this afternoon  
4 discuss the health and safety issues. My  
5 concern is the cost-effectiveness and the  
6 actual need for smart meters. And rather  
7 than address commercial need, which there may  
8 actually be a practical purpose for  
9 commercial in that you could do hourly  
10 pricing, residential really has no benefit.  
11 That the meters are supposed to help you save  
12 energy. They're not real-time meters. They  
13 are after-the-fact meters that you can look  
14 the next day and see how much energy you used  
15 the day before.

16 One other concept of smart meters  
17 and peak daily pricing is being able to  
18 reduce air conditioning use by alternating  
19 time segments for air conditioning.  
20 Residents in Sebastopol don't have air  
21 conditioning. It provides them no benefit.

22 The costs, the logic of why you  
23 install a 500 or \$800 meter for free and  
24 charge a consumer -- can I have 30 more  
25 seconds -- a consumer \$75 for no additional  
26 service, really, it defies logic.

27 (Applause)

28 ALJ YIP-KIKUGAWA: Thank you. Sarah

1 Gurney followed by Carolyn Lencert.

2 STATEMENT OF MS. GURNEY

3 MS. GURNEY: Thank you, your Honor, for  
4 the opportunity to speak today. Sarah Gurney  
5 from the City Council, City of Sebastopol. I  
6 want to make sure you know my background. I  
7 am an 8-year veteran of our council having  
8 been appointed to office to fill a vacancy,  
9 then reelected without any opposition, and  
10 reelected another time as the highest vote  
11 getter. I don't mention that for the purpose  
12 of bragging but to make sure you understand  
13 the credibility that I bring to my community.  
14 I hold the heart of my community as my most  
15 sacred duty as an elected. And I want you to  
16 know that we are very proudly the home of the  
17 founding civic leader, Betty Maurer, who  
18 started the EMF Safety Network. And I  
19 congratulate her for her work.

20 It's very important that you know as  
21 an elected I have encountered people who want  
22 to opt out of the program. I also have  
23 encountered people who want others to be able  
24 to opt out of the program for smart meters  
25 although maybe they want a smart meter  
26 themselves. And I've had nobody communicate  
27 to me saying they were insistent that they  
28 wanted a smart meter. Our city believes that



1 people should have the choice to opt out and  
2 that they should be able to do so without  
3 financial consequence.

4 I am the author of a letter sent to  
5 the PUC dated February 17th, 2010, when our  
6 community held a public forum to allow PG&E  
7 to discuss their program, and we noted  
8 several concerns. Our request to the CPUC  
9 was first to allow the deferral of the  
10 installation, and secondly, to allow  
11 customers the choice to opt out. That  
12 remains my position.

13 And I would also like to relate to  
14 you that our Vice Mayor Robert Jacob is  
15 unable to be here today due to his business  
16 commitments, and he wanted for me to relate  
17 to you that he agrees as I do with our Mayor  
18 and the positions that the three of us are  
19 taking as city council members.

20 Please give our community an  
21 opportunity to opt out and to do that at no  
22 charge. Thank you.

23 (Applause)

24 ALJ YIP-KIKUGAWA: Thank you. Carolyn  
25 Lencert followed by Ginny Lee.

26 STATEMENT OF MS. LENCERT

27 MS. LENCERT: Good afternoon. My name  
28 is Carolyn Lencert. And I'm proud to be here

1 today. Since the world ends tomorrow, this  
2 is a marvelous opportunity. I represent the  
3 public good in the entire zip code 94903.  
4 Our web side site is 94903 community.org. So  
5 that's 37 homeowner associations. And we are  
6 supporters of smart and safe grid.

7 I want to go first to the  
8 Bagley-Keene Act, which reminds us all that  
9 the CPUC works for us and not the other way  
10 around. So on that setting --

11 (Applause)

12 MS. LENCERT: That is a measure of  
13 democracy. That is the law. And we want to  
14 respect it. So my main case here is one of  
15 democracy. Now I'll return to that. I know  
16 that your charge is somewhat more limited.  
17 So I'm here to say yes to more options, and  
18 one of the options is no smart meter. We  
19 want community opt-out on a larger scale as  
20 one of the options. That's democracy.

21 We want no fees. This is tantamount  
22 to being charged to go on the freeway. We're  
23 already paying for it. So shared costs with  
24 all ratepayers, that might work. But I have  
25 myself E6 service, and I have from the  
26 beginning. So there is no justification for  
27 time of use feedback to my meter because I  
28 already have E6. I know when the electricity

1 and gas are more expensive and when they are  
2 not. So you have many customers who have E6,  
3 and there's no justification for installing a  
4 smart meter. We already have the information  
5 we need to make our decisions about what we  
6 want to pay.

7 So for reasons of security, for our  
8 safety and health, for our privacy, and for  
9 the democratic value that we all hold dear  
10 here in innovative California, we urge you to  
11 move forward on this issue promptly and  
12 eliminate charging for opting out and to  
13 enable community -- communities to opt out as  
14 a whole.

15 Thank you for the time. I hope to  
16 see you after tomorrow.

17 ALJ YIP-KIKUGAWA: Thank you.

18 (Applause)

19 ALJ YIP-KIKUGAWA: Ginny Lee followed  
20 by Louise McTernan.

21 STATEMENT OF MS LEE

22 MS. LEE: Good afternoon, your Honor.  
23 My name is Ginny Lee. And thank you for the  
24 opportunity to speak on this most important  
25 issue. I represent a community of elders  
26 living in a very low income housing complex  
27 in Marin County. There are 18 electric and  
28 18 gas meters in our complex. They're

1 clustered at four locations on the other side  
2 of bedroom walls. Because of the potential  
3 health risks posed by smart meters, which we  
4 now know is very real, we have voiced our  
5 objections to PG&E. However, early on some  
6 of our residents were threatened by PG&E  
7 representatives with having their electricity  
8 turned off if they did not allow the  
9 installation of smart meters. That's when we  
10 decided to speak with one voice as a  
11 community.

12 100 percent of our residents have  
13 opted out of smart meters in spite of the  
14 unwilling hardship of paying opt-out fees.  
15 These fees are burdensome to many of us, some  
16 of whom cannot even afford to pay for their  
17 medications. We ask with one voice that  
18 these punitive opt-out fees be ended and  
19 those fees which we already pay to PG&E be  
20 refunded to us. No community of persons  
21 should have to pay to keep their analog meter  
22 for the purpose of protecting their health.  
23 We feel these fees were illegal to begin with  
24 and have bordered on extortion.

25 The PUC has virtually ignored us  
26 about these fees. And like the godfather has  
27 said to PG&E: Let's make them an offer they  
28 can't refuse.

1 (Applause)

2 ALJ YIP-KIKUGAWA: Louise McTernan  
3 followed by Ursula Abee.

4 STATEMENT OF MS. MC TERNAN

5 MS. MC TERNAN: Your Honor, I am a  
6 cancer survivor with electromagnetic  
7 sensitivity in the form of tinnitus,  
8 headaches, and muscle cramping.

9 I implore you to listen carefully  
10 today. People's lives including mine are at  
11 risk. We all look to you to provide a  
12 decision based on your integrity and your  
13 compassion.

14 Where are we as a society if we  
15 cannot accommodate our disabled? We  
16 willingly accommodate those with visual,  
17 hearing, or mobility impairments. We do not  
18 tax the individual for the expense of  
19 wheelchair ramps. In the case of smart  
20 meters the disabled are the  
21 electromagnetically sensitive. The tax is  
22 the opt out fee. To even have a fee is  
23 discrimination. To consider raising it is  
24 just corrupt. When will PG&E be stopped from  
25 profiting on the disabled or any one who does  
26 not want their smart meters?

27 PG&E knew all along there was wide  
28 public outcry around health, safety, privacy,

1 and security. They forced smart meters on us  
2 with more of a push as the protests grew and  
3 despite the fact that smart meters were never  
4 made mandatory by federal or state law. PG&E  
5 tried to disguise their trucks by hiring  
6 Wellington and by making installation  
7 surreptitiously where there were clear signs  
8 of individual and community opposition.

9           They infiltrated our web site. They  
10 knew we wanted to keep our analog meters, but  
11 they took the meters and discarded them  
12 knowing this and now want to charge us for  
13 getting them back.

14           During your opt-out hearing you  
15 forced PG&E to admit their meters did not  
16 pulse six times a day as they had claimed but  
17 anywhere from 10 to 190,000 times a day at a  
18 power of not 1 watt but 2.5 to 4 watts. PG&E  
19 continues to state erroneously that a cell  
20 phone is stronger than a smart meter.  
21 Meanwhile experts conclude that one smart  
22 meter is equivalent to ten to a hundred cell  
23 phones.

24           All in all, PG&E has acted  
25 unconscionably. Rather than profiting, PG&E  
26 should be fined for their repeated fraudulent  
27 stances, unethical and illegal behaviors. We  
28 need no-fee opt-outs for individuals,

1 apartment buildings, communities, government  
2 buildings, schools, and medical smart meter  
3 free zones for people with disabilities to  
4 shelter us all from the toxic environment  
5 created by smart meters. Thank you.

6 (Applause)

7 ALJ YIP-KIKUGAWA: Ursula Abee followed  
8 by Linda Brauner.

9 STATEMENT OF MS. ABEE

10 MS. ABEE: Good afternoon.

11 ALJ YIP-KIKUGAWA: Okay. Off the  
12 record.

13 (Off the record)

14 ALJ YIP-KIKUGAWA: Back on the record.

15 MS. ABEE: I am a resident of San  
16 Raphael and have been living in my house  
17 since 1956. I watched it being built on a  
18 lot that we have bought with the  
19 understanding that all utilities would be  
20 underground, when that did not happen and the  
21 City had not told the contractor responsible.

22 I have witnessed many changes not  
23 necessarily improving the environment. At  
24 the present PG&E forces and dictates  
25 customers to accept a new system that has not  
26 thoroughly been researched and besides  
27 penalizes us to pay \$120 a year for something  
28 we never got. It is customary, ladies and

1 gentlemen, you pay for something you buy and  
2 not for something you have not received.

3 (Applause)

4 MS. ABEE: That is plain arithmetic and  
5 the law of the land. Ladies and gentlemen,  
6 the public should not have to pay to the  
7 utility companies that reap billions of  
8 profit, give millions to their CEOs and have  
9 no concern for our environment. We need to  
10 stand together and wake up. We should not  
11 pay for the mistakes that these highly paid  
12 executives of big utility companies have  
13 made.

14 (Applause)

15 ALJ YIP-KIKUGAWA: Linda Brauner  
16 followed by Amy Hartley.

17 STATEMENT OF MS. HARTLEY

18 MS. HARTLEY: Good afternoon. Thank  
19 you, your Honor, for being here and for  
20 putting in such hard work for so many weeks  
21 and for everything you wrote for us. We  
22 appreciate it.

23 There is a strange juxtaposition  
24 between the questions we are asked to address  
25 today and the reality of our experience over  
26 the last few years. First, the responses to  
27 the questions that must be addressed. One.  
28 Any opt-out option must include



1 noncommunication, no-cost analog meters.  
2 Vermont's precedent of free opt-out will  
3 prevail in California. It is unconscionable  
4 to extort money for safety from any one  
5 including those who cannot afford to pay to  
6 have this toxic product removed from their  
7 homes.

8 Two. All opt-out true costs must be  
9 born by shareholders and those opting in to  
10 the SmartMeter program. Three. Any fees  
11 must be on a per-location basis because, for  
12 example, tenancy in an apartment building can  
13 turn over frequently and create a cash cow  
14 simply for PG&E while on the other hand  
15 providing nothing that was not in place for  
16 new tenants.

17 Four. There should be no exit fee.  
18 Rather, the only fee should be for those  
19 opting into the SmartMeter program. Five.  
20 The future of energy is sustainable and  
21 therefore local. Opt-out must be community  
22 wide including apartment buildings, condo  
23 associations, governments, cities, schools,  
24 counties, and therefore any conglomerate of  
25 persons.

26 In fact, for the reality, we all  
27 know there can be no opt-out for none of us  
28 have opted into the SmartMeter program. For

1 the last two years PG&E has without warning  
2 many times forcibly trespassed upon our  
3 property, invaded our privacy, endangered our  
4 safety, installed cancer-producing, heart-  
5 damaging, DNA-breaking surveillance devices  
6 upon our property without informed consent  
7 instilling psychological terror in our hearts  
8 and our minds, setting us up for  
9 posttraumatic stress disorder.

10 For many years I have made my living  
11 assessing the probability of dangerous  
12 behavior. One of the prime predictors is  
13 present and past dangerous violent behavior.  
14 PG&E has a long history of corporate  
15 violence. We are asking for your protection.  
16 Please, do this for us as communities. Thank  
17 you.

18 (Applause)

19 ALJ YIP-KIKUGAWA: Ami Hartley followed  
20 by Deborah Tavares.

21 STATEMENT OF MS. HARTLEY

22 MS. HARTLEY: Good afternoon, Judge.  
23 My name is Ami Hartley, and I'm a San  
24 Francisco resident. I've always slept like a  
25 baby until several months ago I started  
26 experiencing insomnia and darting headaches  
27 in 10 second intervals. Did I mention that I  
28 don't get headaches. After discussing

1 various possibilities with my friends, I  
2 decided to go check my meters, and lo and  
3 behold, there they were, 11 newly installed  
4 smart meters. No coincidence here.

5 I'm concerned about health, safety,  
6 and privacy. This is an outrage. The  
7 federal government never made smart meters  
8 mandatory. Residential customers should have  
9 the option to not receive service pursuant to  
10 time variant pricing and to incur no  
11 additional charges. Analog meters should be  
12 included in the opt-out program. People who  
13 choose to opt out should not be required to  
14 pay increased fees. Customers who elect to  
15 have smart meters installed should pay costs  
16 of the new meters and installation. All who  
17 live within buildings that are in proximity  
18 to any populations including persons with  
19 disabilities should be mandated to not have  
20 smart meters installed in these public  
21 facilities including schools and public  
22 government buildings.

23 In Maine the Supreme Court has  
24 determined that smart meters are illegal  
25 because they never did a health study. In  
26 Vermont there is a no-fee opt-out program.  
27 Why has a health study never been conducted  
28 here in California? We need one here now and

1 an opt-out program here now. Give us back  
2 our freedom of choice. Thank you.

3 (Applause)

4 ALJ YIP-KIKUGAWA: Thank you. Deborah  
5 Tavares followed by Pat Sworsen.

6 STATEMENT OF MS. TAVARES

7 MS. TAVARES: Hi. My name is Deborah  
8 Tavares. I presume, Judge, that you took an  
9 oath of office, and it's in that case. How  
10 do you address the fact that PG&E, San Diego  
11 Gas and Electric, and Southern California  
12 Edison, and other utilities have partnered  
13 with ICLEI. This is a foreign policy, an arm  
14 of the United Nations that completely  
15 subverts all our rights under the  
16 Constitution and our Bill of Rights.

17 And how are you addressing the  
18 silent weapons, quiet wars policy that was  
19 adopted in the '50s? This policy states in  
20 part, quote:

21 A silent weapons system  
22 operates upon data collected  
23 from a docile public by  
24 legal but not always lawful  
25 force.

26 When the government is able to  
27 collect tax, i.e., opt-out fees, and seize  
28 private property, i.e., by smart meters

1 surveilling and irradiating us, it is an  
2 indication that the public is ripe for  
3 surrender and is consenting to enslavement  
4 and legal encroachment. This is the silent  
5 weapons, quiet wars document, and that is a  
6 document as well which I will be handing to  
7 you as part of the record when I finish.

8           Something is very, very, wrong. We  
9 know that when we accept the intolerable, we  
10 wake up to a nation that is enslaved. The  
11 utility companies along with our government  
12 are engaged in illegal lethal assaults upon  
13 us, period. Using microwave frequencies that  
14 the military adopted as weapons described in  
15 the Fort Meade military documents through a  
16 Freedom of Information Act. The [inaudible]  
17 document also discusses this as well.

18           Many people are sick, and you want  
19 to discuss opt-out fees. We cannot negotiate  
20 our rights, safety and health away. Giving  
21 up these things damages us. This is layer  
22 upon layer of disinformation, misinformation  
23 and secrets.

24           But concerning the costs, even the  
25 I triple E smart grid thought leaders are  
26 questioning and asking why politicians and  
27 public agencies have not discussed the  
28 unknown costs of the grid to the people.

1 Certainly their concerns would give rise to  
2 why the increases are being discussed today.  
3 This is cover up to extort more money from us  
4 to fund this diabolical assault. Therefore,  
5 Phase 2 of these hearings --

6 ALJ YIP-KIKUGAWA: Ms. Tavares.

7 MS. TAVARES: Are you planning to  
8 broaden --

9 ALJ YIP-KIKUGAWA: Off the record.

10 (Off the record)

11 MS. TAVARES: There's no record.

12 ALJ YIP-KIKUGAWA: There is a record.  
13 We're on the record right now. You may give  
14 that to the Public Advisors.

15 MS. TAVARES: And they're located?

16 (Applause)

17 ALJ YIP-KIKUGAWA: Back on the record.

18 Pat Sworsen followed by Dannean  
19 Farris.

20 STATEMENT OF MS. FARRIS

21 MS. FARRIS: Your Honor, I represent  
22 101 residents of a low-cost, three-story  
23 senior complex in Marin County. May of 2012  
24 most of us collectively agreed to opt out of  
25 the SmartMeter program because the meters are  
26 clustered in five locations between four  
27 buildings. For example, my apartment lies 12  
28 feet between a total of 89 meters. Many of

1 us have been treated with cancer, have  
2 pacemakers and may have -- the radiation  
3 treatments may have extended my life, but the  
4 effects from the treatments are debilitating.  
5 Certainly I do not need additional EMF and  
6 the RF radiation from a nearby 89 meters.

7           What I am imploring you is to take  
8 into consideration the additional impact  
9 multiple meters clustered together can have  
10 on human health. We feel assaulted, and the  
11 last latest assault arrived in our bills  
12 warning us that by opting out of the  
13 SmartMeter program fees may rise for all  
14 customers opting out or not.

15           We opt-outs have already been  
16 penalized by what we feel are illegal fees,  
17 and now PG&E wants to impose fees on every  
18 one. For many of the seniors living in our  
19 complex the opt-out fee was a serious  
20 hardship. Can't we not ask for a moratorium  
21 until all of these issues can be  
22 scientifically resolved and reasonable fiscal  
23 responsibility be implemented. Thank you.

24           (Applause)

25           ALJ YIP-KIKUGAWA: Dannean Farris  
26 followed by Sangita Moskow.

27           MS. MOSKOW: Sangita Moskow from -- oh.

28           STATEMENT OF MS. FARRIS

1 MS. FARRIS: Good afternoon, your  
2 Honor. Early in 2011 I began to experience  
3 severe headaches. I also started having  
4 ringing in my ears that was so loud it  
5 affected my hearing. I began visiting  
6 healthcare practitioners who attempted to  
7 treat my symptoms. Finally, one of them  
8 asked if I had a smart meter on my home. I  
9 was living in the cove Apartments in Tiburon  
10 at the time. I discovered that smart meters  
11 were installed throughout the complex early  
12 in 2011. The ones for my building were near  
13 my bedroom. I was told by the Cove  
14 management that there was nothing I could do  
15 about the smart meters. They claimed that  
16 the meters were installed without their  
17 permission.

18 I began looking for another place to  
19 live. I now live at Rotary Manner in San  
20 Rafael where there are no smart meters. My  
21 symptoms have dramatically improved. It is  
22 vitally important to me and to others in that  
23 community that we remain smart meter free. I  
24 believe that we should be able to opt out  
25 without any cost. Thank you.

26 ALJ YIP-KIKUGAWA: Okay. Thank you.

27 (Applause)

28 ALJ YIP-KIKUGAWA: Sangita Moskow



1 followed by Vicky Sievers.

2 STATEMENT OF MS. MOSKOW

3 MS. MOSKOW: I'm Sangita Moskow from  
4 San Raphael. I've been going to CPUC  
5 meetings for a couple of years now. My story  
6 is that I had terrible electric problems in  
7 my house once the smart meter was installed,  
8 fire coming out one of the outlets, many  
9 outlets not working. But then I started to  
10 meet people who had health problems. And I  
11 went to a meeting with the Marin County  
12 supervisors, and 50 of us testified. Every  
13 one I think except for one person who was a  
14 PG&E employee, every person testified about  
15 problems with health, safety, privacy, all  
16 the things you've been hearing.

17 We should not be paying for  
18 something that we did not ask for. There's  
19 been extremely aggressive behavior of  
20 Wellington and these companies that have been  
21 coming to install. We have been not asked.  
22 I know people who just told them they don't  
23 want the meter and they come in and install  
24 it any way. We should not be paying for  
25 something that we did not ask for and  
26 something that is also extremely not  
27 cost-effective that we are paying because we  
28 are the people who pay for the utility.

1 Yeah, I think the whole program should be  
2 stopped, period, the entire program.

3 (Applause)

4 MS. MOSKOW: It's worthless.

5 ALJ YIP-KIKUGAWA: Vicki Sievers  
6 followed by Allen Horn.

7 STATEMENT OF MS. SIEVERS

8 MS. SIEVERS: Good afternoon, your  
9 Honor. I'm representing the Maria B. Freitas  
10 Senior Community, a 65 unit low income  
11 housing facility in North San Rafael.  
12 Residents who wanted to be here today were  
13 prevented by illness, distance, scheduling.

14 Shortly after 57 smart meters were  
15 installed in the utility room of her building  
16 in 2011 a resident began experiencing  
17 headaches, dizziness, nausea, a racing heart  
18 beat, anxiety, and difficulty focusing with  
19 no apparent explanation. Another became ill  
20 also, yet his doctors found no cause.

21 The woman researched RF radiation at  
22 some depth, and when she shared the findings  
23 with neighbors, they hired a consultant to  
24 measure the emissions to which they were  
25 being subjected. Research on the biological  
26 effects of RF radiation suggests a safe  
27 exposure limit of 1 tenth of a microwatt per  
28 square centimeter outdoors and 1 hundredth of

1 a microwatt per square centimeter indoors.

2 Measurements taken in the community  
3 utility room at Freitas showed pulses at over  
4 100 microwatts per square centimeter. While  
5 no one lives in the utility room, people do  
6 occupy apartments above it where levels of 5  
7 to 20 microwatts per square centimeter were  
8 measured in the bedroom directly above the  
9 utility room, a level up to 2,000 times  
10 greater than the research determined safe  
11 limit. That occupant now sleeps elsewhere.

12 PG&E's current opt-out provision  
13 both forces these low-income seniors to live  
14 in harm's way in an untested situation that  
15 should never have been approved by a  
16 regulatory agency. Many residents are  
17 functionally compromised or ill, unable to  
18 understand what has happened or to take  
19 action.

20 Any fees, any fees and even the  
21 opt-out process itself are punitive  
22 deterrents. A resident of an apartment above  
23 the meters asks, how can I get away from  
24 this? I don't use a cell phone or a  
25 microwave. Why am I being forced to live  
26 with this radiation? Why indeed. These  
27 seniors must have a utility room of safe  
28 analog meters, a right to opt out as a whole

1 community without charge. Thank you.

2 (Applause)

3 ALJ YIP-KIKUGAWA: Allen Horn followed  
4 by Rebecca Heisler.

5 STATEMENT OF MR. HORN

6 MR. HORN: I am Allen Horn. Thank you  
7 very much, your Honor, for allowing me this  
8 opportunity to speak today. I am the owner  
9 of Allen Horn Insurance Services, LLC. I  
10 have a professional interest in fires and  
11 explosions because I insure people against  
12 these perils. I am alarmed at the increase  
13 in smart meter fires and explosions that have  
14 been reported as insurance claims. I suspect  
15 that the ignition source of the infamous San  
16 Bruno fire and explosion was a smart meter or  
17 meters that arced over a gas main leak that  
18 ignited the fireball that killed eight people  
19 and destroyed over 100 homes.

20 The old mechanical meters could  
21 never explode this way and should be used for  
22 all opt-out customers. There should be no  
23 charge for opting out because it is  
24 extortion. And entire cities and counties  
25 and other groupings should be able to opt out  
26 entirely.

27 Dr. John Gofman said, and I quote:

28 There is no such thing as a

1 safe level of radiation.

2 Unquote.

3 (Applause)

4 ALJ YIP-KIKUGAWA: Rebecca Heisler  
5 followed by Talya Strauss.

6 UNIDENTIFIED SPEAKER: Who?

7 ALJ YIP-KIKUGAWA: Rebecca Heisler.

8 STATEMENT OF MS. HEISLER

9 MS. HEISLER: Thank you, your Honor,  
10 for hearing me out. My name is Rebecca  
11 Heisler. I'm known in the State of  
12 California as what's not let have happen to  
13 you. 16 meters were put outside my condo. I  
14 knew nothing about RF, EMF before that. I  
15 started getting a shooting pain in my head,  
16 arrhythmia, pressure in my chest. Five  
17 others in my home had the same symptoms.  
18 Within six weeks I could no longer live in my  
19 home. I had such severe arrhythmia I thought  
20 I was having a heart attack. I moved out.

21 Two months later -- I'm a clinical  
22 psychotherapist. Two months later in my  
23 office while I'm treating patients, I felt  
24 like there was a stabbing spike in my chest  
25 about 5 inches wide. I thought that is a  
26 heart attack. I saw my patients the rest of  
27 that day. I left and I went back to my  
28 office.

1           For two and a half years I have been  
2 looking for a safe place to live. I get  
3 stabbing pain in my head, in my chest, in my  
4 ribs, in my breast. I get nausea. Twice I  
5 had symptoms that my cardiologist, and I  
6 never had a cardiologist before, said, you  
7 might have had a seizer after a very large  
8 smart meter exposure.

9           This is unconscionable. The United  
10 States Government has just awarded a friend  
11 of mine Social Security Disability for having  
12 this syndrome for being injured in this way,  
13 which means that the medical establishment  
14 and the United States Government are starting  
15 to take seriously that this is very real.

16           I am standing here not just asking  
17 to deal with the fee. I need a medically  
18 safe buffer zone where I can live. I have  
19 run around for two and a half years. I've  
20 been isolated in the mountains, an hour and a  
21 half to go to the grocery store or a doctor.  
22 I am terrified all the time. And as a  
23 clinical psychotherapist, I get calls from  
24 other people in my shoes who are terrified or  
25 suicidal because they cannot cope with static  
26 pain. These are doctors, nurses, lawyers,  
27 accountants, computer scientists. These are  
28 not the flaky. People want to marginalize

1 this. It's unacceptable. What is happening  
2 is unconscionable. People who allow this to  
3 happen have a lot of blood on their hands.  
4 But your Honor, you have the power to turn  
5 this around. I need a safe place to live  
6 where I can go back to earning a living and  
7 helping people in the healing profession.  
8 And hundreds and thousands of people are in  
9 my shoes.

10 The longer we are exposed to all  
11 this, the more people's immune systems get  
12 wiped out. I had zero symptoms and knew  
13 nothing about this before the onset. Being  
14 here alone created a lot of symptoms for me  
15 that kind of set me back.

16 ALJ YIP-KIKUGAWA: Thank you.

17 MS. HEISLER: Thank you so much for  
18 your time and attention.

19 (Applause)

20 ALJ YIP-KIKUGAWA: Talya Strauss  
21 followed by --

22 MS. DELANY: Can I say something from  
23 Talya Strauss? She couldn't be here.

24 ALJ YIP-KIKUGAWA: No. Jennifer  
25 Delaney, you may give what she has written to  
26 the Public Advisor's Office. She will get  
27 that to me.

28 MS. DELANY: Thank you.

1 ALJ YIP-KIKUGAWA: Jennifer Delaney  
2 followed by Sanford Skolnick.

3 STATEMENT OF MS. DELANEY

4 MS. DELANEY: My name is Jennifer  
5 Delaney. We cannot agree to any opt out  
6 other than a total opt out. And you must  
7 retain our safe analog meters. We have been  
8 socially engineered to believe that  
9 propaganda and the media lies. We are also  
10 facing the Delphi technique, a tool of  
11 psychological warfare by the Rand Institute  
12 which has been used to bring countries down.  
13 And we are witnessing the Delphi technique  
14 here today. It's called a predetermined  
15 outcome and deny and delay.

16 Look at your watch. You are  
17 deploying smart meters right now as I speak.  
18 This smart meters, smart grid energy scheme  
19 hides the evil intentions of greed. When  
20 people learn the truth, the resistance will  
21 grow. No, this is not over. Many will not  
22 comply to obey lawless laws put in place  
23 through greed and disregard for human life.  
24 In the controller bankers documents they tell  
25 us what they are doing to us. Read the  
26 silent weapons, quiet wars policy on stop the  
27 crime dot net.

28 In the mission statement about the



1 revolution and the global infrastructure IBM,  
2 Siemens, the Bank of London, the Rothschilds,  
3 the World Bank, and the many companies and  
4 institutions and the rich men of the earth  
5 admit to the hidden secret that they will  
6 expose the world to the world. They are  
7 replacing traditional physical  
8 infrastructure, transportation, transit  
9 systems, building, pipes, power, concrete,  
10 and steel with cyber infrastructure, computer  
11 networks, and sensors in ways that are just  
12 emerging. This explains why PG&E, Edison,  
13 SDG&E have partnered with ICLEI, the United  
14 Nations foreign policy usurping the  
15 Constitution of the United States.

16 (Applause)

17 ALJ YIP-KIKUGAWA: Sanford Skolnick  
18 followed by Patrick Wrigley.

19 STATEMENT OF MR. SKOLNICK

20 MR. SKOLNICK: Good afternoon. Thank  
21 you for being here. Your Honor, I'm here for  
22 two reasons. The most important, my wife is  
23 dealing with a severe form of breast cancer,  
24 very aggressive. Only 3 percent of the women  
25 have this, and it was only addressed after  
26 the smart meters were installed. But I think  
27 there's been enough evidence here today how  
28 it affects medical. There's a second reason

1 to prove that the smart meters are generating  
2 a high amount of RF.

3 I've been involved in electronics  
4 since I was eight years old. That's what I  
5 have done for a living. I have formal  
6 training in it. We have a security system in  
7 our home that is definitely affected. It  
8 causes floodlights to turn on on motion  
9 detectors. This has been documented. PG&E  
10 sent three of their engineers out. They all  
11 agreed that I have done everything possible  
12 to stop it from happening, filters,  
13 capacitors, everything imaginable in the  
14 electronics world. It's obvious that it kept  
15 turning the system on. PG&E agreed. They  
16 even gave me a one-time refund of \$107.23 to  
17 account for these lights being on all the  
18 time. Yet they go on and deny that this is  
19 not the truth, that it's not affecting  
20 electronics, and it definitely is.

21 This has been going on for one year  
22 from 5/12/11 to 4/30/12. There's been  
23 another situation which you're probably aware  
24 of that a person sued for the same reason and  
25 won with the administrative judge from the  
26 PUC \$1400. No matter how much PG&E denies  
27 the fact that these units are affecting, they  
28 removed our meter, and it stopped.

1           And so I submit, your Honor, that,  
2 number one, there should be a refund to  
3 everyone who has requested opt out for all  
4 the fees that they have paid and that there  
5 should be no charges to do this any more.  
6 Thank you.

7           (Applause)

8           ALJ YIP-KIKUGAWA: Patrick Wrigley  
9 followed by Angela Flynn.

10                   STATEMENT OF MR. WRIGLEY

11           MR. WRIGLEY: My name is Patrick  
12 Wrigley. I was a meter reader with PG&E in  
13 the Marin office for nine and a half years  
14 before I was fired because I could not be  
15 intimidated into being quiet regarding --

16           UNIDENTIFIED SPEAKER: Can't hear you.  
17 Speak up.

18           MR. WRIGLEY: I was a meter reader for  
19 nine and a half years with PG&E in the Marin  
20 office before I was illegally fired because I  
21 was not intimidated into being quiet with the  
22 problems I saw firsthand regarding smart  
23 meters' inaccuracy.

24           (Applause)

25           MR. WRIGLEY: The fact that PG&E knows  
26 that they do catch on fire when they are  
27 remotely turned back on when a customer who  
28 is delinquent in their bill finally pays

1 their bill. These meters catch fire. They  
2 know it, and they are covering it up.

3 When I started working at PG&E, the  
4 annual budget in meter reading was \$70  
5 million for roughly a thousand meter readers.  
6 My supervisor, who was my best friend at the  
7 time, told me this.

8 The Public Utility Commission and  
9 PG&Es continually lie to the customers saying  
10 it is a \$2.2 billion system when the Public  
11 Utility Commission and PG&E when questioned  
12 by a law firm suing them over smart meters  
13 admitted it's a \$10 billion system. PG&E  
14 tells their own employees it is a \$10 billion  
15 system. That makes this illegal because it  
16 is a crime of fraud against the consumers of  
17 California.

18 When you divide the annual cost of  
19 meter reading into the \$10 billion, this  
20 system never, ever, ever comes close to  
21 breaking even. You cannot allow PG&E to  
22 charge extra for a meter reader to come read  
23 a customer's meter when they already do it  
24 infinitely cheaper.

25 I'd also like to point out the fact  
26 that no one else in PG&E does surveys for the  
27 gas department but the meter readers. Thank  
28 you.

1 (Applause)

2 ALJ YIP-KIKUGAWA: Angela Flynn  
3 followed by Lois Robin.

4 UNIDENTIFIED SPEAKER: Sorry. Couldn't  
5 hear you.

6 ALJ YIP-KIKUGAWA: Angela Flynn.

7 STATEMENT OF MS. FLYNN

8 MS. FLYNN: Good afternoon. Angela  
9 Flynn from Santa Cruz County. I first had a  
10 wi-fi router in my bedroom for two years  
11 before I realized that I was suffering  
12 symptoms from microwave exposure. I couldn't  
13 sleep. I had muscle aches. I had creaky  
14 joints. I was in my mid-30s. I worked as a  
15 landscaper, a very healthy life-style. It  
16 took me moving into a house next to a cell  
17 tower and getting more severe symptoms to  
18 realize what had happened.

19 I've gone to a lot of work to  
20 eliminate microwave transmitters from my  
21 home. I can do that to a large degree.  
22 However, smart meters are a toxic trespass  
23 that I can't keep out of my home. Even  
24 though I don't have one in my house, my  
25 neighbors have one. It gets on to the wire  
26 and it puts transients on to the wiring that  
27 gets carried all through everyone's homes. I  
28 also work as a house-sitter, and this has

1 greatly interfered with my ability to make an  
2 income because I can't stay in a house with a  
3 smart meter.

4           We need to wake up and accept what's  
5 going on. These effects are cumulative.  
6 Most people aren't going to feel anything the  
7 first time they are around transmitters.  
8 It's just like with sunlight. The more  
9 exposure you get, the more harm you suffer.  
10 If we don't have time away from this  
11 exposure, we don't recover and we get worse  
12 and worse and worse.

13           People get cancer from -- I don't  
14 know if you noticed, but if you read your  
15 manual, they tell you not to put your phone  
16 on your body or hold it to your head.  
17 There's a reason for that. It's because  
18 people are getting cancer from that type of  
19 exposure. People are getting brain tumors,  
20 breast cancer.

21           There was a great segment on the TV,  
22 San Francisco. I mean great in the sense it  
23 was very aware raising. A woman 21 years old  
24 kept her cell phone in her bra. She lost her  
25 breast to cancer. 21 years old. Another  
26 woman, four tumors. We need to stop  
27 microwaving ourselves to death.

28           ALJ YIP-KIKUGAWA: Thank you.

1 (Applause)

2 ALJ YIP-KIKUGAWA: Lois Robin followed  
3 by Lou Tavares.

4 STATEMENT OF MS. ROBIN

5 MS. ROBIN: Appreciate your being here  
6 to hear our tales of woe and rage. And I  
7 have one.

8 UNIDENTIFIED SPEAKER: Louder.

9 MS. ROBIN: Can't hear it?

10 UNIDENTIFIED SPEAKER: Closer.

11 MS. ROBIN: She said 6 inches.

12 I said that I appreciate your being  
13 here to hear our tales of rage and woe, and I  
14 have one. Does that work better?

15 UNIDENTIFIED SPEAKERS: You're fine.  
16 That's better. Perfect.

17 MS. ROBIN: Okay. Let me know if you  
18 can't hear me. Back in the 1970s I was ill,  
19 and I went to a Ph.D. biochemist to get some  
20 help. He was treating people for allergies.  
21 And he said the first thing you must do if  
22 you want to regain your health is to get rid  
23 of your microwave oven. I complied. I got  
24 rid of my microwave. But I learned from him  
25 all kinds of things about EMR that I was  
26 to -- that was to stay with me for the rest  
27 of my life.

28 He gave me a stack of papers about 8

1 inches high. And he said these are the  
2 scientific reports which you must read to see  
3 why I want you to stay away from that  
4 microwave oven. In the 1970s they knew  
5 things about radiation that they're not  
6 acknowledging. Somehow they don't seem to  
7 know about it any more. But it was there for  
8 people to know about in the 1970s.

9 Well, I stuck with his philosophy  
10 with his understanding throughout the years,  
11 and I've avoided almost all kinds of EMR  
12 gadgets. And I have become maybe a little  
13 antediluvian in doing it, but I've avoided  
14 all of them. Then along comes these smart  
15 meters, and of course I said I didn't want  
16 one, and I kept my analog meter. And I've  
17 had to pay the opt-out price, only I haven't  
18 paid it.

19 And PG&E keeps on -- they keep on  
20 billing me, and I keep on not paying it. And  
21 I'm going to -- and I'm wondering if they're  
22 going to turn off my gas and electric, if  
23 I'll be taking cold baths. That's about the  
24 worst thing I can think of. But I'm not  
25 going to be paying those opt-out fees. There  
26 is nothing that would make me pay opt-out  
27 fees on the basis of the complete unfairness  
28 and stupidity of this whole project. And I



1 feel like --

2 ALJ YIP-KIKUGAWA: Thank you. Lou  
3 Tavares.

4 MS. ROBIN: Mm-mm?

5 ALJ YIP-KIKUGAWA: Lou Tavares is next.  
6 Your two minutes are up.

7 (Applause)

8 ALJ YIP-KIKUGAWA: After Mr. Tavares  
9 speaks we are going to take a short five-  
10 minute break.

11 STATEMENT OF MR. TAVARES

12 MR. TAVARES: Good afternoon. My name  
13 is Lou Tavares. My question is, how did the  
14 power companies and the CPUC ever come to the  
15 notion that when a radiation emitting  
16 surveillance device is unlawfully installed  
17 on someone's home without their knowledge or  
18 consent that they may be charged a fee for  
19 its removal.

20 (Applause)

21 MR. TAVARES: If someone is to be  
22 charged for removal, they must be informed of  
23 the intention to install and given the choice  
24 before installation takes place. To simply  
25 install without disclosure and consent causes  
26 the power company to be fully and solely  
27 liable for all costs of removal. Electronic  
28 surveillance is a crime under Federal Title

1 18 wiretapping.

2 (Applause)

3 MR. TAVARES: Also exposing people on  
4 private property to cancer-causing radiation  
5 is a crime against health, safety, and  
6 property rights. This is criminal  
7 misconduct. It's absurd to contemplate a fee  
8 to be paid to the criminal by the victim for  
9 the benefit of ceasing a criminal activity.

10 The legal and moral compass has spun  
11 completely off the standard. The easement is  
12 not consent. The easement is for an analog  
13 meter, not a radiation-emitting surveillance  
14 device. There is no adequate disclosure, and  
15 there is no informed consent, and therefore,  
16 there is no easement for the violating  
17 conduct.

18 And how can an innocent homeowner  
19 who has done nothing more than wish to  
20 protect his family from radiation and  
21 surveillance be considered an obligated  
22 party? You know that something like 8 to 10  
23 percent of the population is electromagnetic  
24 sensitive. You know that there will be  
25 hacking and abuse with the surveillance data.  
26 The lawsuits will come at you like locusts.  
27 The time has come to stop this program now.

28 (Applause)

1 ALJ YIP-KIKUGAWA: We're going to take  
2 a short five-minute break, and we're off the  
3 record.

4 (Recess taken)

5 ALJ YIP-KIKUGAWA: We're back on the  
6 record.

7 Drew Luis.

8 STATEMENT OF MR. LUIS

9 MR. LUIS: Good afternoon, Judge.  
10 Thank you for being here. My brother was  
11 recently diagnosed with a brain tumor on the  
12 same side of his head that he uses his cell  
13 phone. And his doctor is certain that it is  
14 caused by electromagnetic radiation from the  
15 cell phone.

16 I also traveled 130 miles today to  
17 come to this event with other people from  
18 Santa Cruz. We do not feel that this fee is  
19 fair because we have not caused this expense.  
20 This expense was caused by mismanagement if  
21 not psychopathic criminal actions by members  
22 of PG&E breaking laws. One of these laws is  
23 Code 3282 B and which states:

24 No customer shall have to  
25 pay separate fees for  
26 utilizing services that  
27 protect public or customer  
28 safety.

1           So they are breaking the law in  
2 this smart meter deployment, and they're  
3 charging us these fees.

4           I'd also like to point out that  
5 this is the same energy form, same type of  
6 technology that was used by the Soviet Union  
7 in 1960 to kill and injure US Government  
8 employees in the Moscow US Embassy. That's a  
9 documented fact. This is the same  
10 technology, same form of energy that was used  
11 to make these people sick, and many died. We  
12 should not be deploying proven weaponized  
13 technology in our communities. And we should  
14 not be charged extra unnecessary and punitive  
15 fees for protecting our health.

16           And I'd also like to protest the  
17 fact that PG&E is allowed to have a table out  
18 back in front of this foyer and other members  
19 of our community were told they had to take  
20 their free speech literature down. And that  
21 is really a violation of our first amendment  
22 rights. So it's very obvious that PG&E is  
23 doing everything they can to shut down public  
24 dissent and have a public forum here. And  
25 the fact that this meeting was scheduled in  
26 the busiest time of the year is also really  
27 kind of obvious to the rest of us that PG&E  
28 and does not want to have a free and public

1 discussion. Thank you.

2 ALJ YIP-KIKUGAWA: Thank you.

3 (Applause)

4 ALJ YIP-KIKUGAWA: Isis Ferel followed  
5 by Dr. Sandy Ross.

6 STATEMENT OF MS. FEREL

7 MS. FEREL: My name is Isis Ferel. I'm  
8 from Oakland. Even after CARE discount the  
9 opt-out fees represent a hardship for many of  
10 us. Many in my community want to opt out but  
11 cannot afford to pay for PG&E's costly errors  
12 in judgment. And PG&E seems to be doing some  
13 creative accounting here over the cost of opt  
14 out and a lot of public spending. First of  
15 all, we've already paid for the utility to  
16 acquire smart meters whether we want them or  
17 not. We should be getting a refund, not  
18 charged again for analog meters we've also  
19 already paid for.

20 We have also been paying for meter  
21 readers all along. Eliminating their jobs  
22 endangers our neighborhoods because they know  
23 how to recognize early warning signs of far  
24 too common gas leaks like the one in San  
25 Bruno. There has never been a special fee  
26 for how our energy is measured. And the  
27 utility tax that's being applied to the  
28 opt-out fees in some cities is a totally

1       unprecedented application of the tax.

2                 Digital smart meters are aggravating  
3       existing disabilities and medical conditions.  
4       It's a violation of the ADA to discriminate  
5       against people with disabilities by charging  
6       them more for essential services.   These  
7       meters are causing life-threatening house  
8       fires, injuries, disabilities, and toxic  
9       eviction.   Charging people who protect  
10      themselves from assault and displacement is a  
11      protection racket and against the law.

12                The meters also mine personal data  
13      without permission, which constitutes illegal  
14      search and seizure.   It's illegal to charge a  
15      fee to protect one's constitutional rights.  
16      PG&E has a long history of injuring workers,  
17      the public, and the environment including  
18      lost plutonium, toxic waste dumping,  
19      diverting maintenance funds to profits, and  
20      on and on and on and on and on.

21                People have been dying because of  
22      these mistakes, and now it's the smart meter  
23      fiasco.   Why do you keep letting them get  
24      away with it?   It's time that the CPUC does  
25      the job it's supposed to.   Prove to us that  
26      you are truly a watch dog for the public, not  
27      a lap dog of corporate utility CEOs.   If you  
28      are serving the public, then the justice to

1 be made in these proceedings is return all  
2 analog meters free and on demand, refund all  
3 opt-out extortion fees that have been paid  
4 already, and pay reparations to all who have  
5 been injured, toxically evicted, or otherwise  
6 harmed by smart meters. Thank you.

7 (Applause)

8 ALJ YIP-KIKUGAWA: Thank you. Sandy  
9 Ross followed by Catharine Gunderson.

10 STATEMENT OF MS. ROSS

11 MS. ROSS: I am placing in the public  
12 record full copies of my talk and report from  
13 the National Institute for Science, Law, and  
14 Public Policy, and *Assessment of*  
15 *Radiofrequency Microwave Radiation Emissions*  
16 *From Smart Meters* by Sage Associates.

17 My response to Phase 2 questions.  
18 There should be only one opt-out meter,  
19 electromechanical analog. At least two smart  
20 meter functions give people symptoms, the  
21 communicating pulses and dirty electric  
22 spikes from the digitization process.  
23 Someone wishing to avoid these EMFs must be  
24 given an analog meter. All opt-out costs  
25 should be allocated to utility stockholders,  
26 if unworkable, then to all ratepayers. Any  
27 fees should be per location, not per meter.  
28 No exit fees. Customers are already paying

1 for smart meters.

2 Opt-outs should be extended to local  
3 governments, communities, businesses,  
4 apartments, and condos. All ratepayers  
5 sharing a transformer and opt-out customers  
6 need to be opt out also. Otherwise the  
7 pulses and dirty electrical spikes will come  
8 on the lines from the neighboring smart  
9 meters. Opt-outs should be mandated for  
10 schools and public buildings so people with  
11 symptoms and disabilities related to EMF can  
12 safely access them. No matter the various  
13 outcomes, no fees or charges should be  
14 assessed to any household where a resident  
15 has a medical condition or a disability  
16 caused by or exacerbated by smart meters.  
17 Any fee should be utility-specific because  
18 some utilities claim higher costs than  
19 others. Thank you.

20 ALJ YIP-KIKUGAWA: Thank you.

21 (Applause)

22 ALJ YIP-KIKUGAWA: Catharine Gunderson  
23 followed by Joshua Hart.

24 STATEMENT OF MS. GUNDERSON

25 MS. GUNDERSON: Hello, Honorable Judge  
26 Yip-Kikugawa. My name is Cathy Gunderson,  
27 and I have come from Santa Cruz today for an  
28 all day trip to just speak for two minutes.



1 I live in a dense housing situation, and I  
2 have paid. I have opted out to keep my  
3 meter, my analog meter, although I have been  
4 affected by the apartment building next door,  
5 which they have smart meters for all of them  
6 all together 8 feet from my bedroom window.  
7 After that I never really thought I was going  
8 to have any problems with anything  
9 electromagnetic or electronic or whatever,  
10 but I do now. And loss of sensitivity in my  
11 teeth from clenched jaws and going to dental  
12 specialists that are not on my insurance  
13 policy. And all this does cost a lot of  
14 money. Also plummeting, I hate to say it,  
15 focus and memory in the last couple of years  
16 just plummeting really fast.

17 And Dr. Poki Namkung and the public  
18 health official in Santa Cruz County was  
19 asked by the Santa Cruz Board of Supervisors  
20 to do a study of smart meters because we had  
21 a moratorium on smart meters, although they  
22 didn't enforce it, and she did, and she said  
23 that she had a theory, that she hypothesized  
24 that some people may be more sensitive to  
25 smart meters, or electromagnetic radiation  
26 actually is what she said, because of  
27 possibly having a higher iron oxide content  
28 in their brain. And all this she said was

1 hypothetical, that she was just guessing.

2           And then I don't think that we  
3 should have to pay opt-out fees for smart  
4 meters. We didn't cause it. We didn't cause  
5 the problem, but we're like the canaries in  
6 the mine where we are like the first one to  
7 notice the problem. But the more smart meter  
8 grid and applying smart meter, smart grid,  
9 smart meter ready appliances that we have, in  
10 other words, the more electronic stuff going  
11 on, I think you're going to find a lot more  
12 people falling out having problems. Thank  
13 you.

14           ALJ YIP-KIKUGAWA: Thank you.

15           (Applause)

16           ALJ YIP-KIKUGAWA: Joshua Hart followed  
17 by Charles Copper.

18           STATEMENT OF MR. HART

19           MR. HART: Your Honor, members of the  
20 public, members of the media, my name is  
21 Joshua Hart. I am director of Stop Smart  
22 Meters.org. We have been fighting this for  
23 two and a half years now. And one thought  
24 occurs to me, and that is that PG&E is very  
25 smart. They're not wise, but they are smart.  
26 And one of the things they did is by offering  
27 this opt-out policy, here we are discussing  
28 the opt-out policy about particular people,

1 individual citizens and residents in our  
2 society deciding not to have a smart meter.  
3 We're not here discussing the benefits or the  
4 drawbacks of a smart grid policy or whether  
5 it is compatible with human health, the  
6 environment, with our privacy laws, with our  
7 fire protection laws. We're here discussing  
8 who pays for the cost of the opt-out program.

9 (Applause)

10 MR. HART: The CPUC says that those  
11 responsible for a cost should pay for that  
12 cost. And we could not agree more. PG&E has  
13 been responsible for healthcare costs, for  
14 loss of work, loss of ability to make a  
15 living for your family, loss of sleep, pain  
16 medication. The cost is incalculable. And  
17 we receive a regular drumbeat from people  
18 from all over the state who are commenting on  
19 these costs. These people, people of  
20 California are already paying for this  
21 system, and we need those costs reimbursed.

22 We need a community opt-out. We  
23 need communities to be able to say, no, we  
24 don't want these smart meters. We need a  
25 recall because of the fire safety issue.  
26 We've heard so many people say, oh, my meter  
27 has exploded. My meter has caught fire. Our  
28 garage has burned down. We had to move out.

1           Two months ago we sent a public  
2 information request to the CPUC asking how  
3 many people have commented to you with health  
4 issues. How many people have submitted  
5 comments regarding fire complaints. What  
6 were the resolution of those complaints.  
7 What investigations are going on. We  
8 received nothing even though the deadline for  
9 responding to lawyer requests is ten business  
10 days. It's been 60 days.

11           ALJ YIP-KIKUGAWA: Mr. Hart.

12           MR. HART: The opt-out charges clearly  
13 violate important sections of the Public  
14 Utilities Code, and this is critical.

15           ALJ YIP-KIKUGAWA: Thank you, Mr. Hart.

16           MR. HART: Section 328.2 B --

17           ALJ YIP-KIKUGAWA: We're off the  
18 record.

19                   (Off the record)

20           ALJ YIP-KIKUGAWA: Back on the record.

21                   Charles Cooper or Copper followed  
22 by --

23           MR. COOPER: Cooper.

24           ALJ YIP-KIKUGAWA: Cooper.

25                   STATEMENT OF MR. COOPER

26           MR. COOPER: Cooper. Yes. My name is  
27 Charles Cooper. I'm from Sunnyvale,  
28 California. This meeting is about cost and

1 who should bear the cost. I want to share  
2 with you briefly what the cost has been to  
3 me. Within one month of installing a smart  
4 meter I developed symptoms such as twitching  
5 in my muscles, loss of vision and loss of  
6 balance and tingling in my lip. And this  
7 persistently got worse to the point where I  
8 could not stand up in the morning without  
9 falling over. The cost to me has been at  
10 least \$5,000 in medical costs. That's what  
11 the cost has been to me.

12 Now, I'm here among you among the  
13 living, but I'm not living because you have  
14 taken my quality of life. And that's the  
15 bottom line. You can't give that -- nothing  
16 can give that back to me. That is worth --  
17 you know, that's precious.

18 So when we talk about costs, I think  
19 we need to say that we didn't ask for this.  
20 The CPUC or PG&E just installed this without  
21 our permission, without our consent. And as  
22 such regulators generally consider the  
23 responsible party for instituting such  
24 changes to be responsible for the cost. We  
25 are not responsible for the cost. In fact,  
26 we have paid for our analog meters, and we  
27 have been paying for them and the meter  
28 readers to come by and read them. That is

1 currently built into cost structure. There  
2 should be no cost to opt out. We should be  
3 allowed to use our analog meters.

4 In addition, we should be allowed to  
5 opt out on a community basis. And the reason  
6 for that is I can opt out my house, but I  
7 cannot get my neighbors to opt out if they  
8 have to pay over a hundred dollars per year.  
9 I can go to them with the medical evidence  
10 and convince them otherwise, but they will  
11 not budge on the cost.

12 So please, you know, do your duty  
13 and listen to the many people who come up  
14 here and ask for medical exemptions. Thank  
15 you.

16 ALJ YIP-KIKUGAWA: Thank you.

17 (Applause)

18 ALJ YIP-KIKUGAWA: Elizabeth Sharik  
19 followed by Leslie De Taillandier.

20 STATEMENT OF MS. SHARIK

21 MS. SHARIK: Good afternoon, your  
22 Honor. I lived in Mill Valley for nine years  
23 before 22 smart meters were installed without  
24 notification August of 2010. My husband and  
25 I have college degrees. We're saving 1  
26 percent on behalf of Marin County. I own a  
27 profitable business for nine years and  
28 attended advanced yoga classes three times a

1 week.

2           First year and a half: fatigue,  
3 insomnia, pain. Blood pressure dropped to 75  
4 over 55. Doctors are baffled. Next six  
5 months: physical breakdown, electricity in  
6 my limbs from working computer, ringing in my  
7 ears. I discovered the 22 smart meters.  
8 Eventually unable to sleep at all. I moved  
9 to my house in Fairfax to escape the smart  
10 meters.

11           Yet my health breaks down further.  
12 I feel as though I'm being electrocuted in my  
13 bed a few times each night. I never know  
14 when it will start or stop. I am finally  
15 being tortured. I discover a cell phone  
16 tower is hidden on a hill above my house. I  
17 close my business. My marriage is worn very  
18 thin.

19           Verizon will soon install an  
20 enormous 4,000 cell foot tower on the  
21 opposite hill from my house. PG&E is still  
22 trying to install digital meters in our  
23 house. Having already undergone extensive  
24 radiation poisoning, I need to move. I am  
25 now, however, too sensitive to live near a  
26 digital meter and a cell phone tower or a  
27 satellite dish. I cannot go to any public  
28 building without increasing pain. I cannot

1 go to a hospital or visit a friend. I cannot  
2 fly or drive on an interstate highway. I may  
3 never see my mother again.

4           Though my rent and utilities are  
5 nearly 3,000 a month, I'm part-time homeless.  
6 In my prime earning years I'm not working,  
7 not providing for others any more, nor  
8 spending money, nor paying taxes on money I  
9 don't earn.

10           Scientists have known electrical  
11 radiation can kill since Nikola Tesla wrote  
12 about it a hundred years ago, and they have  
13 known how it can kill since the U.S. Navy  
14 report in 1972. Yet utilities keep  
15 installing with little regulation, no  
16 information, no notification, no permission.  
17 I pay twice for my wall and for the use of  
18 the electric meter on my wall. The utility  
19 company does not own my wall. And they do  
20 not own a right to microwave my neighbor  
21 slowly stressing everyone's neurological  
22 immune systems whether they can feel it or  
23 not.

24           Scientists from eight major  
25 countries in Western Europe estimate  
26 electromagnetic sensitivity of both kinds  
27 will mushroom in the next five years. We are  
28 losing jobs, eroding our tax base, ruining



1 the healthcare system. The people you see  
2 before you today are the tip of a very  
3 expensive iceberg. These smart meters should  
4 be recalled now.

5 (Applause)

6 ALJ YIP-KIKUGAWA: Leslie De  
7 Taillandier followed by Judy Grote.

8 STATEMENT OF MS. DE TAILLANDIER

9 MS. DE TAILLANDIER: Your Honor, I  
10 represent Professor Glen Chase, Professor of  
11 Management Systems and Economics at UC Santa  
12 Cruz. People who opt out have already paid  
13 and are currently paying their full share of  
14 the complete SmartMeter program including the  
15 smart meters, about \$300 in all. Yet they  
16 are not participating in the SmartMeter  
17 program, not even getting a smart meter. The  
18 opt-out people are subsidizing the SmartMeter  
19 program, not the other way around as PG&E  
20 incorrectly presents by not looking at the  
21 complete picture. When a person gives a  
22 beggar a hundred dollars and asks the beggar  
23 for 50 cents to make a phone call, the beggar  
24 is not subsidizing the person who made the  
25 donation.

26 And I'd like to add that ratepayers  
27 who decided to opt out did so with the  
28 purpose of protecting themselves and their

1 families from harm to their health and  
2 safety. Why must we pay a fee to PG&E before  
3 we are allowed to protect ourselves and  
4 family? This is an injustice. It's cruel.

5 Vermont has adopted a no-fee  
6 opt-out. As Senator Robert Hartwell from  
7 Bennington, Vermont, stated in the Huffington  
8 Post, quote:

9 The utilities didn't really  
10 care what the ratepayers  
11 thought. Since they are the  
12 ones who are trying to  
13 impose the new system, we  
14 think they're the ones who  
15 should absorb the cost.

16 End quote. And PG&E didn't care.  
17 The ratepayers shouldn't pay for what are  
18 PG&E's mistakes. Tell PG&E shareholders to  
19 fund the opt-out fees. Thank you.

20 (Applause)

21 ALJ YIP-KIKUGAWA: Thank you. Judy  
22 Grote followed by Gene Michalak.

23 STATEMENT OF MS. GROTE

24 MS. GROTE: Your Honor, my name is Judy  
25 Grote, and I come from the rural area of  
26 South San Mateo County. About a year ago we  
27 had a smart meter put in. And after that  
28 time my husband developed ten-day migraine

1 headaches and for which only a shot could  
2 cure it, and I developed tinnitus. So for  
3 health and business, meaning ROI, and privacy  
4 reasons we decided to put in solar, solar  
5 system, to manage our own electricity and not  
6 have a smart meter because smart meters  
7 currently are not on the solar systems.  
8 Since we have done that, my husband has no  
9 migraine headaches. And of course the  
10 tinnitus doesn't go away. But we are able to  
11 have our electricity when we want it, when we  
12 need it. We have software that monitors it.  
13 So we know for our solar hot water system and  
14 our PV system exactly how much we're using,  
15 and we always stay under what we have put in,  
16 our capacity.

17           So we see no reason for us to have  
18 smart meters which will be there for solar  
19 within the next two years, and we don't think  
20 that we should have to pay to opt out because  
21 we have already opted out. As for health  
22 reasons, according to PUC Code 453(b) we  
23 can't be made to pay more for a different  
24 meter. That violates that ruling. So I  
25 think we're managing ourselves responsibly,  
26 and I see no reason for us to have pay an opt  
27 out for a smart meter.

28           ALJ YIP-KIKUGAWA: Thank you.

1 (Applause)

2 ALJ YIP-KIKUGAWA: Gene Michalak  
3 followed by Eyzatia.

4 STATEMENT OF MR. MICHALAK

5 MR. MICHALAK: My name is Gene  
6 Michalak. I'm from Santa Cruz, California.  
7 I would like to thank you for the opportunity  
8 to voice my concern on this important issue.  
9 I would also like to thank you for holding  
10 this hearing in Santa Rosa. We had a fun bus  
11 ride up here, about 30 of us. And if the  
12 intent was to dissuade participation, well,  
13 if you look at the packed courtroom, you can  
14 see that tactic was probably not successful.

15 (Applause)

16 MR. MICHALAK: I have chosen to opt out  
17 for health, fire safety, and privacy  
18 concerns. We the public never were asked,  
19 never requested, nor had any opportunity to  
20 voice our opinion on the implementation of  
21 the smart meter. We were not the cause for  
22 the situation that PG&E finds itself in where  
23 they feel they have to charge us to opt out.  
24 Number one, we have paid for the cost of the  
25 analog and the meter readers all along.  
26 Number two, we are paying the higher cost  
27 rate associated with smart meter rollout.  
28 And number three, we are now being asked to

1 pay a third time to opt out. It's unfair,  
2 unjust, and defies common logic.

3 We ask that all opt-out fees be  
4 eliminated, and any one that wants their  
5 analog meter be given that opportunity at no  
6 cost. And finally, if smart meters are so  
7 safe, why have so many PG&E employees opted  
8 to keep their analogs? Thank you.

9 ALJ YIP-KIKUGAWA: Thank you.

10 (Applause)

11 ALJ YIP-KIKUGAWA: Eyzatia followed by  
12 Daniel Bullington.

13 STATEMENT OF EYZATIA

14 EYZATIA: Hi. My name is Eyzatia. I'm  
15 from Mill Valley. On October 30th, 2010,  
16 PG&E trespassed on our property, then placed  
17 a smart meter on my home that I did not agree  
18 to. Two weeks later on November 16th, 2010,  
19 at 1:30 in the morning a massive explosion on  
20 the power grid and a ball of white light  
21 sailed through the air toward my bedroom.  
22 PG&E responded that a tree limb caused the  
23 massive explosion.

24 The following are some of the things  
25 caused by the smart meters: Computer  
26 motherboard data fry, new fridge temperature  
27 reached 93 degrees Fahrenheit overnight,  
28 electric contact cleaner fry, extreme high

1 unpredictable bills, my health, nose bleed,  
2 heart palpitations, leg cramps, severe noise  
3 in ears, nightmares, fear of fires and  
4 explosions.

5 I got new analog fees of \$75 and \$10  
6 a month for a meter reader. Present time  
7 endangerment of safety. Two smart meters  
8 located in a secluded wooded area around the  
9 corner from where I am. If one of these  
10 catches fire, it possibly will set all of  
11 Mill Valley and Marin County up in flame.  
12 Solution: Ban smart meters.

13 PS: I notice when the meter was  
14 removed, my emotional tone went up thus  
15 enabling me to say the technology is an  
16 attack on all levels. Thank you.

17 (Applause)

18 ALJ YIP-KIKUGAWA: Daniel Bullington  
19 followed by Joanne Wolfeld.

20 UNIDENTIFIED SPEAKER: Say that again.

21 ALJ YIP-KIKUGAWA: Bullington.

22 STATEMENT OF MR. BULLINGTON

23 MR. BULLINGTON: Been problem hearing a  
24 little bit. So I may reiterate what somebody  
25 else said. Anyway, mine is a personal  
26 observed health issue. First of all, House  
27 1, we lived in a two-story house in Windsor  
28 that had not been converted to the smart

1 meter. We moved May 11, 2011, to Cloverdale,  
2 which had a smart meter, faced another house  
3 with a smart meter, 15 feet space. Month or  
4 so we started complaining about headaches,  
5 buzzing, and thought the house must have  
6 mold. So we purchased a small mold sampler  
7 and sent it to the lab. Came back slightly  
8 positive. So told the leasing agent. They  
9 sent out a mold inspector, took measurements,  
10 etcetera. No mold. With that report  
11 concluded, I only figured the smart meter  
12 must be creating problems.

13 Complained to PG&E. They put back  
14 one of the old meters, I think analog, I'm  
15 not too sure of the terminology. Things  
16 improved some. Then we moved May 2012 to  
17 House 3. This has the old style meter. The  
18 next door has a smart meter outside the  
19 bedroom windows. Things are much better in  
20 House 3. We paid to opt out with the  
21 original fee and monthly fee. We are on  
22 CARE, but that's a separate state. Thank  
23 you.

24 ALJ YIP-KIKUGAWA: Okay. Thank you.

25 (Applause)

26 ALJ YIP-KIKUGAWA: Joanne Wolfeld  
27 followed by Dondi Gaskill.

28 STATEMENT OF MS. WOLFELD

1 MS. WOLFELD: Thank you. I want to  
2 discuss a new report that was published  
3 November 26th by the National Institute for  
4 Science, Law, and Public Policy and authored  
5 by Dr. Timothy Schoechle, an engineering and  
6 policy consultant with expertise in smart  
7 grid technology. And first of all I wanted  
8 to summarize and say it talks about the smart  
9 grid funding being misspent on obsolete  
10 technologies and not on sustainable energy  
11 sources.

12 Number one, key point: Data to be  
13 collected by the smart meters including  
14 intermittent personal details of citizens  
15 lives is not necessary to the basic purpose  
16 of the smart grid. Number two: Federal,  
17 state, and local governments have mistakenly  
18 believed that the installation of smart  
19 meters will somehow lead to reduction in use  
20 of fossil fuels, greater electricity  
21 efficiency and long-term energy economy  
22 benefits for the U.S., and this could not be  
23 further from the truth.

24 Three: Much of the multibillion  
25 dollar federal subsidy for smart meters does  
26 not benefit ratepayers nor does it support  
27 economic growth but primarily benefits meter  
28 and meter networking manufacturers while



1 financially propping up unsustainable  
2 investor-owned utilities called IOUs.

3 (Applause)

4 MS. WOLFELD: Utilities can charge back  
5 their capital investments to ratepayers with  
6 a guaranteed 10 to 13 percent rate of return,  
7 ROR, on assets by law. Thus investors in  
8 utilities gain from the smart meter  
9 deployment as they would from any other  
10 capital expenditure while there is no clear  
11 gain and significant new risk, privacy,  
12 security, health, and safety costs to the  
13 ratepayer.

14 ALJ YIP-KIKUGAWA: Thank you.

15 MS. WOLFELD: Can I have a little bit  
16 more, please?

17 ALJ YIP-KIKUGAWA: Your time is up.

18 Off the record.

19 (Off the record)

20 ALJ YIP-KIKUGAWA: Back on the record.

21 Dondi Gaskill followed by Michael  
22 Jennings.

23 STATEMENT OF MS. GASKILL

24 MS. GASKILL: My name is Dondi Gaskill.  
25 And I want to tell you, I have been a  
26 software engineer in Silicon Valley for 13  
27 years. I have a master's in computer  
28 science. I'm only saying this because I want

1 you to understand I'm not afraid of  
2 technology. I'm been around EMFs for years.  
3 It's never been a problem. But now with the  
4 smart meters it's a problem for me.

5 To quickly answer your questions  
6 that you're taxed to answer today. I only  
7 will trust an analog opt-out meter. Who  
8 should pay for it? Well, I've been forced to  
9 pay for the smart meters even though I cannot  
10 use them. So I figure the people who are on  
11 the smart meters should pay for the opt-out  
12 program.

13 So what fees should be charged? I  
14 believe none. The exit fee, you did not  
15 charge people to install the smart meters,  
16 which would have made sense maybe in the  
17 first place if they wanted them. So I do not  
18 believe in an exit fee.

19 Should we have community opt out?  
20 Yes. And in reality, if you peel back the  
21 green mask that is hiding all of this, the  
22 truth is there should be no smart meter  
23 program. It is not smart. I'm doing  
24 everything I can do to fight it. And in the  
25 end this is what will count. And I hope  
26 you'll look into your soul and keep the  
27 integrity of your position and help us to  
28 fight this. Thank you.

1 (Applause)

2 ALJ YIP-KIKUGAWA: Thank you. Michael  
3 Jennings followed by Toni Stein.

4 STATEMENT OF MR. JENNINGS

5 MR. JENNINGS: Hello. My name is  
6 Michael Jennings, and I am a resident of the  
7 Sebastopol area of Sonoma County. PG&E's  
8 first month's bill toward the charges for me  
9 opting out more than doubled my average bill.  
10 That is extremely excessive. PG&E's monthly  
11 opt-out charges are 25 percent of my average  
12 total monthly bill. That is also extremely  
13 excessive. These are not what I call  
14 reasonable rates.

15 I have a medical condition where  
16 certain environmental conditions can send me  
17 to the hospital. These conditions are  
18 becoming harder to resolve. Because of this  
19 medical condition, I have chosen not to find  
20 out how I will react adversely to the  
21 emissions of a smart meter. PG&E's attempt  
22 to require me to pay higher rates because of  
23 my medical condition violate Section 453(b)  
24 of the Public Utility Code. PG&E is also  
25 violating my rights under the Americans with  
26 Disabilities Act. I should not have to pay  
27 to protect myself from smart meter radiation.

28 (Applause)

1 ALJ YIP-KIKUGAWA: Toni Stein followed  
2 by Kim Hahn.

3 UNIDENTIFIED SPEAKER: What was the  
4 name?

5 ALJ YIP-KIKUGAWA: Antoinette Toni  
6 Stein.

7 STATEMENT OF MS. STEIN

8 MS. STEIN: Hi, your Honor. Thank you  
9 very much. I'm Tony Stein, and I have a  
10 Ph.D. in environmental engineering, and I  
11 have worked for the state for over 8 years  
12 and public health for three years and in  
13 environmentally preferable purchasing. I'm  
14 here as an individual and speaking on my own  
15 behalf.

16 I'd like to ask you to make sure  
17 that you do something for our community and  
18 our society and bravely stand up for all of  
19 us to include the weak, the disabled, and our  
20 communities to the best of your abilities.  
21 We need to hold responsibility to consciously  
22 look out for one another and to use our human  
23 decisionmaking abilities to protect us all  
24 including children, the elderly who you heard  
25 today, the disabled, with utmost respect,  
26 dignity, and care.

27 I myself am disabled. I have MS, a  
28 neurological disease, and I am affected by

1 the smart meter that was installed on my  
2 house, and then I was charged to have it  
3 removed even though I didn't cause that to  
4 occur. And I feel that it's unfair that I  
5 should be charged that fee.

6 The state code that we live in, this  
7 wonderful state of choice in California  
8 provides us with that saying no customer  
9 should have to pay separate fees for  
10 utilizing services that protect public or  
11 customer safety. And Code 453(b) states that  
12 no public utility shall prejudice,  
13 disadvantage, or require different rates or  
14 deposit amounts from a person because of  
15 medical condition.

16 I and others have medical  
17 conditions, and we shouldn't be instilled  
18 with those -- we should be protected by those  
19 laws that we so magnificently approved. The  
20 important thing is that --

21 ALJ YIP-KIKUGAWA: Thank you, Ms.  
22 Stein.

23 MS. STEIN: Has established that it's a  
24 carcinogen.

25 ALJ YIP-KIKUGAWA: Off the record.

26 (Off the record)

27 ALJ YIP-KIKUGAWA: On the record.

28 Kim Hahn followed by Robert Ernst.

1                                    STATEMENT OF MS. HAHN

2                    MS. HAHN: Hello, your Honor. Thank  
3 you for the opportunity to speak today. My  
4 name is Kim Hahn. I'm a private citizen from  
5 San Raphael. My life changed completely on  
6 September 9th, 2010. Within 24 hours of the  
7 installation of a gas and an electric smart  
8 meter on my home my physical health began a  
9 rapid downward descent. Within days I was  
10 unable to sleep, to concentrate, or to eat.  
11 Within weeks I had developed a sensitivity to  
12 all things wireless. I could not tolerate  
13 proximity to cell phones, computer routers,  
14 cordless phones, digital TV or DVD players.  
15 I was not able to stay in my home when the  
16 electricity was on nor walk through the  
17 streets of my town. A private tutor for the  
18 previous 15 years, I now could no longer  
19 visit my clients in their own homes or work  
20 with them in the libraries. My ability to  
21 earn a reasonable income became severely  
22 jeopardized.

23                    In the early months since I began to  
24 lose town after town, I remained convinced  
25 that there were places where I could go to  
26 clear my body of radiation. My partner Bob  
27 and I drove to more sparsely populated  
28 locales hoping to find sanctuary. Smart

1 meters had not been deployed so much in  
2 Sonoma and Mendocino Counties, but that ended  
3 as PG&E overtook those places. It soon  
4 became apparent that there was indeed no  
5 place to run to nor to hide from the  
6 devastation of smart meters. So we hired a  
7 number of electrical professionals to help up  
8 us determine to what extent our problem is  
9 responsible for my illness and whether we  
10 could remedy the problems and stay in our  
11 home. We even had lots of help from PG&E,  
12 who removed the smart meters, replaced our  
13 transformer and rebundled our cables to  
14 lessen the EMFs running on our lines.

15 All six professionals detected a  
16 transient running on our house wires, and all  
17 six of them were certain that it was not  
18 being generated inside my house. In short,  
19 the problem was equally present with the  
20 electricity disconnected from the power lines  
21 as it was when it was connected. The smart  
22 meters were sending pulses that travel  
23 through the air and catch a ride on whatever  
24 conducts frequency, be it cables, power  
25 lines, internal house wiring, water, sewers,  
26 or gas pipes or houses themselves that act  
27 like antennas.

28 ALJ YIP-KIKUGAWA: Thank you.

1 MS. HAHN: The mesh network has a life  
2 of its own.

3 ALJ YIP-KIKUGAWA: Off the record.

4 (Off the record)

5 ALJ YIP-KIKUGAWA: On the record.

6 Robert Ernst followed by Phaedra  
7 Lenin.

8 STATEMENT OF MR. ERNST

9 MR. ERNST: The following is a list of  
10 expenditures that my partner Kim and I  
11 incurred since smart meters were installed on  
12 our house in September of 2010. Please keep  
13 in mind that prior to the installation Kim  
14 was in perfect health. October [inaudible]  
15 prescription \$20. Dr. Hull 40. Blood test  
16 141.25. Dr. Hathaway 234. Supplements 376.  
17 Blood draw 70. Lab work 400. Mr. Sparrow  
18 50.

19 February. Dr. Hathaway 90.  
20 Supplements 112. [Inaudible] 133. Dr.  
21 Hathaway 75. Sanctuary \$1432. Mr. Roller,  
22 electrical consultant, March, 350. Dr.  
23 Hathaway \$56. Supplements 205. Sanctuary  
24 \$411. Supplements \$80.

25 April. Dr. Dang 45. Dr. Medina  
26 271. MRI 550. Dr. [inaudible] 200. Lab  
27 work 268. Microbiology 182. Supplements  
28 107. Dr. Kong 60. [Inaudible] 159.



1 Supplements 157. Dr. Kong 60. Dr. Kong 60.  
2 Dr. Buchanan 535. Dr. Hathaway 190.  
3 [Inaudible] 163. Dr. Canon 175. [Inaudible]  
4 35. [Inaudible] 488. Supplements 107.  
5 August. [Inaudible] 329. Sanctuary  
6 \$1672. [Inaudible] 225. Dr. Hathaway 55.  
7 Mr. Harris, electrician, 400. Dr. Hathaway  
8 45.  
9 September. Sanctuary Garberville  
10 365. Dr. Cole 120. Dr. [inaudible] 166.  
11 Lateral 43. Dr. Daniels 135. Dr. Daniels  
12 78.  
13 October. Supplements 89. Aluminum  
14 screening 137. [Inaudible] 60. Dr. Daniels  
15 40. Dr. Cole 120. Supplements 240.  
16 November. Dr. [Inaudible] 750. Dr.  
17 Smith 110. Supplements 481. Dr. Medina 785.  
18 December. Lab work 368. Dr.  
19 Daniels 180. Dr. Nathan 240. Supplements  
20 262. [Inaudible] 280. Aluminum screening  
21 137. [Inaudible] 60. Dr. Daniels 40. Dr.  
22 Cole [inaudible]. Supplements 240.  
23 November. Dr. Nathan 750. Dr.  
24 Smith 110. Dr. [inaudible] 481. Dr. Medina  
25 785.  
26 December. Lab work 368. Dr.  
27 Danielson 80. Dr. Daniel 240. Supplements  
28 262. Mr. Willis technician 280.

1           January. Mr. Harris electrician.  
2           Supplements 390.

3           February. Mr. Madison electric  
4           technician 700. Mr. Madison 370. Dr.  
5           Daniels 40. Mr. Madison 40. Supplements  
6           223. Mr. Madison 450. 300. Madison 300.  
7           Supplements 171. X-ray report 68. Sanctuary  
8           175. Dr. Will 450. Mr. Madison 200.

9           I know you're going to stop me. So  
10          I'm going to tell you this. I wish you would  
11          stop because this list is only halfway  
12          through, and it goes on and on.

13                   (Applause)

14           ALJ YIP-KIKUGAWA: Phaedra Lenin,  
15           L-e-n-i-n, first name P-h-e-a-d-r-a, then  
16           Chandu Vyas, V-y-a-s, followed by Patrick  
17           Roddie.

18           UNIDENTIFIED SPEAKER: Whose costs?  
19           Our costs.

20                   STATEMENT OF MR. VYAS

21           MR. VYAS: Good afternoon. I am Chandu  
22           Vyas from San Raphael. I did not have any  
23           information regarding health issues with the  
24           smart meters in allowing PG&E to install  
25           smart meters in our home outside the bedroom.  
26           Soon after installing the smart meter, I  
27           began getting terrible headaches daily. I  
28           went to Kaiser and had a CT scan and an MRI,

1 but the results were negative. Then I heard  
2 about the smart meter problem and spoke to  
3 CPUC meeting. The Commissioner asked PG&E to  
4 install an analog meter instead. I received  
5 a letter from the PG&E mentioning that the  
6 smart meters are harmless to human health. I  
7 went to CPS meeting again, and at this time  
8 PG&E installed a different type of electric  
9 meter instead of an analog meter, and the  
10 headaches continued. Finally, when the smart  
11 meter opt-out program was approved they  
12 installed an analog meter, and my headaches  
13 got much better.

14 I am still living in an environment  
15 full of smart meters all around, and it's  
16 causing somewhat of a health issue. I have  
17 traveled out of country a few times and had  
18 no problems with the health or headaches when  
19 I was away. I have spent a lot of time and  
20 money trying to figure out my health issue in  
21 which I can live in an environment without  
22 the smart meters. Thank you for giving me  
23 the opportunity to speak.

24 ALJ YIP-KIKUGAWA: Thank you very much.

25 (Applause)

26 ALJ YIP-KIKUGAWA: Patrick Roddie  
27 followed by Luvi Lui.

28 STATEMENT OF MR. RODDIE

1           MR. RODDIE: My name is Patrick Roddie.  
2 I'm a resident in San Francisco. I think  
3 we're asking the wrong question here.

4           UNIDENTIFIED SPEAKERS: Can't hear you.  
5 Speak up.

6           MR. RODDIE: Sorry. I'm just saying  
7 that I think we're asking the wrong question  
8 here. We're talking about opting out when no  
9 one ever opted in. I mean silence is not  
10 consent. If it was, there would be a lot of  
11 people in prison right now, like murderers  
12 and rapists and muggers and stuff, they could  
13 not use, you know, silence as consent.  
14 They're victims. Any way.

15           We didn't ask to be part of this  
16 global monitoring grid. This has been pushed  
17 out all over the world. And it's been -- you  
18 know, IBM. It's popping up in Australia, all  
19 over Europe, and we just don't want it. I  
20 think all costs are something that should be  
21 born by the people who foisted it on us in  
22 the first place, you know, which would be the  
23 shareholders of PG&E and other utilities.  
24 And they should also be liable for all mental  
25 health and the costs of property evaluation.  
26 And I expect there will be plenty of  
27 [inaudible].

28           One of the goals stated in the

1 literature here is tier pricing. And this is  
2 actually achieved -- I'm from Northern  
3 Ireland. In the 1970s we had this thing  
4 called Economy 7. You should Google it. And  
5 it was a mechanical meter which was switched  
6 over at 7:00 o'clock so you can do the tiered  
7 pricing. And this is all -- so I recommend  
8 you look it up. So I think, you know, analog  
9 meters for all.

10 ALJ YIP-KIKUGAWA: Thank you.

11 (Applause)

12 ALJ YIP-KIKUGAWA: Luvi Lui followed by  
13 Marilyn Garrett.

14 STATEMENT OF MS. LUI

15 MS. LUI: Your Honor, I have been  
16 paying the opt-out fee so far, although I  
17 don't want to and I'm paying under duress.  
18 And I have [inaudible] that they do not want  
19 to pay for a smart meter, but however they  
20 cannot afford to do so. The way the PG&E  
21 charges the opt-out fee also is not uniform  
22 and not -- is not uniform. Some got charged  
23 earlier, some later. And I also got some San  
24 Francisco residents that do not have a smart  
25 meter and are not being charged yet. So in a  
26 way, I do think PG&E should refund all the  
27 opt-out fees collected.

28 I work for the government and I

1 consider myself a public employee, and I  
2 hope, your Honor, PG&E is funded by  
3 taxpayers' money. And I hope you look into  
4 the eyes of all of us who are here, and this  
5 is all about their life experiences. And I  
6 really hope you make a fair and  
7 constitutional decision.

8 ALJ YIP-KIKUGAWA: Thank you.

9 (Applause)

10 ALJ YIP-KIKUGAWA: Marilyn Garrett  
11 followed by Marilla Arguelles.

12 UNIDENTIFIED SPEAKER: She has ceded me  
13 her time.

14 ALJ YIP-KIKUGAWA: No. There is no  
15 ceding time.

16 UNIDENTIFIED SPEAKER: Let her speak.

17 ALJ YIP-KIKUGAWA: No. I'm sorry. You  
18 have had your two minutes.

19 Marilla Arguelles.

20 UNIDENTIFIED SPEAKER: This is our  
21 meeting.

22 UNIDENTIFIED SPEAKER: Come on. This  
23 is a public --

24 UNIDENTIFIED SPEAKER: I think we are  
25 doing due diligence which PG&E didn't do. I  
26 think they should be paying us for our  
27 testimony today. Thank you.

28 (Applause)

1 ALJ YIP-KIKUGAWA: Thank you. Marilla  
2 Arguelles followed by Bernadette Johnston.

3 STATEMENT OF MS. ARGUELLES

4 MS. ARGUELLES: Good afternoon. I've  
5 been caring 24/7 for our adult son for 25  
6 years, 35 years since he was disabled by  
7 fires that crossed the blood/brain barrier.  
8 This is something that happened also with  
9 radiation. His progress has been slow but he  
10 has far outreached his prognosis.

11 I have testified at numerous CPU  
12 hearings because I was alarmed to hear that  
13 20 smart meters were installed on the other  
14 side of the bedroom wall in the housing coop  
15 where we have lived for 30 years. Max is  
16 much more vulnerable than most people because  
17 due to the severity of his condition, he  
18 never received a skull plate on the right  
19 hemisphere of his brain, which has already  
20 been compromised. His care is expensive, and  
21 we spend 200 to \$300 a month on supplements  
22 alone.

23 The opt-out employee from PG&E who  
24 was assigned to call us originally assured me  
25 by phone our co-op, 20 smart meters would be  
26 replaced free of charge if they received  
27 confirmation from the members individually by  
28 phone. It was my task to contact all the

1 members. Most of them were sympathetic. All  
2 but one co-op member agreed to have their  
3 meters removed provided there was no fee.  
4 Unfortunately, there is a fee. So Max still  
5 lives next to 18 smart meters.

6 ALJ YIP-KIKUGAWA: Thank you.

7 (Applause)

8 ALJ YIP-KIKUGAWA: Bernadette Johnston  
9 followed by Julie Ostoich.

10 MS. GARRETT: I'm Marilyn Garrett. I  
11 thought you called my name.

12 ALJ YIP-KIKUGAWA: I'm sorry. Yes, Ms.  
13 Garrett.

14 MS. GARRETT: Is it my turn?

15 ALJ YIP-KIKUGAWA: There was someone  
16 else who came up before you. Go ahead.

17 STATEMENT OF MS. GARRETT

18 MS. GARRETT: Thank you. *Why Our World*  
19 *is Electropolluted* is an article by Helke  
20 Ferrie. And he states, if something is  
21 invented by the military and used by the  
22 military, you know it's effective and lethal.  
23 And industrial capitalists have a way of  
24 repackaging these gismos as beneficial, but  
25 their lethal properties remain. Hence, out  
26 of World War II radar came the  
27 telecommunications industry. And what you  
28 are hearing today are symptoms of radiation



1 poisoning that are well documented. This  
2 proceeding does not address, unfortunately,  
3 fundamental issues of multiple health,  
4 surveillance, fire, human, and democratic  
5 rights violations, the fact that wireless is  
6 microwave radiation weaponry.

7 I refer you to Barry Trower, retired  
8 British military microwave warfare expert.  
9 When he realized that power densities and  
10 frequencies similar to those used as weapons  
11 during the Cold War are used for wireless  
12 technologies, he decided to come out of  
13 retirement to explain the problems. He  
14 states that microwave or radiowave sickness  
15 was first reported in 1932 when the symptoms  
16 of extreme tiredness, fatigue, fitful sleep,  
17 headaches, basically what you're hearing  
18 today. These are symptoms of radiation  
19 poisoning. They're well documented. He said  
20 the reasons why during the Cold War extended  
21 his military education into the full  
22 diversity of stealth microwave warfare and  
23 communication systems. In so doing he  
24 learned a list of approximately -- I get  
25 tremors from all the microwaves in here too.

26 ALJ YIP-KIKUGAWA: Your time is up, Ms.  
27 Garrett.

28 MS. GARRETT: 30 post frequencies.

1 ALJ YIP-KIKUGAWA: Thank you very much.  
2 Off the record.

3 (Off the record)

4 ALJ YIP-KIKUGAWA: On the record.  
5 Bernadette Johnston followed by  
6 Julie Ostoich.

7 STATEMENT OF MS. JOHNSTON

8 MS. JOHNSTON: Good afternoon. I  
9 traveled here from Sacramento because this  
10 was the closest meeting that I could attend.

11 UNIDENTIFIED SPEAKER: Speak a little  
12 louder.

13 MS. JOHNSTON: Five questions were  
14 posed that are being considered in this  
15 opt-out proceeding. And for the sake of  
16 expediency I basically want to echo that most  
17 of my beliefs are in position statements that  
18 have already been entered into the record.  
19 So I'd like to move on to something else.

20 PG&E has recklessly approved,  
21 facilitated or allowed and contrived to  
22 approve, mandate, facilitate or allow smart  
23 meter rollouts after being presented with  
24 reliable research and endurable evidence  
25 proving the detrimental health effects of  
26 smart meters. EMR exposure should be reduced  
27 now rather than waiting for proof of harm.

28 PG&E is violating bounds on human

1 experimentation. PG&E did not properly  
2 inform me or any other California residents  
3 that we would be subjects of a statewide  
4 experiment on the health effects of smart  
5 meters. PG&E did not properly obtain mine or  
6 others' consent to this experiment. PG&E has  
7 failed to implement proper controls over the  
8 experiment. They have failed to follow  
9 scientific methods or reports. PG&E has  
10 never followed up or kept records of the  
11 adverse health effects that have been  
12 reported. When presented with evidence of  
13 harm, PG&E ignored, dismissed, discredited,  
14 or denied it.

15 PG&E is liable for their defective  
16 product, and I am an unwilling user and  
17 purchaser of this product. PG&E is acting  
18 with malice, fraud and oppression. Thank  
19 you.

20 ALJ YIP-KIKUGAWA: Thank you.

21 (Applause)

22 ALJ YIP-KIKUGAWA: Julie Ostoich, and  
23 then after Ms. Ostoich we are going to take a  
24 five-minute break.

25 STATEMENT OF MS. OSTOICH

26 MS. OSTOICH: Hello. Thank you for  
27 this opportunity. My name is Julie Ostoich,  
28 and I have been speaking at Sacramento

1 Municipal Utility District board meetings for  
2 the past six months about smart meters. I  
3 live in Sacramento, and I'm faced with both  
4 the PG&E and SMUD meters. So the opt-out fee  
5 is doubled for me. In addition, the SMUD  
6 board's opt-out fees are much more extreme  
7 than PG&E's. So it's a dual battle.

8 My major concern is the pulse  
9 radiofrequency microwave bursts that are  
10 numbering 13,000 plus a day. The FCC  
11 approval, largely based on industry taxpayer  
12 funded study, and the effects of thermal  
13 radiation, don't look at the real issue,  
14 which is the RF.

15 I've been suffering ill effects from  
16 these meters. I have the headaches, ringing  
17 in the ears, tinnitus, extreme sleep  
18 deprivation, bruxism, muscle cramps, heart  
19 arrhythmias, and more since the rollout of  
20 these smart meters in my neighborhood by SMUD  
21 and PG&E. My experience is not unique as  
22 you're hearing today. Thousands of people  
23 report the same symptoms and worse.

24 Still the financially focused  
25 utilities continue to ignore these studies  
26 and these symptoms. And also there have been  
27 studies that, as mentioned also already, back  
28 this up. So I'm here saying that I want an

1 analog meter returned so my health can  
2 improve and that it's wrong to charge people  
3 for trying to protect themselves from harm  
4 and ill effects. Thank you.

5 ALJ YIP-KIKUGAWA: Okay. Thank you.  
6 (Applause)

7 ALJ YIP-KIKUGAWA: Off the record.  
8 (Recess taken)

9 ALJ YIP-KIKUGAWA: We're on the record.  
10 Eric Windheim.

11 STATEMENT OF MR. WINDHEIM

12 MR. WINDHEIM: Okay. Thank you. My  
13 name is Eric Windheim, and I'm from  
14 Sacramento. So I've got both SMUD and PG&E.  
15 But Judge, I want to ask you a specific  
16 question. I know you're a human being. I  
17 know you have utilities. But when PG&E told  
18 me two years ago that the smart meter only  
19 transmitted three times per day, did you  
20 believe that? Yeah, I know you can't  
21 respond. But I knew something was wrong  
22 because I already did all the research, and I  
23 found out it goes off three times a minute at  
24 least.

25 And up in SMUD territory I pounded  
26 on them for two months on the table, and I  
27 said, you're wrong, you're wrong, you're  
28 wrong, because last November PG&E had to

1 confess it was over 9,000. How did you feel  
2 when you found out it was over 9,000, you as  
3 a person? You don't have to answer. I want  
4 you to just think about that as you go home.  
5 All of us have the same God-given guts, and  
6 we know we've been lied to and deceived. And  
7 it's only our own self-control that keeps us  
8 from rewarding PG&E as they deserve.

9 Now, I want to talk about this meter  
10 that's in search of a name. You have the  
11 smart meters, and you have the so-called  
12 smart meter digital radio off  
13 nontransmitting, and now the name has morphed  
14 to noncommunicating. My goodness, this is a  
15 meter with an identity crisis. Okay.

16 But I think what they want to do is  
17 they want to get away from the word  
18 "transmitting" because there's another big  
19 ugly secret that kills people and stops  
20 people's hearts, and that's because all  
21 these, quote, nontransmitting video meters  
22 have switching mode power supplies. They  
23 produce fast electrical transients and high  
24 frequency voltage transients. They stop  
25 hearts. They start fires. They overheat  
26 wires. And they send arcs and showering arcs  
27 through the air. And this is what I'm  
28 working on at SMUD right now. You know this.

1 The engineers know this. And the people of  
2 California need to be protected from this  
3 wicked device. Thank you.

4 ALJ YIP-KIKUGAWA: Thank you.

5 (Applause)

6 ALJ YIP-KIKUGAWA: Nancy Benet followed  
7 by Jolie Andritzakis.

8 STATEMENT OF MS. BENET

9 MS. BENET: Your Honor, the PUC has not  
10 listened to us.

11 UNIDENTIFIED SPEAKER: Louder.

12 MS. BENET: The PUC has not listened to  
13 us. The PUC has not listened to us. And  
14 we're hoping that you will and report what's  
15 more reasonable. I mean to say, we won't  
16 destroy your brain if you pay us extra.  
17 They're already destroying brain parts. Now,  
18 I'm a concert pianist. I need that brain.

19 Do you know that about a year ago  
20 there were 26 cities and counties that passed  
21 moratoriums to not have these things, but  
22 they've ignored us. This is really  
23 frightening. And I think the cities and the  
24 counties should be paid attention to. This  
25 is an enormous error against mankind, these  
26 machines, these instruments. So we shouldn't  
27 have to pay. We should not have to pay to  
28 not have these harmful things. Thank

1 goodness I was at home when they came to  
2 install one. So I stopped it. But across  
3 the street they went.

4 Please, Judge, I want to say the  
5 name, Yip-Kikugawa because I love it, tell  
6 them not to charge us and to get rid of those  
7 things. They've made a terrible error.  
8 Thank you.

9 ALJ YIP-KIKUGAWA: Thank you.

10 (Applause)

11 ALJ YIP-KIKUGAWA: Julie Andritzakis  
12 followed by Sudi Skull.

13 STATEMENT OF MS. ANDRITZAKIS

14 MS. ANDRITZAKIS: Thank you, your  
15 Honor. I first found out that I was  
16 electrically sensitive when I was diagnosed  
17 by a neurologist in 2002. My diagnosis was  
18 toxic encephalopathy. That's heating of the  
19 brain. I lost my job in my new incorporated  
20 business. Now, to the protect myself from  
21 smart meters I had to beg my neighbors and  
22 landlord to opt out for my survival. It was  
23 very degrading. If they had not helped, I  
24 would now be homeless like many I know.

25 The CPUC should not charge those who  
26 do not want a smart meter. The opt out  
27 should be only for noncommunicating  
28 mechanical analog meters, no digital meters.



1 Neighborhoods, communities and cities should  
2 be allowed to opt out. There should be opt-  
3 out zones around sick people. There should  
4 be no exit fees for people opting out.

5 A recent PG&E insert states EMR  
6 could be dangerous according to the World  
7 Health Organization in 2007 and ways to  
8 mitigate it, but they did not mention that  
9 the World Health Organization in 2012  
10 declared that smart meters are a 2B  
11 carcinogen like lead and asbestos.

12 Electromagnetic radiation over a  
13 long time leads to migraines in 3 percent of  
14 the population 15 years ago, according to the  
15 CPUC, before cell tower, cell phones, and  
16 wireless. Why would we want to endanger our  
17 entire population? All of my tests showed a  
18 drop in function except my willingness to  
19 take chances like when I'm drunk. Could  
20 heated brains and a higher willingness to  
21 take chances be one of the causes for the  
22 upswing in youth violence? Thank you.

23 ALJ YIP-KIKUGAWA: Thank you.

24 (Applause)

25 ALJ YIP-KIKUGAWA: Sudi Skull followed  
26 by Luise Stanphill.

27 STATEMENT OF MS. SKULL

28 MS. SKULL: Your Honor, much is at

1 stake here. Recently I saw the film Lincoln.  
2 Lincoln was for the people whether their skin  
3 was a different color or they were sick and  
4 destitute. This country was founded on the  
5 principle of freedom and all people are  
6 created equal. Our government is here to  
7 ensure that our constitutional laws are  
8 upheld and that all the people of the United  
9 States are protected. We the people matter,  
10 even those of us who are sick and disabled  
11 from smart meters.

12 PG&E's third quarter earnings showed  
13 its net income almost doubled to \$384  
14 million. The *San Francisco Chronicle* states  
15 PG&E may have benefitted from a rate increase  
16 on customer bills. Since smart meters I am  
17 now a sick, disabled person with hardly any  
18 ability to work, and yet I've had to pay \$975  
19 for opt-out fees for myself and my neighbors  
20 in order to live marginally in my house. I  
21 turn the electric circuit-breakers off at  
22 night, use minimal lights, and my  
23 refrigerator is turned off much of the time.  
24 And still I suffer from debilitating  
25 insomnia, tinnitus, migraines, nausea, and  
26 muscle cramps. I need a medical smart  
27 meter-free zone, a buffer zone around my  
28 house so that I can comfortably live just

1 like I did before smart meters were deployed.

2 It's no secret that microwave  
3 radiation is harmful to life. Here is a  
4 health report from the U.S. Navy in 1970  
5 documenting the effects from nonionizing  
6 radiation. There are six pages of symptoms.

7 I have radiation symptoms, sickness.  
8 Winifred Thomas does too. She has now had to  
9 buy an RV and is living isolated on a  
10 nondisclosed piece of land with no  
11 electricity, no telephone, and not much heat.  
12 She has had to spend \$10,000 in the last year  
13 just trying to stay alive.

14 I trust in your judicial integrity,  
15 please, to give us a no-fee opt-out. Vermont  
16 has already set the precedent in a medical  
17 smart meter free-zone and community-wide  
18 opt-out. Thank you.

19 ALJ YIP-KIKUGAWA: Thank you. Louise  
20 Stanphill followed by Jenny Miller.

21 STATEMENT OF MS. STANPHILL

22 MS. STANPHILL: Thank you. I'm Louise  
23 Stanphill from Santa Rosa. For three years I  
24 have been hypersensitive to EMFs. I spend my  
25 days trying to avoid pain. I have to try to  
26 stay away from cell phones, cell towers, all  
27 things wireless, and smart meters.  
28 Impossible. My small business is in ruins.

1 I cannot travel, and I cannot participate in  
2 many normal activities of daily life. I  
3 cannot even sit in my own kitchen without  
4 experiencing searing ear pain, nausea, and  
5 headaches that I know is caused by the  
6 constant smart meter emissions coming through  
7 the walls of our home. I know this is fact  
8 because of my RF meter readings. And when I  
9 turn off all electricity at the box, I still  
10 cannot sit in my kitchen without painful  
11 symptoms.

12 PG&E continues to deceive and  
13 manipulate the public by diverting attention  
14 away from the biologically dangerous 24/7  
15 pulsed RF emissions from smart meters to  
16 debating opt-out fees when ratepayers were  
17 never given the option to opt in in the first  
18 place. Opt-out fees are punitive, illegal,  
19 and in clear violation of California Public  
20 Utilities Code Section 453. And now we are  
21 being taxed on opt-out fees in Santa Rosa 5  
22 percent when opt-out proceedings never  
23 disclosed these would be taxed. These taxes  
24 have nothing to do with usage and are illegal  
25 under Utility Code Section 453.

26 PG&E continues to change the rules  
27 and twist the knife on innocent people  
28 suffering from health impacts from smart

1 meters, smart meter emissions. Individual  
2 opt-out is an almost useless bone thrown to  
3 us by PG&E while we are choked with mesh  
4 network chatter and no business opt-out. For  
5 health and public safety community opt out is  
6 imperative, and opt-out fees and taxes must  
7 be reimbursed.

8 ALJ YIP-KIKUGAWA: Thank you.

9 (Applause)

10 ALJ YIP-KIKUGAWA: Jenny Miller  
11 followed by Garril Page.

12 STATEMENT OF MS. MILLER

13 MS. MILLER: Hello, your Honor. I'm  
14 here to speak on behalf of democracy. And  
15 there are actually, the number of cities and  
16 counties in California has gone up. It's not  
17 26 now. It's actually 57 have either -- some  
18 of them have completely banned smart meters,  
19 and a lot of them have expressed some form of  
20 opposition to smart meters. This has not  
21 stopped PG&E from going right ahead and  
22 installing them everywhere. And as I  
23 understand it, it's considered that the CPUC  
24 supersedes the rule of local governments.  
25 And when I was in school I was taught that we  
26 have a system of democracy where we elect  
27 officials to make decisions about our  
28 government. I don't recall voting for the

1 CPUC.

2 And another way that smart meters  
3 are violating the law is that they are not  
4 approved by Underwriters Laboratories, which  
5 these devices are required to be approved by.  
6 And the reason obviously that they're not  
7 approved is that they cause fires and  
8 explosions, and right here in Santa Rosa  
9 where there was an explosion and fire in the  
10 mall here.

11 The smart meter program actually has  
12 a precedent in my opinion. And that is in  
13 Germany about 80 years ago they had a program  
14 to get rid of people who were considered  
15 unworthy of life. It was called life  
16 unworthy of life. And the disabled, people  
17 who are unable to work, were sent to  
18 extermination camps. That was the prior to  
19 the extermination program for the Jews. They  
20 practiced first on the disabled people. I  
21 feel like the way people now in this society  
22 are being treated who have an impairment and  
23 disability, they are just being told, you  
24 have life unworthy of life. And I --

25 ALJ YIP-KIKUGAWA: Okay.

26 MS. MILLER: I just want to say that I  
27 don't think the world is going to end  
28 tomorrow, but I think technology has --

1 ALJ YIP-KIKUGAWA: Off the record.

2 (Off the record)

3 ALJ YIP-KIKUGAWA: On the record.

4 Garril Page followed by Amy O'Hair.

5 STATEMENT OF MS. PAGE

6 MS. PAGE: It is factually correct to  
7 say that a smart meter can kill me and many  
8 others in this room. Yet until opt-outs the  
9 utility claimed the right to enter our  
10 properties to install these devices. So yes,  
11 I support opt-outs for multiunit businesses,  
12 commercial areas, communities, and other  
13 entities to choose the freedom for  
14 nontransmitting analog meters.

15 Should there be an added fee to  
16 allow me quiet enjoyment of my property, a  
17 fee to enable me to freely and safely access  
18 areas I wish to visit or patronize? No,  
19 there should not.

20 Once smart meters were recognized as  
21 a new revenue source, the utilities and  
22 associates rushed to them without doing  
23 adequate research and development. In order  
24 to expand utility infrastructure and reap  
25 profits guaranteed by the CPUC, the laser  
26 focus was on rapid deployment of these data  
27 spewing energy hogs that adversely affect  
28 public health and safety.

1 Corporate stockholders -- oh, sorry.  
2 Sorry. Where was I? Corporate stockholders  
3 own the fiscal burden of this flawed program,  
4 not ratepayers. After being sworn at,  
5 repeatedly overbilled, and suffering from  
6 property damage from PG&E, my experience is  
7 that the CPUC staff is overworked and under-  
8 compensated. Staff turnover interferes with  
9 complaint resolution. The CPUC leadership is  
10 utility compliant and propped up by political  
11 connections. We must look elsewhere for  
12 help.

13 Judge Yip-Kikugawa, we pray that  
14 your proposed decision will protect our  
15 consumer and civil rights, will rule with  
16 clarity that there is not and never has been  
17 a legal mandate to force smart meters or  
18 their costs on an unwilling public. Thank  
19 you.

20 ALJ YIP-KIKUGAWA: Thank you.

21 (Applause)

22 ALJ YIP-KIKUGAWA: Amy O'Hair followed  
23 by Colleen Fernald.

24 STATEMENT OF MS. O'HAIR

25 MS. O'HAIR: Good afternoon, your  
26 Honor. My name is Amy O'Hair. I live in San  
27 Francisco. I'm a housewife and a mother. I  
28 would like to urge you to consider the hurdle



1 that the opt-out fees may pose to parents who  
2 would otherwise wish to protect their  
3 children from the radiating pulses from the  
4 smart meter on their home. The American  
5 Academy of Pediatrics is not really a fringe  
6 radical activist organization, but recently  
7 they endorsed Representative Kucinich's cell  
8 phone radiation legislation in the House,  
9 currently pending in the House of  
10 Representatives. In their letter of  
11 endorsement they state, and I quote:

12 Children are  
13 disproportionately affected  
14 by environmental exposures  
15 including cell phone RF  
16 radiation. The differences  
17 in bone density and the  
18 amount of fluid in the  
19 child's brain compared to  
20 the adult's brain could  
21 allow children to absorb  
22 greater quantities of RF  
23 energy. It is essential  
24 that any new standards for  
25 cell phones or other  
26 wireless devices be based on  
27 protecting the youngest and  
28 most vulnerable populations

1           to ensure that they are  
2           safeguarded through their  
3           lifetimes.

4           I have been inside many homes where  
5           the electricity meter is located on the other  
6           side of the bedroom wall, the child's bedroom  
7           wall. With expensive equipment I have  
8           measured the pulse of the smart meter  
9           transmitter through the wall. These peak  
10          exposures are not trivial. The industry  
11          method of assessing it erases the truth in  
12          the measurements.

13                 Any parent wishing to protect his  
14                 or her child from such exposures, daily and  
15                 chronic in the case of bedroom walls, should  
16                 not have to face opt-out fees that could  
17                 prohibit them from doing so. I speak as a  
18                 parent, but I could easily speak as the adult  
19                 child of aging parents with reduced incomes  
20                 who are not qualifying for care who might be  
21                 unable to surmount those opt-out fees. I  
22                 urge you to suspend the opt-out fees. Thank  
23                 you.

24                 ALJ YIP-KIKUGAWA: Thank you.

25                         (Applause)

26                 ALJ YIP-KIKUGAWA: Colleen Fernald  
27                 followed by Maria Cain.

28                                 STATEMENT OF MS. FERNALD

1 MS. FERNALD: Good afternoon, your  
2 Honor. My name is Colleen Fernald. I live  
3 in Sebastopol. And I'm very lucky that my  
4 elected officials have taken positive action  
5 to keep us safe there asking for a moratorium  
6 for the smart meters. And also we're very  
7 lucky to have really engaged community  
8 members like Eddie Maurer the EMF Safety  
9 Network. You know that the head of the PG&E  
10 SmartMeter program was caught spying on our  
11 community group.

12 So I'd like to see -- first of all,  
13 I want to say that I concur with every piece  
14 of testimony that this well educated,  
15 articulate, thoughtful public has brought  
16 before you. And I want to remind you that  
17 you work for me and all of Californians, and  
18 your integrity is on the line with this  
19 decision. And the California Public  
20 Utilities Commission works for Californians,  
21 not for PG&E.

22 By a show of hands, how many of you  
23 trust the California Public Utilities  
24 Commission to make an honest and honorable,  
25 accurate assessment of the PG&E smart meter  
26 fiasco?

27 UNIDENTIFIED SPEAKER: Nobody.

28 MS. FERNALD: Show your hands. Who

1 thinks that they can be trusted?

2 All right. We have the power. So  
3 we can work with Jerry Brown to have the  
4 members of the PUC who are acting in  
5 complicit illegal activities of PG&E. Why  
6 can't we trust PG&E? Well, we could start  
7 with the movie *Erin Brockovich*. And if they  
8 want to have corporate personhood, Citizens  
9 United, they need to have the responsibility.

10 So the fines for San Bruno were not  
11 adequate. It's involuntary manslaughter.  
12 And it's not thousands of people's health  
13 that is harmed. It's hundreds of millions.  
14 California could set the precedent to end  
15 that risk, not only the risk to human health  
16 and our pets but the wildlife. Who has been  
17 speaking for the wildlife here, the bees? So  
18 it's time we take back our power and we have  
19 smart, sensible power that is not a risk to  
20 our health, human health, our security, our  
21 privacy. Thank you.

22 (Applause)

23 ALJ YIP-KIKUGAWA: Maya Cain followed  
24 by Shelly Masters.

25 STATEMENT OF MS. CAIN

26 MS. CAIN: Hello. Maya Cain from San  
27 Francisco.

28 UNIDENTIFIED SPEAKER: Speak louder.

1 MS. CAIN: Maya Cain from San  
2 Francisco. I am not at all prepared. I  
3 haven't had anyplace to sit down and  
4 concentrate on writing such a wonderful  
5 speech as this incredible group of people. I  
6 agree with all of them.

7 Mainly I want to say that PG&E will  
8 tell you that the frequencies from the smart  
9 meters are far too low to cause any health  
10 problems, but in fact the truth is, if you  
11 look at Cindy Sagea's paper, it's called  
12 *Public Implications of Wireless Technologies*,  
13 on page 5, paragraph 2, it says, the lower  
14 the frequency, the more health effects. It's  
15 a semantic game. There's so much of PG&E's  
16 hype, and none of the truth.

17 I have been to the CPUC meetings  
18 many times in San Francisco. They actually  
19 told me not to come back. They've heard from  
20 me. They know my story. In fact, I'm here  
21 to tell you the latest thing is that they  
22 took the smart meter out, but it left me  
23 electrically sensitive. And now two months  
24 ago I woke up with half of my face was numb,  
25 and I had to get a new car. And it took like  
26 20 minutes. I'm waiting for five days. I  
27 now have to do that very often because this  
28 is a cumulative condition. Okay. It's a

1 slowly cumulative thing. Originally I was a  
2 little bit dizzy. In three months I was  
3 staggering. And I had a little bit of memory  
4 problems. And then I couldn't speak because  
5 I couldn't remember common words.

6 We are begging you. The federal  
7 government never mandated these things. And  
8 the CPUC's job description is to protect the  
9 people from this so-called public utility.

10 ALJ YIP-KIKUGAWA: Thank you.

11 (Applause)

12 ALJ YIP-KIKUGAWA: Shelly Masters  
13 followed by Margie Sorbi.

14 STATEMENT OF MS. MASTERS

15 MS. MASTERS: Thank you, your Honor. I  
16 appreciate being able to go on the record.  
17 For the past two years I have been having  
18 fatigue and depression. I felt like I had a  
19 broken heart and I couldn't get enough  
20 oxygen. I am a painting contractor and an  
21 artist, and I always had a very physical  
22 strong body and a strong job. I sought  
23 medical help. I spent thousands of dollars  
24 trying to figure out what was wrong with me.

25 I developed a raised red area on the  
26 side of my head and my shoulder. My left eye  
27 started to droop, and I started to lose my  
28 hearing in my left ear. The welt burned and

1 felt like I had been -- acid had been poured  
2 on me. And my heart started racing when I  
3 would go to bed at night. And I started to  
4 get bloody noses in March.

5           The way I found out it was the smart  
6 meter was there was a late night program on,  
7 and this woman called from Arizona to talk to  
8 the man who was interviewing. And she gave  
9 the list of microwave sickness. They were  
10 all of my symptoms. I had no idea. I was  
11 happy to have the meter. I'm not a person  
12 who is afraid of technology. But I moved to  
13 sleeping in my living room on the floor, and  
14 within about a week my depression lifted and  
15 my fatigue came -- my fatigue went away.

16           And PG&E, I called them and kindly  
17 they came and removed it. But my ears now  
18 ring all the time. And when I'm around  
19 certain kinds of electrical fields I have a  
20 heart racing, my skin itches, and I feel sick  
21 to my stomach. I have a very hard time doing  
22 my job, and my quality of life has  
23 disappeared. I am afraid, and I don't know  
24 what to do. We're all electromagnetically  
25 sensitive. And the truth will eventually  
26 come out about how dangerous this technology  
27 is. Thank you.

28           ALJ YIP-KIKUGAWA: Thank you.

1 (Applause)

2 ALJ YIP-KIKUGAWA: Margie Sorbi  
3 followed by Peter Alexander.

4 STATEMENT OF MS. SORBI

5 MS. SORBI: Thank you, Judge. How can  
6 any one not notice the thousands of new  
7 regulations that have been forced upon us, I  
8 say forced upon us, in just the past two  
9 years, and thousands more are in the works.  
10 Smart meters are only a part of many such  
11 moves for gaining control of us under the UN  
12 Agenda 21 plan, all under guise of global  
13 warming or now called climate change. The  
14 name was changed because the globe wasn't  
15 warming fast enough to justify that lie.  
16 Yes. Manmade climate change is a lie.

17 We received threats of losing our  
18 electrical power if we refused smart meters.  
19 There was a time when our more principled  
20 leaders in government protected us from such  
21 threats, as is their job. Now they are  
22 backing the wrong side even though each and  
23 every public official has sworn an oath to  
24 uphold our Constitution.

25 I have a new amendment here that I  
26 wanted to read regarding that. It is  
27 violating the 10th Amendment, which leaves to  
28 the state whatever is not mentioned in the



1 Constitution. I'm having trouble seeing  
2 this. Let me get my glasses out. Hope it  
3 doesn't waste up all my time. Okay. The  
4 10th Amendment leaves to the states whatever  
5 is not mentioned in the Constitution. They  
6 are not mandatory. The Energy Police Act of  
7 2005 does not mandate smart meters.

8 ALJ YIP-KIKUGAWA: Thank you.

9 MS. SORBI: It does not mandate smart  
10 meters. It only mandates utilities to  
11 offshore them.

12 ALJ YIP-KIKUGAWA: Ms. Sorbi, your time  
13 is up.

14 Off the record.

15 (Off the record)

16 ALJ YIP-KIKUGAWA: Back on the record.

17 Peter Alexander.

18 STATEMENT OF MR. ALEXANDER

19 MR. ALEXANDER: Good afternoon. What a  
20 crowd. Reminds me of the town folk in Clint  
21 Eastwood's *High Plains Drifter*. If the  
22 people here knew, yes, if they comprehended  
23 the definite purpose of this agenda, all  
24 payments immediately would be suspended. For  
25 who in their right mind would voluntarily pay  
26 for their own abuse.

27 Observing a populace apathetic to  
28 their own self-preservation, hardly obtuse.

1 We have been conditioned to pay for our own  
2 demise as the system and agenda provides  
3 false forums, propoganda, and alibis. And  
4 the concerned people behind me hold the  
5 cards, all the power, but seem not to know it  
6 as they clap, as they cower. To know their  
7 power, they would not be here asking. They  
8 would have had thousands ceasing paying their  
9 bills, thereby we be tasking, till every  
10 poison meter be removed, don't you know, and  
11 PG&E fired their lawyers and CEO.

12 National Security General Michael  
13 Keno and George Bush, Senior, the FAL for  
14 masters of hell. 40 years of satellite  
15 subliminal, subsonic, subservient messaging  
16 done their job well. What's worse than smart  
17 meters or shootings in school be the complete  
18 manipulation of citizens as fools. They've  
19 refused to free almighty Daniels, Manny Jamal  
20 or Leonard Palfear [phonetic] but here to  
21 grovel amidst this charade rather selfish  
22 with fear.

23 We've all earned our own desserts.  
24 This much be true. No one escapes speaking  
25 to all of you. Soon enough the Golden Gate  
26 ablaze, yes, glowing afire. The Bay Bridge  
27 into the bay resulting from greed's desire.  
28 I am that I am and I am here, truthfully

1 speaking free of all fear. For under Peter  
2 we're given the key. [Inaudible] took the  
3 world to its knees. And it speaks to the  
4 40-day general strike to freedom in the  
5 promised land. The authority must be  
6 claimed, and the time be at hand. Let us  
7 employ, yes, let us embrace the power of ten  
8 with a smile on our face.

9 ALJ YIP-KIKUGAWA: Thank you.

10 MR. ALEXANDER: Contact ten friends and  
11 contact ten --

12 ALJ YIP-KIKUGAWA: Off the record.

13 (Off the record)

14 ALJ YIP-KIKUGAWA: Back on the record.

15 Karen Obal followed by Toril Jelter.

16 MS. OBAL: Thank you for being here.

17 MR. ALEXANDER: Smart meters going  
18 24/7.

19 MS. OBAL: Listening to our anxiety.

20 ALJ YIP-KIKUGAWA: I'm sorry. Let's go  
21 off the record for a minute.

22 (Off the record)

23 ALJ YIP-KIKUGAWA: Back on the record.

24 STATEMENT OF MS. OBAL

25 MS. OBAL: My name is Karin Obal.

26 Thank you for giving us this opportunity.

27 You heard the angst and the pain in people's  
28 lives because of the smart meter issue and

1 how difficult it is to pay for that kind of  
2 problem.

3 On 11:55 June 3rd of this year there  
4 was a double explosion at my mother's house.  
5 It gutted the garage. Four generations of  
6 photography in our family and our family  
7 archives have perished. It's a great loss to  
8 me. But I'm concerned in this neighborhood.  
9 We were given a letter that they were going  
10 to put smart meters in, and we all ran out to  
11 look at our meters, and they had already been  
12 installed. There was no opportunity to opt  
13 out.

14 I'm requesting the PG&E to replace  
15 their meters which failed, their smart meters  
16 which failed fairly catastrophically with the  
17 more robust analog meters that were on this  
18 house from 1952 on. No problems with them  
19 ever.

20 I'm really glad that Ms. O'Hair  
21 brought up the youth because the cost of the  
22 youth in having these kind of problems and  
23 our national product going forward, it's very  
24 upsetting what the projection can be.

25 In this neighborhood 40 percent of  
26 the people with the smart meters have them on  
27 the master bedrooms on the wall where the  
28 head is. If another one blew, there could be

1 a fatality. It could be very, very painful.  
2 And I don't think we should have to pay for  
3 that. I think if their machines fail, we  
4 should be able to have analog without extra  
5 cost. And that hasn't been presented as an  
6 option. And please listen to me on this and  
7 support California.

8 ALJ YIP-KIKUGAWA: Thank you.

9 (Applause)

10 ALJ YIP-KIKUGAWA: Toril Jelter  
11 followed by Kim Gelzzard.

12 STATEMENT OF MS. JELTER

13 MS. JELTER: Good afternoon, your  
14 Honor. Thank you for giving me the  
15 opportunity to speak with you today. My name  
16 is Toril Jelter. I'm a board certified  
17 pediatrician and general practitioner with  
18 over 30 years of experience. I practice in  
19 Walnut Creek, California. For the past ten  
20 years I have had a special interest in  
21 environmental factors contributing to the  
22 autism epidemic in this country.

23 I'm here today because I have  
24 personally and professionally been profoundly  
25 affected by smart meters and because I wish  
26 to advocate for America's children. I have  
27 never had a smart meter on my home because I  
28 sent certified letters to PUC and PG&E

1 requesting a deferral. Still when my  
2 neighbors got smart meters I developed severe  
3 tinnitus, fatigue, and neuropathy at home and  
4 at work. Eventually I had to leave my home  
5 and close my private practice and move to a  
6 low EMR rural area. After six months away  
7 and thousands of dollars spent on EMR  
8 remediation of our home, I was able return,  
9 but I'm still unable to sleep in our home,  
10 nor am I able to be in a medical clinic long  
11 enough to have a sustainable practice. I  
12 have lost my home and livelihood to smart  
13 meters.

14 More important than what has  
15 happened to me is what has happened to  
16 countless children across America. I have  
17 reviewed the EMF literature, and I have  
18 reviewed the autism literature. There's a  
19 huge overlap. I have found 50 problems that  
20 children with autism encounter and the  
21 problems that EMR has caused.

22 Let me give you an example. This  
23 five year old boy with autism came to me for  
24 sleep problems. He hadn't slept for a whole  
25 year. We decreased his EMR exposure. Within  
26 a week he could sleep fine without any  
27 melatonin supplementation. We know that EMR  
28 decreases melatonin in the body. That's the

1 hormone that allows us to sleep.

2 Another thing that happened was that  
3 his cognitive ability increased by two years  
4 in two months after decreasing his radiation  
5 exposure. A ten-year-old boy with nonverbal  
6 autism and aggressive behaviors came to me,  
7 and within -- we did a two-week EMF  
8 remediation trial. Within three days he was  
9 able to have a full sentence.

10 A country that doesn't protect their  
11 children has no future. Please partner with  
12 us to give our children a future and thereby  
13 give all America and its people a future.  
14 Thank you for your time.

15 ALJ YIP-KIKUGAWA: Thank you.

16 (Applause)

17 ALJ YIP-KIKUGAWA: Kim Gelzzard  
18 followed by Orlean Koehle.

19 STATEMENT OF MS. GELZZARD

20 MS. GELZZARD: Good evening. Good  
21 evening. My name is Kim Gelzzard, and I  
22 appreciate being here. To begin with, I  
23 concur with everything that's been said  
24 today. I appreciate that PG&E has offered  
25 the option to allow its customers to keep  
26 their analog or return to analog meters.  
27 PG&E needs to go further by continuing this  
28 policy indefinitely and eliminating any fees

1 associated with this choice.

2 Since the public did not even  
3 request or have a choice about opting into  
4 the installation of smart meters and are the  
5 victims of the smart meters associated risk  
6 it is unacceptable that the ratepayers should  
7 be expected to pay for retention of analog  
8 meters. And as there has not been adequate  
9 vetting of the health and safety effects of  
10 smart meters, there needs to be a moratorium  
11 on further use of or recall of smart meters  
12 and their installation and ongoing fee  
13 options of return to a continued use of  
14 analog meters until there has been the  
15 conduction of adequate long-term double-blind  
16 health studies. Ideally PG&E should  
17 unilaterally reinstall analog meters on all  
18 California residents until smart meters have  
19 been proven safe. Thank you.

20 ALJ YIP-KIKUGAWA: Thank you.

21 (Applause)

22 ALJ YIP-KIKUGAWA: Orlean Koehle  
23 followed by Marybeth Brangan.

24 STATEMENT OF MS. KOEHLE

25 MS. KOEHLE: Hello. My name is Orlean  
26 Koehle, and I want to thank you for coming to  
27 Santa Rosa. Always we've had to go to San  
28 Francisco. So we really appreciate your



1 being here.

2 I am the state president for Eagle  
3 Forum of California and also the Sonoma  
4 County president. Eagle Forum is one of the  
5 groups that first was -- we were protesting  
6 against all of this two years ago. We're  
7 still protesting. And in the official  
8 document I guess we were known as a  
9 protestant because of this protesting.

10 And because of what I have been  
11 finding out I have written a book called *Just*  
12 *Say No to Big Brother's Smart Meters*. It  
13 includes all of the information I have  
14 discovered for the past two years sticking  
15 out before the CPUC and hearing all of the  
16 amazing testimony of others.

17 Fortunately, I am not EMF sensitive,  
18 but I am big brother sensitive. And that's  
19 why I became interested in this. I think  
20 this is an absolute amazing affront on all of  
21 us by government, by big brother. And this  
22 is not what we ever expected in a free  
23 country.

24 I'd just like to let you know. Some  
25 of the things that I've written about, the  
26 numerous health issues, no scientific  
27 testing, smart meters are not UL certified,  
28 risk of testing, risk of fires, make the

1 meters located on the required homes,  
2 collecting information and data from all  
3 those other homes. Smart meters also have  
4 higher rates. There's problems in accuracy.  
5 43,000 cases in Northern California was  
6 revealed when a lady from PG&E had to speak  
7 before the Senate. Smart meters are heating  
8 up and charging higher costs.

9           The Department of Energy stated  
10 purpose of the smart grid, as we heard from  
11 Margie, was to reduce carbon emissions and  
12 greenhouse gases, but really it's about  
13 changing our behavior and rationing energy.  
14 Smart meters are surveillance devices that  
15 are violating federal and state wiretapping  
16 laws, and smart meters are unconstitutional.  
17 Thank you. And I'd like to submit this to  
18 you, and I discuss it on here.

19           ALJ YIP-KIKUGAWA: You may give it to  
20 the Public Advisors in back.

21           MS. KOEHLE: Thank you.

22           (Applause)

23           ALJ YIP-KIKUGAWA: Marybeth Brangan  
24 followed by Heidi Rose.

25           MS. BRANGAN: Your Honor, I'm not going  
26 to speak.

27           ALJ YIP-KIKUGAWA: All right. Heidi  
28 Rose and then followed by Siri Scull.

1                                    STATEMENT OF MS. ROSE

2                    MS. ROSE:    Good evening, your Honor.

3    The smart meter program is nothing short of a  
4    debacle and a crime against humanity  
5    attacking our health, democracy, and our most  
6    basic civil rights.    In the more than two and  
7    a half years that I have been working on this  
8    issue I have met countless individuals whose  
9    lives have been uprooted, destroyed, and in  
10   some instances ended as a result of this  
11   criminal infrastructure.    I have encountered  
12   people whose homes have burned.    I have met  
13   people living like refugees forced to live  
14   out of their cars or in tents, unable to live  
15   in the homes that they own.    They have been  
16   gravely injured by smart meters.

17                    To charge people a fee so that their  
18   homes don't burn down is extortion.    To  
19   charge people a fee so that their children  
20   don't get headaches and nose bleeds is  
21   extortion.    To charge people a fee so that  
22   they might somehow lessen their exposure to a  
23   well known Class 2B carcinogen is extortion.  
24   And I say lessen exposure because in the mesh  
25   network no one is spared exposure to this  
26   deadly microwave radiation.

27                    Even if we opt out, smart meters are  
28   ubiquitous.    190,000 pulses -- sorry --

1 190,000 pulses per meter per day on our  
2 neighbors' homes, on our schools, our  
3 churches, everywhere we live, work and play.  
4 Furthermore, in violation of FCC rulings the  
5 meters are collocated in banks of a hundred  
6 or more. Smart meters are a dangerous,  
7 untested technology that violates FCC  
8 guidelines and are not even UL certified. To  
9 say the product is defective and should be  
10 recalled is an understatement.

11 The only opt-out to consider is a  
12 statewide opt-out, a return to safe, reliable  
13 analogs at no cost to the consumer. As we  
14 have already been charged for a program we  
15 didn't want, any costs must come from  
16 shareholders or better yet deducted from  
17 salaries. Any fees charged to the ratepayers  
18 are extortionate, discriminatory, and  
19 therefore illegal. Banning a total recall,  
20 individuals and communities must have a  
21 no-fee opt out. Thank you very much.

22 ALJ YIP-KIKUGAWA: Thank you.

23 (Applause)

24 ALJ YIP-KIKUGAWA: Siri Scull followed  
25 by Matt Magurie.

26 STATEMENT OF MS. SCULL

27 MS. SCULL: Hello. I have taken the  
28 day off today with loss of pay and driven up

1 from San Francisco because I believe this  
2 issue to be of grave importance. I am  
3 fortunate to have been able to opt out of the  
4 smart meter on my home, but many people can't  
5 afford the fees and are still affected by  
6 surrounding smart meters. Is it democratic  
7 to put a price tag on something that is  
8 showing to have serious health implications?  
9 I don't think so.

10 In physics we know that everything  
11 is made up of energy waves. Even our bodies  
12 appearing solid are built out of millions and  
13 billions of molecules which are composed of  
14 energy waves at their core. Now, what  
15 happens when we drastically alter the energy  
16 waves that surround us with smart meters that  
17 produce EMF waves ten to a hundred times  
18 stronger than cell phones? Think about it.  
19 It doesn't take a physician to realize that  
20 those invisible waves of such high frequency  
21 are undeniably powerful. The fact is that  
22 there has been no long-term study conducted.  
23 What we do know is that sensitive people have  
24 already been experiencing insomnia,  
25 headaches, heart disturbances, and on and on  
26 and on. There are too many people with these  
27 symptoms to be a coincidence.

28 The State of Maine has already ruled

1 that they need a long-term health study  
2 before they allow them, and Vermont is  
3 offering a no-fee opt-out. Let's join Maine  
4 and Vermont and be on the forefront of this  
5 issue rather than looking back and knowing  
6 that we could have done something after it's  
7 too late.

8 I ask you to seriously consider and  
9 absorb all that you have been presented with  
10 today from everybody who has been sick and  
11 harmed by the smart meters and for those who  
12 are concerned with other issues as well.  
13 Please do the right thing. At the very least  
14 rule for a no-fee opt-out and a smart  
15 meter-free zone for those who are especially  
16 sensitive. Thank you.

17 ALJ YIP-KIKUGAWA: Thank you.

18 (Applause)

19 ALJ YIP-KIKUGAWA: Matt Magurie  
20 followed by Susan Garert.

21 STATEMENT OF MR. MAGURIE

22 MR. MAGURIE: Thank you, your Honor.  
23 My name is Matt Magurie. And I spent eight  
24 years on the Petaluma City Council. So I  
25 know something about outreach to the  
26 community over controversial issues. And  
27 frankly, I have to say, nothing personal, but  
28 the CPUC should be very ashamed of itself.

1 For people to have to drive from Santa Cruz  
2 and San Mateo for a two-minute speaking slot  
3 is just wrong. The CPUC needs to have more  
4 hearings and needs to allow at least three  
5 minutes.

6 Now, I am just outraged that the  
7 CPUC originally allowed PG&E to eliminate all  
8 those meter reader jobs which were paid for  
9 under the regulated rate structure and worked  
10 so well under this current economy. That is  
11 an outrage. Those were covered under the  
12 rates. And if regulation of rates is not a  
13 sham, then that should have just stayed there  
14 working fine.

15 I agree with all the comments that  
16 have been made. We never were really given a  
17 chance to, you know, participate in the  
18 decisionmaking on this project. You can't  
19 opt out if you didn't opt in. And you can't  
20 opt in if you're forced into a program.

21 Now, one of the issues I have is  
22 that we may opt out. I still have the old  
23 analog. I'm not going to let them take that  
24 away from me. I've got solar on the house.  
25 The fact that the \$10 a month fee on  
26 electricity would more than double my annual  
27 electrical cost. But one of the issues is  
28 that even if I never get a meter, my wife has

1 some precarious health issues, and my next  
2 door neighbor's meter is 25 feet from our  
3 bed. Is it just coincidence that we have  
4 seen a downturn in her well-being since it  
5 has been deployed? I don't think so,  
6 frankly.

7           Furthermore, PG&E is tasked with  
8 maintaining these systems to proper optimum  
9 usage so that they don't create worse  
10 problems than the ones we have seen and heard  
11 and we know are amply documented today and in  
12 other documentation. No, we don't trust  
13 them. We don't trust them.

14           What about -- we paid them to  
15 maintain the high power lines in the  
16 mountains that caused those huge fires in the  
17 Sierra like eight or ten years ago. We paid  
18 them --

19           ALJ YIP-KIKUGAWA: Thank you.

20           MR. MAGURIE: -- to maintain the pipes  
21 in San Bruno.

22           ALJ YIP-KIKUGAWA: Off the record.

23           (Off the record)

24           ALJ YIP-KIKUGAWA: On the record.

25           Susan Garert followed by Karen  
26 Hudson.

27           STATEMENT OF MS. GARERT

28           MS. GARERT: Your Honor. Can you hear



1 me? Your Honor.

2 ALJ YIP-KIKUGAWA: Off the record.

3 (Off the record)

4 ALJ YIP-KIKUGAWA: On the record.

5 MS. GARERT: Susan Garert, Santa Rosa.

6 I am outraged. I am protesting the smart  
7 meter installation rollout program entirely  
8 and the so-called opt-out fees.

9 PG&E states that they believe in  
10 choice when it comes to the meter at your  
11 home after the fact after they deployed  
12 millions of smart meters without offering  
13 customers options, let alone knowledge of the  
14 installation. I have addressed these  
15 concerns in a letter to the CPUC, a letter of  
16 complaint to the CPUC. In response I got a  
17 form letter that did not answer any of my  
18 complaints, any of my questions. Among them  
19 if they have the right to charge for smart  
20 meters based on Public Utility Code 328(b).  
21 No customer should pay for separate fees for  
22 utilizing services that protect public or  
23 customer safety. I'm questioning why federal  
24 laws are not being adhered to as the federal  
25 government never made these meters mandatory.

26 I could rattle off energy, but you  
27 know what they are. Energy Policy Act of  
28 2005, Title 7, Subtitle E, Section 252 A

1 regarding customers requesting time-based  
2 rate with a time-based meter capable of  
3 enabling the utility and customer to offer  
4 and receive such rate as well as CPUC Code  
5 745(d). Residential customers have the  
6 option to not receive service pursuant to  
7 time variant pricing in Section 4.

8 I'm questioning the safety of these  
9 meters. PG&E erroneously equates the EMF of  
10 smart meters to that of microwaves and cell  
11 phones. Those aren't mandatory. People  
12 don't have to have microwaves and cell  
13 phones. And they're not on 24 hours seven  
14 days a week. How can they even -- I mean.  
15 They write that, and they sent that to every  
16 one? God. We're really not that stupid.  
17 But it's all happening any way.

18 I'm questioning the security of  
19 these --

20 ALJ YIP-KIKUGAWA: Thank you.

21 MS. GARERT: -- meters in terms of the  
22 fire hazard potential. And thank you for  
23 listening to our comments today.

24 ALJ YIP-KIKUGAWA: Thank you.

25 (Applause)

26 ALJ YIP-KIKUGAWA: Karen Hudson  
27 followed by Steve Hogle.

28 STATEMENT OF MS. HUDSON

1 MS. HUDSON: My name is Karen Hudson,  
2 and I'm from Rohnert Park. My name is Karen  
3 Hudson, and I'm from Rohnert Park. I'm a  
4 cancer survivor and a retired teacher. In  
5 Sweden electrohypersensitivity is documented  
6 as a debilitating illness that is referred to  
7 as poisoning our systems. In Europe experts  
8 fear that by 2017 50 percent of the European  
9 population will be electrosensitive,  
10 hypersensitive.

11 The American Academy of  
12 Environmental Medicine recognizes that the  
13 way to treat EHS is to reduce EMF exposure.  
14 The deployment of smart meters is not  
15 reducing it. It's increasing it.

16 In my neighborhood most of the  
17 people do not have smart meters. However,  
18 five houses do. My neighbor has a smart  
19 meter on the house next to her, and when it  
20 was put in she no -- since then she can no  
21 longer work in her kitchen at her kitchen  
22 counter or do dishes. She has moved all of  
23 that into the other part, and her husband has  
24 to take care of it.

25 I've become sensitive myself. I get  
26 horrible headaches. I cannot walk my dog in  
27 the neighborhood around us any longer because  
28 I get headaches. My ear bothers me. I get

1     nauseous.

2             An installer asked my other  
3 neighbor's son who is 17 years old if they  
4 could install a meter on the house because  
5 there was no sign up, I assume it was that,  
6 on their home. And when my neighbor called  
7 PG&E, PG&E said that they would have to pay  
8 them to replace the meter that they didn't  
9 want originally put on their house after a 17  
10 year old was given the data. We should not  
11 be charged for an opt-out. I would like a  
12 ban of smart meters. Thank you.

13             ALJ YIP-KIKUGAWA: Thank you.

14             (Applause)

15             ALJ YIP-KIKUGAWA: Steve Hogle followed  
16 by Gertrude Gebin. Mr. Hogle.

17             (No response)

18             ALJ YIP-KIKUGAWA: Okay. Gertrude  
19 Gebin, G-e-b-i-n, followed by Mary Campbell.

20             STATEMENT OF MS. GEBIN

21             MS. GEBIN: Good evening, your Honor.  
22 In October 2009 PG&E removed the analog  
23 meters from my home and replaced them with  
24 smart meters. The meters they removed were  
25 apparently destroyed before I learned about  
26 the adverse health effects that I  
27 experienced. I opted to have the analog  
28 meters reinstalled because the smart meters

1 caused me severe negative health effects and  
2 symptoms. And having the analog is not a  
3 luxury. It's a necessity for my well-being.

4 I had to pay a fee to bring back  
5 analogs. And I continue to pay -- and I  
6 continue to pay monthly fees. I should not  
7 or any one else have to pay the fees because  
8 we did not create the problem. PG&E, CPUC  
9 did. And shareholders, not us, should pay  
10 the opt-out cost.

11 The State of California Public  
12 Utility Code 328(b) states:

13 No customers should have to  
14 pay separate fees for  
15 utilizing services that  
16 protect public or customer  
17 safety.

18 Did CPUC, PG&E, did they ignore  
19 this at all? The fees are unethical and  
20 unconscionable. I or anyone should not have  
21 to bear the burden for the PG&E/CPUC smart  
22 meter boondoggle. I'm not totally free from  
23 the symptoms associated with the smart meters  
24 because my -- because my neighbors on either  
25 side of my house still have smart meters, and  
26 one of the them is like 15 feet away from my  
27 bedroom. And I can't sleep in my bedroom  
28 every night. So I have to sleep in the

1 living room every now and then, like maybe  
2 every other night.

3 So the State of Vermont, their  
4 opt-out should take place in California so  
5 that my neighbors could take, you know, could  
6 have their smart meters taken out. Better  
7 yet, smart meters should be eliminated  
8 because they are most deleterious to  
9 community health and safety. Thank you very  
10 much.

11 ALJ YIP-KIKUGAWA: Thank you.

12 (Applause)

13 ALJ YIP-KIKUGAWA: Mary Campbell, and  
14 then after Ms. Campbell we're going to take a  
15 break.

16 STATEMENT OF MS. CAMPBELL

17 MS. CAMPBELL: My name is Mary Campbell  
18 from San Rafael. And this is just a personal  
19 story. I first refused the smart meter but  
20 was told by the gentleman going around  
21 installing them that it would cost me a lot  
22 more if I did this after they left the  
23 neighborhood. So I caved. And then I am a  
24 widow, very limited income.

25 And I was working in my garage for a  
26 period of two weeks. I had some repairmen  
27 out there. And I started getting headaches,  
28 severe headaches, which I have never, ever

1 hardly ever had headaches in my life. So I  
2 put two and two together, and I requested to  
3 have the smart meter removed, which it was,  
4 and I haven't had that problem since. I have  
5 had periodic arrhythmias about a half a dozen  
6 times and since that smart meter episode.  
7 And I don't know whether that's to do with  
8 it. I had my heart tested, and it was  
9 negative. I was told I was negative.

10 So I have to pay to have, you know,  
11 the opt out fee. And being a widow on a  
12 limited income, I don't think that's fair. I  
13 don't think it's fair to others as well as  
14 me. And I would ask you to discontinue that.  
15 Thank you.

16 ALJ YIP-KIKUGAWA: Thank you.

17 (Applause)

18 ALJ YIP-KIKUGAWA: We're going to take  
19 a five-minute break.

20 Off the record.

21 (Recess taken)

22 ALJ YIP-KIKUGAWA: Let's go on the  
23 record.

24 And Diane Nickel followed by  
25 Constance Barker.

26 STATEMENT OF MS. NICKEL

27 MS. NICKEL: Hello, your Honor. I urge  
28 you to rule to socialize the cost of the

1 smart meter opt-out program so that people  
2 who opt out get the same as every one else.  
3 My reasons for this, because our society  
4 often socializes costs that are important for  
5 public health such as antismoking ads and  
6 water treatment.

7           There is strong evidence that  
8 radiofrequency radiation at low levels causes  
9 physiological problems. The symptoms that  
10 people are discussing here today have been  
11 reported in numerous studies including a  
12 study by Dr. Goldsmith, who held 11  
13 professorships and was the World Health  
14 Organization for Europe. He studied a  
15 problem that happened in the Russian Embassy  
16 -- U.S. Russian -- U.S. Embassy in Russia  
17 where they were being microwaved by the  
18 Russians in the '60s. And Dr. Goldsmith  
19 published that there are multiple  
20 neurological impairments including insomnia,  
21 depression, anxiety, leukemias, cancers were  
22 being caused by radiation that are at similar  
23 levels to what these smart meters emit. .02  
24 to .05 microwatts per centimeter squared Dr.  
25 Goldsmith reported in his peer-reviewed  
26 study. .02 to .05, that's less than .1.

27           The California Council of Science  
28 Technology reported in their -- reported on



1 smart meters that the study -- they state  
2 that if an individual were standing directly  
3 in front of next to the meter, there would be  
4 8.8 microwatts per centimeter squared. The  
5 smart meter is transmitting 2 to 4 percent of  
6 the time. So that's about a hundred times  
7 more than the level that was found at the  
8 embassy that caused these disorders.

9 Your Honor, if I may go off the  
10 record, please, very quickly.

11 ALJ YIP-KIKUGAWA: Okay. Off the  
12 record.

13 (Off the record)

14 ALJ YIP-KIKUGAWA: On the record.

15 Constance Barker followed by Callee  
16 Maher.

17 STATEMENT OF MS. BARKER

18 MS. BARKER: Thank you, your Honor. My  
19 name is Constance Barker. I'm president of  
20 the Environmental Health Network in  
21 California.

22 UNIDENTIFIED SPEAKER: Can't hear you.

23 MS. BARKER: We are a 30-plus-year-old  
24 Bay Area nonprofit providing support and  
25 advocacy for the chemically and electrically  
26 injured. We are a 30-plus-year-old Bay Area  
27 nonprofit providing support and advocacy for  
28 the chemically and electrically injured,

1 which is to say, I represent a whole lot of  
2 people who pay the externalized costs for  
3 other people's profit making.

4           And I just want to say because  
5 nobody else has said it that the very many  
6 people who have come up here and identified  
7 themselves as electrically sensitive, each  
8 and every one of those people paid a cost to  
9 be here today. They paid a cost in their own  
10 health that they will continue paying for  
11 days, weeks, or sometimes even months  
12 afterwards to be here. And I just want to  
13 personally thank every one who came here  
14 today and was willing to pay that cost  
15 because I know what that cost is.

16           (Applause)

17           MS. BARKER: And on behalf of our many  
18 members and friends not only in this state  
19 but across the country and across the world,  
20 I want to offer three answers to the  
21 questions you put out here today. First,  
22 with regard to meters, analog meters are all  
23 that will help us. And if there's not enough  
24 of those to go around because somebody made a  
25 decision to get rid of a bunch of them,  
26 that's on the people who made that decision,  
27 not on the real people who need them.

28           As regards fees when you're trying

1 to live on like an \$800 a month or SSI check  
2 or a little bit more than that in Social  
3 Security Disability, even \$5 a month is too  
4 much to be asked to pay for this kind of  
5 thing. It's unconscionable to do that to  
6 poor people or to anybody who is just trying  
7 to protect their health, their privacy and  
8 their safety from something somebody else  
9 did.

10 Third, ADA responsibilities, you  
11 know, access responsibilities mean nothing if  
12 there's not an opt-out for local governments,  
13 communities, businesses, apartments and  
14 condos. And it ought to be mandated too.  
15 Thank you.

16 ALJ YIP-KIKUGAWA: Thank you.

17 (Applause)

18 ALJ YIP-KIKUGAWA: Sandy Maurer  
19 followed by Greg Crouse.

20 Okay. Greg Crouse.

21 STATEMENT OF MR. CROUSE

22 MR. CROUSE: Hi. My name is Greg  
23 Crouse. I'm from Mendocino County. I am  
24 a -- I do radio shows on topics. I'm also an  
25 organizer for reduced smart meters in  
26 Mendocino County. And we have got quite a  
27 few petitions together, and we did a process  
28 in which we had a resolution in our county to

1 hold back on the smart meters. And of course  
2 we were ridden over by the CPUC.

3 So what I wanted to address with you  
4 with all this is that I feel that the CPUC  
5 has totally ridden over our democracy. And  
6 the reason why I say that is 57 cities and  
7 counties have put together resolutions. Lots  
8 of people have gone to meetings and put  
9 together proposals. And the CPUC just sits  
10 on them. And we can't sue because to sue is  
11 -- this is a utility process. We have to go  
12 through the process of waiting for the CPUC  
13 to make a decision.

14 Well, the frustrating part about  
15 this is that the CPUC is run by a president  
16 who was a executive in the power companies.  
17 Now, what kind of regulations could we have  
18 here when the president of the Commission is  
19 actually someone basically in the pocket of  
20 the whole process?

21 So I say that the problem here is, I  
22 talked to my colleagues in my county, my  
23 friends, and they're not willing to come down  
24 here because, you know why? Their voice has  
25 been lost. They talked to their supervisors.  
26 Their supervisors voted five to zero for this  
27 resolution, and nothing happens. What's with  
28 that?

1           So then the other thing I want to  
2 address is because I'm from a rural  
3 community, a lot of people self-read their  
4 meters. They can't self-read their meters  
5 anymore because PG&E says they can't do that.  
6 When I talked to the Department of Ratepayer  
7 Advocates, they said, well, they're not very  
8 accurate. That doesn't make any sense. Why  
9 would they let them continue to read their  
10 meters when they're inaccurate. And in fact,  
11 they're more accurate than the meter readers.

12           And the last thing I want to say is  
13 the shield report. There were so many errors  
14 in Bakersfield that the shield report isn't  
15 accurate. What did we pay for and why did we  
16 pay for it? Why did the companies that made  
17 the meters pay to check the accuracy of the  
18 meters when in fact Senator Florez wanted the  
19 smart meters to be looked at.

20           ALJ YIP-KIKUGAWA: Thank you.

21           MR. CROUSE: Why wasn't it looked at?  
22 Thank you.

23           ALJ YIP-KIKUGAWA: Thank you.

24           (Applause)

25           ALJ YIP-KIKUGAWA: Pauline Phillips  
26 followed by Bridget Breese.

27           STATEMENT OF MS. PHILLIPS

28           MS. PHILLIPS: I lost my home in

1 2008/2009 in San Mateo County because I  
2 couldn't work and couldn't pay the mortgage  
3 and I lost my home. I left, went up to  
4 Mendocino County where there would be no cell  
5 towers up there, but I did get the right  
6 people. I have heavy metal poisoning, and  
7 it's environmental. I have lead poisoning,  
8 mercury from the cheeks, you name it. We are  
9 working on it to get it out, and I'm better.  
10 I'm living in my -- I bought another house.  
11 They tried to put another meter on. My gate  
12 was locked. Thank God. And my neighbors --  
13 they came back, all had mercury or had the  
14 teeth been removed, the fillings removed.

15           This is heavy metal. It's  
16 environmental. It's never going to work.  
17 That's my thing. Because you got to -- 1 in  
18 6 people in the United States, World Health  
19 Organization, had lead poisoning. That's  
20 just to start. You got heavy metal  
21 poisoning. Work on it, find out about it, go  
22 on line. It will help you. Still can't use  
23 a smart meter. My neighbors have it. At my  
24 house had to have it grounded because it  
25 wasn't grounded. It was only 3 feet. You  
26 have to have an 8 foot one. There's a lot of  
27 that around. You're putting this technology  
28 on an antiquated electrical system that

1 doesn't -- can't handle it. There's a lot of  
2 things that need to be looked at. NETGEAR  
3 goes a hundred feet. I have NETGEAR in my --  
4 50 feet from my neighbor. I've got NETGEAR  
5 and 2Wire in my living room. And I'm  
6 electrically sensitive.

7 I operate the house. I only have  
8 the refrigerator running. Okay. I've lost  
9 my home and my life savings. And I get to be  
10 on medical and get to pay for me. So where  
11 are the costs going to stop? This isn't  
12 going to work. It's environmental. The main  
13 leading line is lead. You've all got it.  
14 Then you've got mercury, cadmium, thallium,  
15 and it's in the water. I have reports.

16 ALJ YIP-KIKUGAWA: Thank you.

17 MS. PHILLIPS: I know I'm off the  
18 record.

19 ALJ YIP-KIKUGAWA: Off the record.

20 (Off the record)

21 ALJ YIP-KIKUGAWA: Back on the record.

22 Bridget Breese.

23 STATEMENT OF MS. BREESE

24 MS. BREESE: Thank you for the chance  
25 to speak. I appreciate being here tonight.  
26 I recognize and thank everybody who spoke  
27 today and second everybody who spoke today.  
28 Very brave people. Thank you.

1 ALJ YIP-KIKUGAWA: Thank you.

2 (Applause)

3 ALJ YIP-KIKUGAWA: Dave Hubert followed  
4 by James Bennet.

5 STATEMENT OF MR. HUBERT

6 MR. HUBERT: Hi. I'm Dave Hubert. I'm  
7 from Sebastopol. Very happy to be from a  
8 place that cares about our health and has  
9 sent the mayor to speak out against smart  
10 meters and for moratorium and deferment. My  
11 background is in research and statistics, and  
12 I do understand the studies being done prior  
13 to something starting. Usually there are  
14 pilot studies, different factors are looked  
15 at, costs and benefits whenever a new  
16 technology is used.

17 Unfortunately, the costs are -- PG&E  
18 knew about the cost to the consumer, knew  
19 about their cost. The benefits, however, are  
20 for PG&E. The benefits don't do a whole lot,  
21 as many studies have shown, for the consumer.  
22 And when a cost comes up that is not known  
23 about such as radical changes in health, 3  
24 percent of the popula -- the initial studies  
25 were not about wireless meters. 3 percent of  
26 the population is electrosensitive. So when  
27 that's a million Californians. 3 percent of  
28 40 million Californians is about -- is over a



1 million could feel something like this.

2           These are not okay. These costs --  
3 we should not be charged to have to opt out.  
4 The meters should be thrown out the window.  
5 If they knew that there would be a million  
6 people affected, this would not be brought up  
7 by the CPUC or PG&E. I don't think PG&E knew  
8 what it was doing. I've heard different  
9 stories from different people that said, you  
10 know, sure, they don't want to lose money,  
11 but they don't want to hurt all the consumers  
12 in California is my personal belief. So I  
13 think something needs to be done starting  
14 with no cost opt-out, communities being  
15 allowed to opt out such as Sebastopol. Thank  
16 you.

17           ALJ YIP-KIKUGAWA: Thank you.

18           (Applause)

19           ALJ YIP-KIKUGAWA: James Bennet  
20 followed by Mike Dunlap.

21           STATEMENT OF MR. BENNET

22           MR. BENNET: James Bennet, Sonoma  
23 County. As our instincts have told us and  
24 our research will confirm, it shames me to  
25 say that we find ourself in the midst of an  
26 enormous oppression. It is UN Agenda 21  
27 sustainable development, and it very much  
28 pertains to the subject matter that we are

1 here today for. Its local implementation NGO  
2 was ICLEI, International Council for Local  
3 Environmental Initiatives. This NGO was  
4 tasked with implementing the action plan that  
5 is Agenda 21 on a local level.

6 PG&E is a documented stakeholder and  
7 a public private partner in this globalist  
8 oppression. Smart meters are an enormous  
9 part of a municipal framework that provides  
10 for our containment, our surveillance, where  
11 our actions, our consumptions, and our  
12 limited mobility are actually reduced to a  
13 commodity to be granted by and reconciled  
14 through the state.

15 Now, the fact that the amount of  
16 physical ailments that come from these smart  
17 meters could fill two pages in small print is  
18 not a secret. Documents have been uncovered  
19 that lead us to believe that our government,  
20 who is complicit in this oppression, is more  
21 than mindful of it. And this chapter should  
22 be about our all redefining what us and them  
23 really means. It's not about rich or poor or  
24 left or right. I would suggest that as hard  
25 as it is we try not to reside in fear, which  
26 is the frequency of oppression.

27 ALJ YIP-KIKUGAWA: Thank you.

28 MR. BENNET: And to stand up for the

1 highest version of ourselves that we can.  
2 And we stand in dissent.

3 ALJ YIP-KIKUGAWA: Off the record.

4 (Off the record)

5 ALJ YIP-KIKUGAWA: Back on the record.

6 Mr. Dunlop.

7 (No response)

8 ALJ YIP-KIKUGAWA: Nancy Hubert. That  
9 will be followed by James Haig.

10 STATEMENT OF MS. HUBERT

11 MS. HUBERT: Hi. Partially I'd just  
12 like to say that I'm in agreement with pretty  
13 much everything that's been said here today  
14 and have experienced it myself. And like  
15 most here I believe no one should have to pay  
16 to have something removed they never wanted  
17 in the first place. Also John Eder, who is  
18 one of the city council members in Sebastopol  
19 was planning on being here and couldn't make  
20 it because of illness today. So he called  
21 and asked that I convey what he has to say.

22 First of all, that he stands with  
23 our Sebastopol mayor and our council members  
24 who spoke today at the beginning of the  
25 meeting and that he thinks the entire City of  
26 Sebastopol should be able to opt out as a  
27 community. And of course by -- of course not  
28 just Sebastopol should be able to opt out.

1 Those were his words. And at a minimum there  
2 be a no-cost opt-out and there be shielding  
3 for apartment dwellers.

4 So I really think what we need to  
5 talk about are community-wide opt outs. And  
6 in fact, I think we should just scrap the  
7 whole program. It's just hurting too many  
8 people.

9 (Applause)

10 ALJ YIP-KIKUGAWA: Thank you. James  
11 Haig followed by Daina Davis.

12 (No response)

13 ALJ YIP-KIKUGAWA: Is Daina Davis here?  
14 John Mock. And he will be followed by Alex  
15 Stadtner.

16 STATEMENT OF MR. MOCK

17 MR. MOCK: I'm John Mock of Sebastopol  
18 with something completely different. I'm  
19 here to talk about alternatives to the  
20 current smart meter program which I hope will  
21 work well with apartments. I speak as a  
22 computer professional who has had the exact  
23 e-mail address since 1969 and watched  
24 Stanford make its first network connection to  
25 MIT. I've dealt with amateur radio licenses  
26 for 20 years, and I am required by the FCC to  
27 be knowledgeable about power lines. I do  
28 hardware design as well as networking and

1 systems programming. This is a wide link  
2 project, and I brought the development along  
3 to give you an idea of the size and cost of  
4 such equipment.

5 Most people who are sensitive to  
6 radio emissions don't use wi-fi and probably  
7 use a direct connection to the net most  
8 likely via ethernet. This can be done with  
9 shielded cable producing no measurable  
10 emissions. My proposal is simple, to offer a  
11 smart meter with an optional internet port.  
12 A card like this is all that it takes to do  
13 the job. It just plugs in. It costs about  
14 \$4. The connector is about 1. So let's  
15 offer a smart meter which includes an  
16 optional internet port.

17 If a smart meter detects internet  
18 while the cable is plugged in it sends  
19 reports via the internet rather than by  
20 radio. The smart meter radio is then only  
21 used as a backup. A board like this from --  
22 the internet -- I'm sorry. No RF emissions  
23 for those who are sensitive. And the power  
24 company will still get its reports without  
25 meaningful delay. But wait. We could have  
26 an even smarter meter that could function for  
27 emergency communication if it has, for  
28 example, a battery backup or a plug for an

1 external battery.

2 ALJ YIP-KIKUGAWA: Okay. Thank you.  
3 Thank you very much.

4 ALJ YIP-KIKUGAWA: Alex Stadtner  
5 followed by Kathleen Emery. S-t-a-d-t-n-e-r.

6 (No response)

7 ALJ YIP-KIKUGAWA: Okay. Kathleen  
8 Emery.

9 (No response)

10 ALJ YIP-KIKUGAWA: April Hurley. Dr.  
11 Hurley?

12 (No response)

13 ALJ YIP-KIKUGAWA: Jeffrey Fawcett.  
14 Layna Berman. Cairian Mercier.

15 (No response)

16 ALJ YIP-KIKUGAWA: Linda Berg.

17 STATEMENT OF MS. BERG

18 MS. BERG: My name is Linda Berg from  
19 Sebastopol. And I want to thank you all for  
20 being here and doing --

21 UNIDENTIFIED SPEAKER: Speak up.

22 MS. BERG: I want to thank the  
23 audience, the public here for doing what it  
24 has done to bring this issue to become an  
25 issue because what it is of course is  
26 corporate governmental tyranny. And I thank  
27 you for organizing. We need to continue to  
28 organize. We need to speak up more. We need

1 to network ourselves.

2 ALJ YIP-KIKUGAWA: Excuse me.

3 Off the record.

4 (Off the record)

5 ALJ YIP-KIKUGAWA: On the record.

6 And you may finish, but please  
7 remember that these are comments that are for  
8 the Commission. This is not a forum for you  
9 to be inciting the audience or directing the  
10 audience.

11 UNIDENTIFIED SPEAKERS: We are the  
12 public. We're already incited.

13 MS. BERG: It's only because there's  
14 been no meaningful conversation with the  
15 public community -- the Public Utilities  
16 Commission, and I'm addressing the public.  
17 The public needs to, as other people have  
18 said, take back their power. You need to  
19 speak up. Thanks to some of you and many of  
20 you, I don't have a smart meter in my 60 unit  
21 apartment complex because you in Sebastopol  
22 have already refused to --

23 UNIDENTIFIED SPEAKER: We have a large  
24 audience. Can you speak to the camera.

25 UNIDENTIFIED SPEAKER: Sit down.

26 MS. BERG: Well, I don't want to turn  
27 my back to the audience because, you know,  
28 because it is all about you and us.

1 UNIDENTIFIED SPEAKER: Thank you.

2 MS. BERG: I encourage you to write  
3 letters to the papers and to go on radio and  
4 to continue being active against this. We  
5 need to take back our power. Thank you for  
6 being here.

7 (Applause)

8 ALJ YIP-KIKUGAWA: Cheryl Case followed  
9 by Berry Gordon. Cheryl Case? Berry Gordon?  
10 Gala Gordon?

11 (No response)

12 ALJ YIP-KIKUGAWA: Patricia Dines.

13 STATEMENT OF MS. DINES

14 MS. DINES: Hello there, Judge. Thank  
15 you very much for coming today. I feel like  
16 there are so many people who have been  
17 suffering and crying out to be heard. I'm  
18 really grateful for this chance to speak to  
19 you today. I really hope you'll take to  
20 heart the things that are being said. I know  
21 there are many other people who feel these  
22 things.

23 At this time I'd like to make these  
24 key points. Firsts of all, I object to any  
25 fee being charged to choose meter type either  
26 as a set up fee or an ongoing fee. Just to  
27 ask the question how to pay the opt-out  
28 program is to lead to certain answers. I



1 don't think it's the right question. I think  
2 what we pay now already pays for analog  
3 meters and meter readers. That is already  
4 being paid for. The new kids on the block  
5 are the smart meters. Therefore, it's the  
6 people who want the smart meters who should  
7 be paying for this new technology starting  
8 with PG&E. If they don't see the benefit of  
9 paying for the technology, they shouldn't  
10 install it. I don't want the technology. I  
11 shouldn't have to pay.

12           If business wants smart meters, then  
13 they can opt in with informed consent on the  
14 risks of the technology. It's astonishing to  
15 me that this technology was implemented.  
16 PG&E is a monopoly. It has a special  
17 responsibility to protect our safety and not  
18 force us to be exposed to dangerous  
19 experimental technology. True choice  
20 requires no fees. And the barrier of fees is  
21 not true choice.

22           I'm in a special situation where  
23 I've got my neighbors' meters on the wall. I  
24 pay an opt-out fee. They can't afford an  
25 opt-out fee. So I think we also have to have  
26 provision that if one person in an area opts  
27 out, everyone else can opt out for no  
28 additional fee. I think the real solution is

1 we need to have a moratorium on installation  
2 of these smart meters, perhaps even pulling  
3 them back until they have been proven to be  
4 safe. If we don't do that then we at least  
5 need to have the ability to opt -- if we  
6 don't do that we should opt in, have an  
7 opt-in program where people choose if they  
8 want to be exposed. If we don't do that, we  
9 need to have an opt-out program without fees.  
10 And there needs to be a provision for groups  
11 of people to opt out with only one fee or one  
12 person to opt out and the neighbors get to  
13 opt out at an additional fee, and for  
14 communities to opt out. Right now we feel  
15 powerless because we are not given choice.  
16 Democracy requires choice, and monopoly  
17 requires choice. Thank you very much.

18 ALJ YIP-KIKUGAWA: Thank you.

19 (Applause)

20 ALJ YIP-KIKUGAWA: Lynne Sayler. Lynne  
21 Sayler.

22 (No response)

23 ALJ YIP-KIKUGAWA: Then that is end of  
24 the people who have signed up to comment.

25 I want to thank all of you for  
26 coming up here. I know many of you made the  
27 trip up here from far away. And I do  
28 appreciate that you did take the time to come

1 out here. And thank you very much.

2 KAREN: I was under the impression that  
3 I was the last speaker.

4 ALJ YIP-KIKUGAWA: Are you Ms. Sayler?

5 KAREN: I didn't hear.

6 ALJ YIP-KIKUGAWA: I'm sorry. Why  
7 don't you come up.

8 KAREN: I was told by the lady at the  
9 desk that I was No. 100.

10 ALJ YIP-KIKUGAWA: Please, since I  
11 don't have your name on here you will need to  
12 give your name and also spell your last name.

13 STATEMENT OF KAREN

14 KAREN: My name is Karen. I came from  
15 Santa Cruz today. And since the smart meters  
16 have been installed in my apartment  
17 complex --

18 UNIDENTIFIED SPEAKER: Speak into the  
19 mic, please.

20 KAREN: Since the smart meters have  
21 been installed in my apartment complex, which  
22 is a complex of 13 buildings, each building  
23 having 26 meters on the end of each building.  
24 And so I experienced health problems, racing  
25 heart that wakes me up in the middle of the  
26 night with my heart pounding so high that it  
27 literally jarred me awake. I have from time  
28 to time constant and persistent low grade

1 headaches. [Inaudible] and I don't like  
2 having my mind including having to have my  
3 mind challenged by headaches. I've never  
4 been a person that had headaches before.  
5 That's very uncomfortable to me.

6 I've been talking to students at the  
7 college that I go to, and they are very  
8 concerned about the G4, you know, new towers  
9 and the antennas. And that's impacting our  
10 health as well. And they're connecting the  
11 towers and the antennas for the smart meters.

12 I have listened to different  
13 professors speak about the way PG&E has  
14 managed businesses before mentioning that one  
15 of the nuclear power plants was retrofitted  
16 in the opposite way it was supposed to have  
17 been retrofitted. So everything went the  
18 other way because the contractors did not  
19 know how to read the blueprints correctly. I  
20 think that's very serious.

21 Daniel Hirsch and Arnie Gundersen  
22 talked about the nuclear power plants and the  
23 way PG&E has managed those. And I recently  
24 got part of my bill saying that they were  
25 going to be increasing the fees \$1.282  
26 billion and that part of that was going to be  
27 \$200 million for the power plants.

28 ALJ YIP-KIKUGAWA: Thank you.

1           KAREN: Yeah. So other students at my  
2 school, back to this.

3           ALJ YIP-KIKUGAWA: All right. No.

4           KAREN: They're having problems  
5 understanding --

6           ALJ YIP-KIKUGAWA: Thank you very much.

7           Off the record.

8           (Off the record)

9           ALJ YIP-KIKUGAWA: Back on the record.

10           Again, thank you very much every one  
11 for coming. I appreciate your sitting here.

12           This hearing is adjourned, and we  
13 are off the record.

14           (Whereupon, at the hour of 5:53  
15 p.m., this public participation hearing  
was concluded.)

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BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE  
STATE OF CALIFORNIA

Application of Pacific Gas and	)	
Electric Company for Approval of	)	Application
Modifications to its SmartMeter™	)	11-03-014;
Program and Increased Revenue	)	A.11-03-015;
Requirements to Recover the Costs of	)	A.11-07-020
the Modifications. (U39M)	)	
	)	
And Related Matters.	)	
	)	
	)	

**CERTIFICATION OF TRANSCRIPT OF PROCEEDING**

I, Thomas C. Brenneman, Certified Shorthand Reporter No. 9554, in and for the State of California do hereby certify that the pages of this transcript prepared by me comprise a full, true and correct transcript of the testimony and proceedings held in the above-captioned matter on December 20, 2012.

I further certify that I have no interest in the events of the matter or the outcome of the proceeding.

EXECUTED this 20th day of December, 2012.

-----  
Thomas C. Brenneman  
CSR No. 9554