

**Shawna Senko**

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**From:** Diane Goldberg <digoldberg@bellsouth.net>  
**Sent:** Tuesday, December 31, 2013 10:19 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Cc:** anthony.westbury@scripps.com  
**Subject:** Comments for Docket# 130223

Dear Commissioners,

I am writing in reference to Docket# 130223. I am an FP&L customer who has already changed out my smart meter for an analog one. I think this petition by FP&L should be put on hold until a long-term study on the health effects of the smart meters' non-thermal effects of radio frequency radiation, also known as electromagnetic radiation can be fully evaluated. As it is a health concern, all customers should be given the FREE option of opting out. There should not be a charge to change the meter or a monthly charge for not being a part of the smart meter grid. We should have been given the choice before they purchased the system and changed out most meters to the smart meters without our permission, which we the customers have paid for. Most of us will be effected by the long-term use of the smart meters, but some people are sensitive to the radiation & are being effected even now. Most of these people don't know what's causing them to feel so sick. What happens to the multi-family dwellings? How does someone with 10 to 100 meters behind their wall "opt out"? FP&L would have to be required to change out all the meters on the whole building. What happens to the residents that are getting sick from their neighbors meters or the associated equipment outside their unit on the poles? These issues must be studied & addressed before you can consider letting FP&L charge us to safeguard our own health. Those opting out want to retain or get analog meters and do not want a non-communicating meter (digital). (This is important as California found that the digital meters were still making people sick because of the dirty electricity it produced on their home electrical lines.) Just like smoking & second-hand smoke doesn't effect everyone, it's still a carcinogen, which though available, is not only frowned upon, it's strictly regulated. The radiation from smart meters should be studied before we allow it's carcinogen effects start making people sick. The electro-magnetic radiation in cellphones are known to be carcinogenic & users have been told to use headphone to keep the cellphones away from their heads as much as possible. The smart meter grid is like using a cellphone 24 hours a day, every day of your life. Shouldn't this be studied more first?

The smart meters cost approx. 5 times more than the analog and their estimated useful life is half. They require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees, etc.) than analogs. The cost is far greater. Weather events will cost more as there is now additional sensitive communication equipment that can be damaged and will need replacement. FP&L has not proven that smart meter systems are cheaper.

As FP&L admitted in Docket # 130160, smart meters stop communicating. FP&L needs a method to get the smart meters read that don't work properly. FP&L could use the same programs to get the manual meter reads in for the opt outs. They don't need to write separate programs.

There is PLENTY of precedent of services performed for "some" customers and not "all" and no fee is charged. Examples, 1) Spanish translations of materials, customers service, 2) brail bills, 3) TDDY services for the deaf, 4) home energy audit.



Monthly manual meter reads are not required for those opting out. FP&L could do one of two things. Either do estimated billing based on history or have the customer submit their own meter reading. Once a year FP&L should be coming out to all customers (regardless of which meter they have) to inspect their equipment on our property to make sure it is in good working order. They could do a meter reading at that time to verify that the customer was doing proper readings. There is no need for monthly charges.

It is my human & civil right not to subject myself to this biologically active agent that could make me ill.

The study I would like to have done on the effects of the radio-frequency radiation should be per millisecond out-pulsing (spikes). To average the radiation over a minute's time is to lie about the amount of radiation output. Radiation has an accumulative effect & over time can do considerable damage. Compare it to a dentist's x-ray. It only takes milli-seconds to make the x-ray, but the dentists or the technicians leave the room so they don't get the accumulative effects from the many x-rays they take daily though they say it's safe for their patients. FPL is asking you to let them radiate it's customers a minimum of six times a day when they out-pulse & spike their information as well as throughout the day to maintain its grid-network, though possibly at lower rates of radiation. Please require FPL to send a written notice to all their customers.

- 1) Telling customers that the smart meters do use radio frequency radiation to send information & they are optional. The option should be at NO charge to their customers.
- 2) Telling customers that on homes built before (give a specific date), that their wiring to the meter box may need to be checked because it may not be compatible with the new meter & therefore could cause a fire. Also letting the customers know that the customer is responsible for the wiring. Require FPL to remove the smart meters on buildings where the wiring is not compatible & not allow any smart meters to be installed until/unless the wiring is compatible.
- 3) Please make having a smart meter voluntary, with no installation charge or monthly cost difference between customers who have & those who don't have the smart meters.
- 4) Please require FPL to keep analog meters in stock at all times for replacement needs & new installations as they may become needed.

I do not wish to be subjected to radiation where ever I go. Rich or poor, we all will be subjected to the grid-network. Please also require FPL to prove its cost savings. The cost of all this new equipment, maintaining the network, power costs & security issues may end up costing more than the man power to read the meters. Unemployment is a BIG issue in Florida, thanks to the smart meters FPL wants to add to it.

Diane Goldberg  
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Port St Lucie, FL 34986  
772 343-8666  
[digoldberg@bellsouth.net](mailto:digoldberg@bellsouth.net)



**Shawna Senko**

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**From:** Office of Commissioner Brown  
**Sent:** Tuesday, December 31, 2013 10:24 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Comments for Docket# 130223

Please place the correspondence below in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-El.

Thank you,  
Terry

*Ms. Terry Holdnak*  
*Executive Assistant to Commissioner Julie I. Brown*  
*Florida Public Service Commission*  
*2540 Shumard Oak Boulevard*  
*Tallahassee, FL 32399-0850*  
*[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)*  
*(850) 413-6030 (Office)*  
*(850) 413-6031 (Fax)*

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

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**From:** Diane Goldberg [mailto:[digoldberg@bellsouth.net](mailto:digoldberg@bellsouth.net)]  
**Sent:** Tuesday, December 31, 2013 10:19 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Cc:** [anthony.westbury@scripps.com](mailto:anthony.westbury@scripps.com)  
**Subject:** Comments for Docket# 130223

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Diane Goldberg  
6740 NW Volucia Drive  
Port St Lucie, FL 34986  
772 343-8666  
[digoldberg@bellsouth.net](mailto:digoldberg@bellsouth.net)



**Shawna Senko**

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**From:** Terry Holdnak  
**Sent:** Tuesday, December 31, 2013 8:23 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Fwd: no digital meter!!; no Smart Meters

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)*

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## Shawna Senko

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**From:** Suzanne Eovaldi <[wheatergirl73@aol.com](mailto:wheatergirl73@aol.com)>  
**Sent:** Tuesday, December 31, 2013 7:35 AM  
**To:** Terry Holdnak; [cathy.kendall@dot.gov](mailto:cathy.kendall@dot.gov)  
**Subject:** Fwd: no digital meter!!

Suzanne Eovaldi  
[wheatergirl73@aol.com](mailto:wheatergirl73@aol.com)

-----Original Message-----

From: Suzanne Eovaldi <[wheatergirl73@aol.com](mailto:wheatergirl73@aol.com)>  
To: heidi.ellenberger <[heidi.ellenberger@fpl.com](mailto:heidi.ellenberger@fpl.com)>  
Sent: Tue, Dec 31, 2013 7:10 am  
Subject: no digital meter!!

I'm a human being, I've lived 78 years/my husband and I adopted a 6 wk old infant from the Chgo Catholic Orphanage and reared her/she's a lovely young woman rearing her own family now/they have 6 children, 4 boys in Illinois colleges & universities/ I stood on my feet for 30 years teaching young people/My father was an Illinois Appellate and Illinois Circuit Judge, 62 yrs an IL attorney; his brother, my Uncle was a Circuit Judge also, and long time atty/his son my cousin is a law professor emeritus from Northwestern/I don't deserve to be treated like this/ I DO NOT want any digital meter/I have a right to my own analog meter/now FPL is trying to pressure me and doubletalk me into getting rid of it/our action network is telling me what is going on/I can not have some device on my house that microwaves me 24/7/I'm just getting my health back to semi normal/I can't take this any more!!/ I do not want a Smart Meter, nor the lesser alternative, also a digital meter/when I sit on my pool deck I can hear my neighbor's dangerous device ticking and clicking all of the time/this is terrible/SE

Suzanne Eovaldi  
[wheatergirl73@aol.com](mailto:wheatergirl73@aol.com)

## Shawna Senko

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**From:** Suzanne Eovaldi <[wheatergirl73@aol.com](mailto:wheatergirl73@aol.com)>  
**Sent:** Tuesday, December 31, 2013 7:34 AM  
**To:** Terry Holdnak; [cathy.kendall@dot.gov](mailto:cathy.kendall@dot.gov)  
**Subject:** no Smart Meters

in re Docket No. 130223-El.

I do not want my analog meter removed, and I do not want any Smart Meter installed, or any other non Smart Meter digital danger device put on my house!!/Please, you, Commissioners Brown, Edgar, Graham, Brise, and Balbis all work for us the customer, consumer, taxpayer, and do not work for the utility companies or FPL!! I am 78 years of age, and am recovering from a serious immune condition that requires me to keep my environment neutral! I do not want to be microwaved 24/7 by the dangerous digital meters be they SMs or other digital meters/ I am a human being. The government and its partners in this debacle, the Utilities of Florida, should not force these devices on us, nor should we be charged punitive fees to make us change over!!/Stop punishing us. No SM opt out fees and monthly charges. I am pleading with you: protect the health and privacy of the people who are paying your salaries!! Thank you so much. May you ensure that we have a SAFE and PRIVACY protected Happy New Year!! thank you Suzanne Eovaldi  
[wheatergirl73@aol.com](mailto:wheatergirl73@aol.com)



**Shawna Senko**

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**From:** parentsof9@comcast.net  
**Sent:** Monday, December 30, 2013 12:16 PM  
**To:** Records Clerk  
**Cc:** Office Of Commissioner Graham  
**Subject:** comments for docket # 130223

Members of the Public Service Commission.....please note that I am against SMART METERS and I oppose any charges or TARIFFS for those who refuse to allow a smart meter placed on their residence. May I remind you, that it is my tax dollars that pay your salary and that you are in your respected office to represent me, not the Power Companies.....therefore, I urge you not to follow staff recommendations i.e. No charges to customers who do not have Smart Meters. I also want to retain an analog meter and not another type of meter. The Utility Company has historical records of usage and could bill monthly accordingly and then every 6 months have the meter actually read OR the user could submit the reading monthly and have the utility company read the meter annually or when service is discontinued, whichever comes first.....

Kathy Bolam 941-408-0013  
131 Flamingo Rd.  
Venice, Fl. 34293

**Shawna Senko**

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**From:** Baldwyn English  
**Sent:** Monday, December 30, 2013 11:22 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket #130223  
**Attachments:** Docket # 130223 - Final Comments; Comments for Docket # 130223; Comments for Docket # 130223; Comments for Docket #130223; Comments for Docket # 130223; Comments for Docket # 130223; {BULK} Comments for Docket # 130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.



## Shawna Senko

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**From:** Marilynne Martin <mmartin59@comcast.net>  
**Sent:** Monday, December 30, 2013 1:49 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Cc:** Senator Bill Galvano; flores.antires@flsenate.gov; garcia.rene@flsenate.gov; Jose.Diaz@myfloridahouse.gov; Mike.LaRosa@myfloridahouse.gov; Detert Senator Nancy; doug.holder@myfloridahouse.gov; BRILL.VICTORIA; JR Kelly; Christensen.patty@leg.state.fl.us  
**Subject:** Docket # 130223 - Final Comments  
**Attachments:** Final Comments to FPSC on Docket 130223-EI .doc; vermont Opt Out Letter.pdf

Attached please find my final comments regarding Docket # 130223, Florida Power & Light "Petition for approval of optional non-standard meter rider"

Thank you.

Marilynne Martin  
Venice, FL

Marilynne Martin  
420 Cerromar Ct Unit #162  
Venice, FL 34293  
941-244-0783

December 29, 2013

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

**Re: Docket 130223-EI – Final Comments on FP&L's Petition for approval of optional non-standard meter rider – Addressing Staff's Recommendation**

Dear Commissioners,

I am writing to comment on Docket 130223-EI and request these comments be considered before your 1/7/14 meeting as well as be placed **once** on the public record for this docket in a timely fashion.

I have reviewed the tariff petition filed by FP&L, the data requests sent by Staff to FP&L and FP&L's responses and the Staff's Recommendation Report. I will present below why the Commission should not approve the FP&L petition or the Staff's recommended revisions. As I have previously stated in my letters submitted to the Commission on the Smart Meter Workshop on September 20, 2012 as well as this docket in letters dated September 23, 2013 and November 22, 2013 (appearing in the consumer correspondence on the docket file), I object to any fees to retain my current analog meter. Justification of costs have not been made by FP&L or properly analyzed by Staff and significant issues are still unresolved. The Commission should set this tariff on hold and set up full evidentiary public hearings to address the issues presented by consumers as to cost, health and privacy and fully investigate the costs being presented by FP&L.

Staff's recommendation:

Staff claims they did a proper review of FP&L's filing and has recommended a slight change to the request:

One Time Enrollment Fee:

	FP&L	Staff	Comment
Customer care	\$11.30	\$8.06	(1)
Field Visit	\$77.06	\$77.06	(2)
Meter testing	\$5.00	\$5.00	(3)
Meter reading Workflow	\$11.98	\$4.79	(4)
Total	<u>\$105.34</u>	<u>\$94.91</u>	(5)



Monthly Recurring Costs:

	FP&L	Staff	Comment
Unrecovered up front costs	\$7.14	\$4.65	(6)
Manual Meter read	\$6.81	\$6.81	(7)
Meter Read OSHA & Vehicle	\$0.05	\$0.05	(7)
Billing & project Support	\$0.40	\$0.40	(8)
Collections & Disconnect	\$0.45	\$0.45	(9)
Physically Investigate Outages	\$0.10	\$0.10	(10)
Project Mgmt Costs	\$0.95	\$0.95	(11)
Total	<u>\$15.90</u>	<u>\$13.41</u>	(12)

- 1) Staff has reduced the number of customer care representatives after year 2. They justify this recommendation with the following statement:

“Staff believes the four customer care employees would be fully utilized only during the initial program set up period. After the initial enrollment period, the level of effort to support the opt -out program is expected to decrease. Staff suggests FP&L will need four customer care employees the first two years and the next three years only one employee.”

Although FP&L clearly states that the initial enrollment period (for which the bulk of the activity covered under this charge) is no more than 3 months (January 2014 to March 2014) as customers will either accept a smart meter or be charged a fee, staff has determined the enrollment period to be 2 years and based their adjustment on this 2 yr period with NO justification. If Staff believes that staffing after the initial enrollment can be accomplished with one customer care employee than why is the adjustment not made to allow 4 employees for 3 months and one thereafter? Where did staff get 2 years? Why didn't staff request FP&L to submit the estimated opt out transactions by month for the 3 year period for which FP&L was seeking costs? Wouldn't such data be needed to properly analyze this workload and justify the assumptions?

In addition, FP&L stated that customers would have the option to use a web-based service as opposed to using customer service. Customers who use the web service should get a reduced upfront fee that excludes the \$6.21/call cost. If they didn't cause the cost they shouldn't pay for it. Have two fee schedules, one for self-service and one for customer assistance in enrollments.

- 2) FP&L has stated in their filing and answers to Staff data requests that there are 24,000 customers on their “postpone list” and an additional 12,000 that have either barricaded their meter or refused access to their property to install a smart meter (I think it is safe to assume these people do not want the meters). So there are a total of 36,000 customers who have their old analog meter. FP&L also states in response to Question 10 of the first set of



Data Requests "Customers under the NSMR tariff will keep their current meters". Why hasn't the Staff challenged this portion of the upfront fee for the initial enrollment period? FP&L is stating that during the initial period this cost will not be incurred. If they are allowing customers to keep their current meter than a field visit to install a non-communicating meter is unnecessary and this portion of the costs should only take effect AFTER the initial enrollment period and only when FP&L is required to remove a smart meter and replace it with a non-standard meter. No one should be charged this fee in the initial enrollment period since FP&L did not alert its customers in their smart meter deployment communications that there was a postpone list. Many customers believe there was no choice. It is only fair that customers, who want to refuse a smart meter during January-March 2014, the initial enrollment period, should do so without charge. April 2014 and thereafter, if a customer wants to change their choice of meters, the charge would be appropriate as FP&L would actually incur costs to swap out the meter. Such charge should be made for ALL swap outs whether it is a change from analog to smart meter or smart meter to analog. That is truly keeping with FP&L's assertion that all costs should be born by the "cost-causer". By Staff not properly addressing this component of the upfront fee they are in a sense condoning fraud. FP&L will not need to visit my premise but they will be charging me for it. In the future FP&L may be swapping out analogs for smart meters and not charging the 'cost causer'. They state in their responses that they do not intend to charge a customer for a field visit to install a smart meter who calls for new service but has an analog meter on their home. However, if a new customer calls and has an analog on there home and doesn't want a smart meter, they will pay this charge even though FP&L does not have to come out a put an analog on the home. How does this make sense? How does this follow a charge the "cost causer" principle? I need a drink or Staff needs to stop drinking.

- 3) FP&L claims they will need to test the non-standard meters once every three years. I am not sure if this testing was performed in the past, as I have never seen anyone at my meter performing a test. How will the customer be assured his meter is being tested? The best way is for the Commission to allow the cost but only charge the \$15 when that service is performed. This could be included in the tariff and will ensure that if FP&L does not test your meter you will not be paying for something that did not occur.
- 4) FP&L claims that it will need to incur additional costs to change the workflow for meter readers. FP&L started their "postpone" list, by its own admission, sometime prior to August 2010. They are calculating 2 transactions – an "establish" and a "remove". During the initial enrollment of this non-standard meter there is nothing to "remove" and we have already been "established". This fee should not apply to the initial enrollees. It may have some validity after the initial enrollment.
- 5) Although both the Staff and FP&L state they believe in charging the "cost causer" for incremental costs they fail to review the proper NET incremental costs. Not one question was raised by Staff to explore what the variable costs to the standard service are and what costs would be avoided and not incurred for the 12-40 thousand customers that may elect to opt out. One such obvious item is the cost of the smart meter itself. If I am told I am keeping my old meter than FP&L does not have the cost of new smart meter. It is improper accounting to consider only the cost incurred to set up a non standard meter system and not consider the variable costs that will not be incurred because the customers did not take a smart meter.



- 6) Staff has reduced the non-recovered up front costs by requiring a 5 year amortization versus a 3 yr. But staff has never explored the validity of those costs. In Docket # 130160 FP&L revealed that approx. 6K smart meters have failed to communicate after installation. If the meter is unable to wirelessly transmit the reading to the Company then someone is going to have to go out to read that meter or estimated charges need to be made in order to bill for the service. I am a CPA with significant experience with developing billing systems and front ends. No billing system is built for one scenario, there is always various work arounds built in as you never know what is going to happen. FP&L is attempting to recoup some of its costs through this tariff that it would have incurred anyway. When there is a glitch in the smart meter for whatever reason will FP&L be utilizing (piggybacking) on any of these systems or meter readers they are building and charging the NSMR for? How are they billing the 6000 customers exposed under Docket # 130160 today? How are/were they planning to bill and service the customers that they admitted they have not yet deployed smart meters to in the Miami Dade area (see response to First set of data Requests, Question 2)?

The bulk of the upfront costs that is being amortized are for system changes, approx. \$2 million. In addition, FP&L is claiming they need more handhelds without explaining where all the old ones went. Regarding the system changes I cannot do a proper analysis because the contract is secret and was held from public view as "confidential". But \$2 million could be compared to 10-15 full-time programmers for a year. They must have hired the same firm that the Secretary of Health hired for the Obamacare website. There is just not that much code to write to justify that cost. You do not need a whole separate billing system, just a front end to get the readings in. You need just one empty field in your system/program to use to flag the customers and most big companies have such fields available. FP&L should already have developed most of what's needed to accommodate smart meters that fail to work, emergency situations and transitional circumstances such as Miami Dade. This cost is just an attempt to retrieve additional revenues and to keep the cost of opting out as high as possible to ensure that the 40K who do not want the smart meter is dwindled down to the 12K who are fortunate, like I, to be of sufficient financial means to afford it.

- 7) The cost of someone coming to your home to read a meter is a legitimate incremental cost. What the Staff failed to explore is whether it was a necessary cost. What are the alternates? It is not necessary to have a monthly meter read. I went 11 years not having a monthly read of my gas meter (located in the basement) in NY because of my work schedule. The company estimated the bill, asked for customer readings and once or twice a year I had to set up an appointment for an actual read by the gas company. It worked fine. There are two alternatives to avoid this charge but the Staff never explored them. Alternative # 1 is to have the customer submit manual self reads to FP&L with a once a year meter read visit to ensure no foul play or submit digital photos of the meter to verify the readings. Alternative # 2 would be to put the customer on estimated readings based on history with a once a year manual meter visit. I would contend that the once a year visit should not be charged. FP&L is placing their equipment on customer's property. It is their duty to ensure that such equipment (whether it be a smart meter or a NSMR) is in good working order and should be as a matter of routine physically inspected annually. The verification of the customers reading can be taken at this time at no costs or minimum cost. Since the inspection should be for all meters (smart or NSMR) there would be no "cost causer".

- 8) This cost appears out of line. FP&L intends to have an initial enrollment period of Jan-March 2014. After that date the project is over and complete, yet they have continuing staff requirements for years.
- 9) This is where both FP&L and Staff talk out of both sides of their mouth. If you believe the "cost causer" should take the charge, not the whole customer base, then why would you support charging collection costs to all those choosing a NSMR? Why not propose a special collection fee for NSMR that go into collection? I understand that FP&L will incur costs to go out and disconnect a meter for non-payment since they will not be able to disconnect from the office like the smart meter. But why do compliant good paying customers need to bear the costs of nonpaying customers? FP&L should propose a charge for collection customers to cover their costs, not charge everyone.
- 10) One of the biggest fraud items with this "Smart Meter" stuff is the notion that sensors are needed on our homes to tell whether electricity is flowing or not. In my 30 years as a homeowner and electric utility customer I have never experienced ONE instance where my house did not have electricity but my neighbor did. The fact is that when electricity fails, it fails at the transformer level or substation level etc. – not at the individual home. If we have an electric failure I plan to stand by my meter and wait for the FP&L serviceman to come and check if my power was restored! This is stupid, as it will not happen. FP&L knows that when it gets the transformer fixed or whatever, the service will be restored to those homes. If they want they could revert to a charge like the telephone companies – "we will send a repairman out to check but if the problem is not our system and is in your inside wire you will be charged". This method is closer to FP&L and Staff's "cost causer" philosophy. If someone makes you come out because a circuit breaker in their home failed and they didn't check it – then charge them for their stupidity.
- 11) Staff thinks it is fine to hire a \$136K/yr. fulltime person to oversee what? I have run many projects for large companies in my career and this charge is a joke! Once the initial enrollment period of Jan-Mar 2014 is over, what is this person going to do for 40 hours per week? You expect customers to pay \$.95/month for someone to do what? Has FP&L provided any support as to the types of issues this person will handle? Has FP&L been asked to provide any projections to support the number of opt-outs they are anticipating after March 2014? I would like this job. It's like winning the jackpot and becoming the Maytag repairman.
- 12) In general, FP&L and Staff have purposely kept the cost of the opt out high (to eliminate some resisters who may be low income) by using the unsupported assumption that there will be 12,000 customers out of 40,000 that take the non-standard meter. The commission needs to understand that 40,000 do not want the smart meter and should instruct FP&L to submit the calculation using 40,000. If you consider the points above and the actual people who want to opt out, would that significantly reduce these costs? Yes it would. But the goal is to keep it high in order to discourage those to not disobey the State's wishes.

In addition, it is highway robbery to allow FP&L to put a smart meter on a home that has contracted for a NSMR and then continue to charge them up to 30 days for something they are not getting! FP&L should be required to have non-standard meters on all their repair trucks that service areas with customers selecting this service. If there is an occurrence where they have to put a temporary smart meter on the home, FP&L should be required by



tariff to prorate the monthly charge for the days where the non-standard meter was not on the home.

### **Cost Causers and Non-Standard Service**

Both FP&L and Staff use these terms in their documents throughout this filing. To an accountant, like myself, those phrases have meanings. But when you examine the past practice of the Commission you find it is just a game. Let me give you some examples. This list is not meant to be all-inclusive.

- a. Budget Billing – FP&L has a non-standard service for billing called Budget Billing. In order to offer this service, meant to help those who cannot properly manage finances and plan for bill fluctuations, FP&L needed to write programs and set up a process. Does FP&L charge a fee for this non-standard billing service? I could not find one on their website. So it can be assumed that all ratepayers paid for the costs of this nonstandard service. Can the Commission explain why it was determined that the “cost causers” should not pay for this service and such costs should be spread to all ratepayers?
- b. Spanish literature/Customer service – FP&L offers a special Spanish speaking customer service department as well as translates all of its materials into Spanish – including their Proposed Opt Out materials under this docket. FP&L does not charge for this non-standard material. Can the Commission explain why customers who are causing the cost (inability to speak English) are not charged a fee? Is the \$5000 included in the opt out costs really necessary – did FP&L even survey the 40K who refused to see if they need Spanish literature?
- c. Docket # 130160 is allowing FP&L to repair 400 customer meter enclosures that may be in need of replacement at no cost to the customer even though the rules state that the meter enclosures are the responsibility of the customer. Can you justify why all ratepayers are paying for the new meter enclosures of a few and why there was no fee levied to the cost causer in compliance with Commission rules?
- d. FP&L also offers special non-standard services to the blind and deaf at no additional fees. (Law may require this service. But the “State” often disregards the principle of “cost causer” when it wants to, doesn’t it?) Customers have written both FP&L and the Commission stating they were becoming ill from the EMF’s from the smart meter and some told you that they had pacemakers and other equipment and were advised by their doctors not to have a smart meter. Why is it the Commission does not have the same compassion for the electro-sensitive that it has for the blind and deaf? Are the electro-sensitive not covered under ADA and where was that matter addressed in Mr. Clemence’s Smart Meter Workshop Report? Did Staff consider or investigate a medical exemption? I have seen no evidence of it nor does the FCC prohibit such.
- e. Coming before the Commission is a recently filed Docket # **130286 -- Petition for approval of new commercial/industrial service rider by Florida Power & Light Company**. FP&L is asking permission that they can provide up to 50 special, secret (confidentiality agreements are required) pricing deals with large industrial customers. Will you throw cost causation principles out the window and approve it? What will



happen to these customers smaller competitors when you allow the big guys to use extortion to extract special deals? Will they be unable to compete with these "big guys" because Gov. Scott has given their competitors special tax breaks and the FPSC has given them special energy prices (or otherwise stated that the politicians and the regulators created an unlevelled playing field for their friends)? Weren't your original tariffs for commercial and industrial customers driven off of cost principles and wouldn't it be violating such principles to approve this petition for a special tariff by FP&L? I will watch it closely.

- f. In this current opt out filing; FP&L has clearly stated that if an individual buys a home that has an analog meter, after the original enrollment period, and they want a smart meter, there will be no charge. Even though FP&L will need to run a service tech out to that home, put on a new expensive smart meter and customer service reps will have to put that information into a system. There will be costs incurred, but the customer will not be charged a fee for that service visit. Per FP&L and Staff such costs should be charged to all ratepayers – under what principle?
- g. FP&L's current smart meter includes a second transmitter called a Zigbee. It adds considerable cost to the meter. Its only purpose is to interface with smart appliances and Home Energy Management Systems (HEMS). Why did Staff recommend, and the Commission approve, the costs for the inclusion of this transmitter in all smart meters? All seem to agree that such HEMS will not be required. Why are all customers paying for something they will not be using? Why weren't these types of meters (smart meters with zigbee chips) only deployed to those who take such services and appropriately charged to them as "cost causers"?

What I have found in my research is that when you obey the "State" and do what they want there is no penalty regardless of cost causation. But when you don't obey the State, there will be penalties and all applicable financial rules apply. Oh Brave New World, 1984 has arrived at last.

### **Other Corrections /Clarifications to Staff Recommendations Report**

1. Although Staff did ask the question in data request 1, question 10 to define 'non-communicating meter', FP&L failed to answer the question. They did not define what type of meter would be provided. This is a critical point that needs to be resolved. The Commission should look to California and Nevada who are ahead of Florida in this smart grid. The digital non-communicating meters continued to result in health difficulties for their customers. The non-Standard meter needs to be an analog meter and the tariff needs to specifically indicate what meter the customer is contracting for.

See Nevada <http://www.lasvegassun.com/news/2013/jan/09/nv-energy-customers-can-opt-old-style-meters/> and

California <http://lamesa.patch.com/groups/susan-brinchmans-blog/p/bp--puc-orders-pge-to-offer-analog-meters-as-smart-me4240b673a5>

2. Staff has not addressed the issue of multi-family dwellings. There is an issue of where such meters are located (banks of meters on one wall, affecting some residents more than others) as well as private property ownership. FP&L is stating that decision rests



entirely with their customer, not the property owner. The equipment is being placed on walls that may be jointly owned or owned by someone different than the customer. FP&L and the Staff need to address private property rights. FP&L has stated, "only the customer of record for a premise will have the option to elect the non-standard meter service for that premise" (petition, par 19). This violates private property rights. The owner(s) have the legal right to refuse the Network Management Equipment on their property. The Commission needs to address this issue before approving this tariff. The issue of the establishment of the Neighborhood Area Network was brought up at the Smart Meter Workshop and completely ignored by Staff and left unaddressed.

3. Data request 1, Question 3. FP&L claims they do not know what other utilities are doing and provides an incomplete record. For the record, this little citizen, cold e-mailed a Vermont group and within hours found out that Vermont, which has a legislative opt out, has a 4% opt out rate – see attached. I was surprised at first but the guy told me that they got the bill passed early and the activists stopped educating the public. Surveys say that most people don't know they even have a smart meter on their homes. FP&L is not planning to alert all customers to this new tariff. The Staff is also not requiring them to alert all customers, why? Were all customers alerted to Budget Billing when it was introduced? The Commission should require FP&L to communicate this new non-standard service to all customers. Many customers believe they do not have a choice and are unaware there is a "postpone" list since FP&L did not include that information in their deployment postcards they sent out to "current residents". Also owners of buildings who rent them out and may be the customer (include electric in the rent) are also unaware as "current resident" mail is not forwarded to owners of record who do not reside at the residence. Staff did not include an explanation as to why it is appropriate not to alert all customers of this new option.
4. FP&L states in response to second data request, question # 7 that "When the test year data was prepared in 2011, the company had less than 50 customers objecting to smart meters. Based upon the information available to FP&L at that time, the company did not plan for or project any costs associated with a non-standard meter." I believe this is not the complete truth, or stated differently it is a lie. If FP&L had no intention of offering a non-standard meter they would not have established a postpone list prior to **August 2010**. FP&L is an industry big wig and participates in many of the industry forums and groups. One such group is the Association for Demand Response and Smart Grid (see this where Ms. Barbara Leary from FP&L is an active participant on panels <http://www.demandresponsetownmeeting.com/agenda/>)

This same group issued a National Action Plan Communications Plan Umbrella in July 2011. My professional experience tells me this was created not overnight but over at least a 6-12 month period. The plan shows what the big guys decided to do to avoid the nightmare California saw when they tried to force the meters on the public. See page 24 where they write

"For customers who remain unconvinced, the utilities would do well to provide alternatives such as relocation of the meter or "organic" meters without radio transmitters. As these are likely to be a few customers with big voices, from a communications' perspective, it is better to recognize the fear is real and let them opt-out."

<http://www.demandresponsesmartgrid.org/Resources/Documents/NAP%20Docs/NAPC%20Action%20Guide%20Part%201%2011.07.07.pdf>



FP&L knew they would be offering an opt-out but chose to not include such plans in the rate case. The goal was to keep the 'resisters' quiet so the deployment could be done without many customers knowing. They did not want protests that would alert customers. The postpone option was also kept quiet to keep the number of 'resisters' to a minimum.

5. Staff's recommendation letter in Case Background states that a workshop was conducted to address customers concerns. This is also a LIE. Staff conducted an industry dog and pony show to pretend to address customer concerns. Staff conducted a workshop on September 20, 2012 and waited and held off their report until February 19, 2013 to allow FP&L to get nearer to completing their deployment. Staff's report shows no research occurring after the workshop – why 5 months to write minutes? I personally presented the multi-family dwelling issue. Did that issue appear in Staff's report or was it ignored? Ms. Deborah Rubin submitted 4 binders of health studies abstracts showing biological harm at levels way below the FCC guidelines. She requested that such data be given to the State Health Dept. for review. Today, such binders still sit on the floor of Staff's offices. How can Staff, with no health expertise, make any determination on such studies without enlisting the experts of the Health Dept.? Staff ignored all the data as if it was not presented to them in their February 19<sup>th</sup> Report. It may be true that the smart meters comply with FCC guidelines. But it is also true that per the Federal experts (EPA), the FCC guidelines are only testing and covering for thermal impacts (heating of tissue), they do NOT cover all effects (biological). Florida Statute 501.122, which charges the Florida Health Dept. with oversight of non-ionizing radiation, does not distinguish between thermal and non-thermal. It makes the Florida Health Dept. legally responsible for the entire health and safety of Florida residents (thermal or biological). Ms. Rubin's studies should have been addressed before the political science major, which worked for a lobbying firm who lobbies for industry, wrote the health section on the Smart Meter Report. And finally, privacy concerns were never addressed either. I dare you to find in the Report a definition or description of what Mr. Clemence means when he states, "hold customer data confidentially, except for regulated business purposes". Where are those "regulated business purposes" outlined?

501.122 Control of nonionizing radiations; laser; penalties.—

(1) DEFINITIONS.—For the purposes of this section:

(a) "Laser" means light amplification by stimulated emission of radiation, encompassing wavelengths above and below those in visual range, if produced by laser devices.

(b) "Laser device" means any device designed or used to amplify electromagnetic radiation by stimulated emission.

(c) "Nonionizing radiation" means electromagnetic or sound waves which do not produce or result in ionization.

(d) "Ionizing radiation" means gamma and X rays, alpha and beta particles, high-speed electrons, neutrons, protons, and other nuclear particles.

(e) "Department" means the Department of Health.

(2) AUTHORITY TO ISSUE REGULATIONS.—Except for electrical transmission and distribution lines and substation facilities subject to regulation by the Department of Environmental Protection pursuant to chapter 403, the Department of Health shall adopt rules as necessary to protect the health and safety of persons exposed to laser devices and other nonionizing radiation, including the user or any others who might come in contact with such radiation. The Department of Health may:



- (a) Develop a program for registration of laser devices and uses and of identifying and controlling sources and uses of other nonionizing radiations.
  - (b) Maintain liaison with, and receive information from, industry, industry associations, and other organizations or individuals relating to present or future radiation-producing products or devices.
  - (c) Study and evaluate the degree of hazard associated with the use of laser devices or other sources of radiation.
  - (d) Establish and prescribe performance standards for lasers and other radiation control, including requirements for radiation surveys and measurements and the methods and instruments used to perform surveys; the qualifications, duties, and training of users; the posting of warning signs and labels for facilities and devices; recordkeeping; and reports to the department, if it determines that such standards are necessary for the protection of the public health.
  - (e) Amend or revoke any performance standard established under the provisions of this section.
- (3) PENALTIES FOR USING UNREGISTERED LASER DEVICE OR PRODUCT.—
- (a) No person licensed to practice the healing arts, nor any other person, may use a Class III or a Class IV laser device or product as defined by federal regulations unless she or he has complied with the rules governing the registration of such devices with the department promulgated pursuant to subsection (2).
  - (b) Any person who violates the provisions of this subsection is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

6. Both FP&L and Staff are recommending that the 12,000 customers who denied access to their properties be automatically enrolled in the NSMR. There are no plans to notify them of the opt-out option. Does the Staff understand that FP&L did NOT alert people in their initial deployment communications that they had a Postpone List to begin with? So those customers did not know that they needed to call a number to get on the list. All 40K customers (those on the opt out list and those refusing access to the property) should be properly notified of this new tariff, as well as the rest of the customer base. They have rights too, no?

It is clear that the Staff and the Commission is in collusion with industry based on my observation and research over the past 18 months. Why else would FP&L start deploying smart meters in Sept 2009 a full 6 months before PSC Order 10-0153-FOF-EI that provided cost approval was made in March 2010? Did they have an inside fix? Why else would the commission require an annual report on a deployment and give no parameters for what must be included in that report? Note FP&L does not have to report its dismal usage of the promoted website that provides less than useful information on energy usage. Why else would the Commission also ignore the lack of promised cost savings in the last rate case and settle that rate case without the people's representatives' approval (OPC)? Why else would the Commission cover up the failure of these smart meters as presented in Docket #130160? Why else would the Commission (I am forecasting here) approve Docket #130286 and give special deals to large commercial customers while socking it the small businessman?

The Staff, again, has failed to do a proper investigation as noted in this letter. The Commission should not approve the Staff Recommendation. The Commission should close this Docket and open up another Docket to address the unresolved issues of smart meters in Florida regardless of the providing utility.

As the holiday season closes I am thankful to God for all I have achieved throughout my life. I am thankful for the financial resources to be able to opt-out of the ten meters behind my bed. Yes, I will reimburse my neighbors for the costs. They are all snowbirds and their heads reside far away from these meters. It will cost me \$950 upfront for ten meters and \$130/month. It is a price I am able to pay for protection of my health and maintaining privacy from "regulated business purposes", whatever that means. I am distressed about others without the financial means to opt out of their meters and possibly neighbor meters. I ask the Commissioners, Staff, FP&L and OPC – all with ample financial means yourselves – how do you sleep at night?

Regards,

Marilynne Martin



State of Vermont  
Department of Public Service  
112 State Street  
Montpelier, VT 05620-2601  
TEL: 802-828-2811

FAX: 802-828-2342  
TTY VT: 800-734-8390  
email: [vt dps@state.vt.us](mailto:vt dps@state.vt.us)  
<http://publicservice.vermont.gov/>

March 26, 2013

The Honorable Tim Ashe, Chair  
Senate Committee on Finance  
Vermont State House  
Montpelier, Vermont

Re: Wireless Smart Meters

Dear Senator Ashe:

I was asked to provide your committee with responses to the following two questions:

- 1) The number of customers who have chosen not to have a wireless smart meter installed on their premises or who have had one removed; and
- 2) The number of complaints received by the Department related to smart meters beginning in calendar year 2012, including a brief description of each complaint, its status, and action taken by the Department in response, if any.

The response to question 1) is as follows:

There are three Vermont electric utilities that have deployed wireless smart meters – Green Mountain Power (“GMP”), Stowe Electric Department (“Stowe”) and Burlington Electric Department (“BED”). The table below illustrates the number of meters, opt outs and opt outs after meter installation by utility and by total.

	Number of smart meters	Number of opt out customers	Opt out after smart meter installation
GMP	264,300	10,700	100
Stowe	3,975	46	3
BED	19,500	719	78
Total	287,775	11,465	181

The response to question 2) is as follows:

There have been 202 total complaints related to smart meters since the beginning of calendar year 2012. To provide some context to this number of complaints, during calendar year 2012, the Consumer Affairs and Public Information (“CAPI”) division of the Department received a



total of 6,007 complaints – 1,689 were specifically about electric utilities. Accordingly, complaints regarding smart meters represented approximately 3.36% of the total complaints received by CAPI, and 11.96% of the complaints about electric utilities.

The 202 total complaints can be broken down by the following CAPI complaint code descriptions, which are further subdivided into more specific general complaints:

- 82 Business Practice Complaints, including:
  - Complaints about opt-out policies
  - Complaints about the manner in which information was conveyed to customers regarding the installation of smart meters
  - Comments about the State's policy on smart meters.
- 75 Fee Complaints, including:
  - Mostly complaints from consumers opposed to opt-out fees that were set to be charged prior to passage of Act 169, which prohibits such fees
  - A few complaints about there being no opt-out fee after Act 169 passed
- 16 Rate Complaints, including:
  - Complaints primarily resulting from some initial confusion about whether customers opting out of smart meters could continue on their existing time-of-use rates
- 14 Billing Issue Complaints, including:
  - Many of which were from consumers who experienced longer billing cycles in the initial bill after smart meter installation, resulting in a higher-than-usual bill
- 8 "Other" Complaints (did not fit CAPI complaint code descriptions)
- 4 Repair Complaints, including:
  - Customers incurring costs to hire an electrician due to meter socket degradation noticed during attempted smart meter installation
- 3 Billing Arrangement Complaints, including:
  - Customers seeking payment schedule arrangements after receiving increased bills due to longer billing cycles in initial bills after smart meter installation

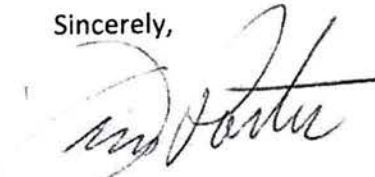
CAPI resolutions of the 202 smart meter complaints are broken down as follows:

- 139 complaints were resolved after discussion between CAPI advocates and consumers. Discussion can mean CAPI advocates answered questions about Vermont's position on smart meters, provided information on the Department's policy on smart meters, recorded a customer's concern about smart meters, or took information on a consumer's support of smart meters.
- 19 complaints were resolved fully to the satisfaction of the consumers. Many of these complaints involved consumers wishing to opt out of smart meter installations, but not fully understanding the process. In these instances, CAPI would assist by contacting the utility company on behalf of the customer.
- 11 complaints were resolved at least partially to the satisfaction of the consumer and CAPI.
- 8 of the complaints were referred to the utility companies. This may be done if the consumer made a complaint, but had yet to allow the company an opportunity to hear and address the complaint.

- 8 of the complaints were referred to the Public Service Board after CAPI investigation. Such a referral is made when CAPI was unable to resolve the complaint to the consumer's satisfaction and CAPI believes more action could be taken by the company, but the company refuses to do so.
- 6 of the complaints were resolved by providing standard information to consumers. This could include providing copies of the Department of Health's fact sheet or any other document prepared for or on behalf of the Department.
- 4 complaints were resolved by referring a consumer to another DPS staff person or another state agency for the requested information or assistance.
- 3 complaints were recorded as FYI, which may mean the consumer provided comments to the Department, but either did not provide contact information or requested no follow up.
- 1 complaint was recorded as "No Resolution".
- 1 complaint was recorded as "No Reach", which means the consumer left a voicemail message, but after two attempts, CAPI was not able to make contact with the customer.
- 1 complaint resulted in action by the utility company, but CAPI felt the company could have done more to provide an acceptable resolution to the consumer.
- 1 complaint is still under investigation.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Porter", written over a faint circular stamp.

Jim Porter



## Shawna Senko

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**From:** Vern H. Goding (FS:119 ) <vkgoding@sprynet.com>  
**Sent:** Sunday, December 29, 2013 4:59 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

For Docket # 130223. FPL LIES to Florida PSC, County Commissions and We the People. The following is a description of my past and recent dealings with FPL on installation of Smart Meters. Please pay particular attention to the obvious Over heating and Fire hazard of these meters, Chinese Mfr. and not baring the UL Label.

Vern H. Goding, IAFF, FF/PRM, Oath Keeper, Vet, Ret. Consult'g Engineer.  
648 Acacia Avenue  
Melbourne Village, Fl 32904  
321-725-1049

Late Friday, 21 December 2013, a Real FPL Meter Installer arrived, I told him to Forget it and he said he keeps a couple analog C-5 meters on his truck.

He asked if I wanted him to cut my lock off and I told him NO, I'd locate the key and if need be I would do any cutting. Closed possibility of claiming prior permission to destroy private property existed.

He also advised me that several decades ago, FPL had cut their repair costs by giving up any claim of ownership to the meter cans and only wanted access to the meters with full weather head into house the responsibility of the owner or contractor.

He checked My file records on my meter and the day before it had been listed as "Meter Grinding" and needed replacement with no indication of person or contractor making that claim. I grabbed my Medical stethoscope and we both confirmed there was NO abnormal sounds as were reported. FPL LIED. When I Opted Out the first time, nearly 2 years ago and before the County Commission Opt In decision, I was told by FPL that I would be put on the Opt Out list, BUT if meter needed repair it would be replaced with Smart meter. Only FPL could make the determination of needing repair even if working properly.

Additionally, he advised me FPL usually sends out the Honeywell Contractors to make the replacement and, as in my case determine that the meter needs repair, using the excuses (LIES) "Meter is Grinding", Disk is Flopping" and several other LIES to cause reason to over rule homeowner and any Government Rules and Regulations. Even under his Opt Out, FPL had installed a smart meter on his home and it took him 3 weeks of fighting with his supervisor to get it removed. When FPL issued the work order to reinstall C-5 meter on his house they actually assigned it to him!

Upon opening my meter can he exclaimed, you have the 100 AMP service and probably the original meter. Cleaned out all the bugs and dirt, Zeroed out the old meter reading and zeroed in the replacement C-5 (original style meter), cleaned the contacts and put replacement meter in, installed the FPL seal and I reinstalled my Paddle Lock.

Knowing I was extremely experienced in construction engineering, we had a good chat after the installation. He showed me the new Smart meters and advised GE had supplied USA made meters for FPL testing and acceptance then, after a million unit order, shipped the manufacture to China. C-5 meters bare the Made in USA listing and the **Chinese ones only have a small blue circle with white USA within. On inspection of the rear of the Smart meter, the quality of construction did NOT meet that of the C-5s and Nowhere did they show an Underwriters Laboratories Label.**

**Then he showed me some Smart Meters he had for installation that were new. Their casings were totally white Chinese Plastic. Then he showed me some that had been in for 1 to 2 years and had required replacement and repair by FPL. Most of the top section of the White Plastic on these meters showed the typical Brown Discoloration caused from exposure to excessive HEAT or FIRE. He advised I was correct in being concerned for a fire hazard from these NON-UL Labeled Chinese meters.**

As an aside, he advised that FPL was very lax in maintenance of their system and equipment, except for the sub-contracted tree trimming. Also they have refused to Harden the system, sub-stations and power plants, including the Nuclear Plants against Solar or Nuclear EMP as recommended several times by the Feds own EMP commission over the last decade plus.

I was additionally advise that FPL Lies to the Public Service Commission, with the example that FPL testified the installation of Smart Meters would cause No Loss of jobs. At that time FPL employed over 500 meter readers and has cut that division to 200 currently and that number was dropping steadily. Any FPL requested Opt Out fines and/or fees were totally Bogus. Hopes to make retirement before the SHTF.

FPL has not reissued any FPL business card to him so couldn't provide me one for reference.

V, Goding

Melbourne Village

The following is the previous email sent out on this matter and I plan to sent both the the Public Service Commission for their current deliberations.

"FPL is installing Smart Meters in the West Melbourne and Melbourne Village area.

Last year and before County Commission acted on the Smart Meters, I had formally opted Out of that program with FPL. As I remember, the Commission passed and Opt IN requirement last year.

Yesterday, 19 December 2013 at 1456, while I was away, FPL cut off their meter seal in an attempt to change out my meter. They then noticed my paddle lock, stopped and called my home phone, didn't leave a message. Somehow they got my cell phone number and called it. Cell phone will not name ID the number unless it's someone on my list, didn't recognize the 386-239-5932 number so didn't answer, but matched the number to home caller ID. They refused to leave message on either phone.

Checked the meter and found they had cut off their seal, but honored my private property paddle lock. Without their seal in the way I may be able to put a larger paddle lock on it or a second small one. Technically, the paddle lock is private property and they are not permitted to cut it w/o my permission or my removing it. Only thing they can touch is the meter as the system from the weather head connection into the house is private property and homeowners responsibility.

I sure hope they decide to come back today as I should be home all day. He he, I may have some fun.

V. Goding

Melbourne Village"

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"God SAVE America" Socialism is a disease...FREEDOM, LIBERTY and the CONSTITUTION are the CURE! "What have you done for Freedom and Restoring Our Liberty and Constitution today...?"



## Shawna Senko

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**From:** TERRI Fulton <terrifulton@earthlink.net>  
**Sent:** Saturday, December 28, 2013 10:29 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brisé; Office of Commissioner Brown; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Commissioner,

1. I do NOT have a smart meter. My neighbor did facing my bedroom and I was SO ILL (she saw that and had it replaced with a non-transmitting one but I STILL have health issues!)
2. We should NOT have to pay a fee to Opt Out.
3. We certainly should NOT have to pay a monthly fee. If nothing else, we can call readings in - simple. Then come yearly to 'prove'.
4. Those that Opt Out need a analog meter as CA found dirty electricity in homes with the smart/digital meters! Other countries are PULLING THEM!
5. With everything you know personally going on with our government - can't you see this is a tragic-health mistake that has not been prove safe but prove unsafe (your family is getting it too!). A very COSTLY issue. They cost WAY more, have a much short life span and will be shortly REPLACED with "time-of use" smart meters which was admitted to during a hearing! MORE COST!
6. This could have been done MUCH cheaper with hardwired meters sending the info in AND without destroying our health and invading our privacy.
7. DO NOT go with FPL's or Staff's recommendation of a one-time fee...make it NO CHARGE!
8. DO NOT go with FPL'S or Staff's recommendation of a monthly fee...YOU tell them to have customers call in monthly or continue to go and get the readings.
9. Have you found the safety rules hidden back on page 90s of a cell user's info...keep it so many feet away..well smart meters are WAY WORSE!!!
10. Please use your own brain to stop FPL from making us all sick and costing us ridiculous one-time fee and monthly fees for THEIR MISTAKES. Maybe follow the money.

Thank you, TERRI Fulton

**Shawna Senko**

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**From:** Barbara Knick <bknick313@gmail.com>  
**Sent:** Tuesday, December 24, 2013 8:51 AM  
**To:** Office of Commissioner Brisé  
**Subject:** Comments for Docket #130223

Commissioner Brisé,

I am writing to object to the proposed tariff by FPL for my decision to opt out of the Smart Meter. There should be public hearings on smart meters from a cost, health, privacy and security perspective. There is abundant evidence that smart meters cause health problems and violate privacy. A fee on those opting out of the smart meter is a violation of my rights. There are too many questions on the safety and economics of smart meters.

Barbara Knick  
3074 Savoy Drive  
Melbourne, FL 32940



## Shawna Senko

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**From:** Volpe Michael G <mgvolpe@mac.com>  
**Sent:** Tuesday, December 24, 2013 12:17 AM  
**To:** Records Clerk; Office of Commissioner Brown; Office of Commissioner Balbis  
**Cc:** Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham  
**Subject:** Comments for Docket # 130223

Dear Commissioners and Clerk,

I am one of the few that wanted to opt out of having a 'smart' meter installed on my electrical entrance. I requested this for a myriad of reasons the most of which is this device sends out or transmits radio signals or some type of radiation/wireless signal for a device located somewhere in an FPL facility. I understand that it is so sophisticated that it can tell when I'm not at home or when we go on vacation I'd rather not have that information be known by anyone other than whom I choose to let know of that.

The existing meter has been in place since the 1950's and all FPL really needs to know is how many total watts we use each month to send me a bill. That has worked fine since that time and I want to leave it that way. I can understand one of the reasons FPL would want this is so they can fire a lot of people that have been employed to drive around and read the meters.

I wonder with all the savings FPL will experience from firing all these employees why they need to have us, opt'ed out, patrons pay an additional one time fee plus a penalty fee each month. And your staff has recommended an amount that they think is suitable. Why haven't we heard of any pubic meetings called to get our input on this action?

When I lived in Portland, Indiana I&M sent me a post card each month, I would read my own meter and mail the post card back to I&M. Seems to me that would be an option for FPL to consider and it would only cost the amount of postage for a postcard. I could see where that cost would be very modest compared to \$95.00 one time charge and an ongoing additional \$13.00 monthly charge in addition to my electrical usage.

I feel like I'm being pushed around and taken advantage of because I have no other source for this electrical supply other than FPL. It is FPL's and the Commissions way of telling me it is, 'My way, or the Highway'.

Ciao for Now,



**MARINES**  
THE FEW. THE PROUD.

Mike G Volpe  
510 Substation Rd  
Venice, FL. 34285

**(SMART METERS ARE NOT MANDATORY - the federal Energy Policy Act of 2005 does NOT mandate energy providers to install Smart Meters on homes, it only mandates providers to "offer" Smart Meters and to install them "upon customer request"; YOU ARE THE CUSTOMER AND YOU DID NOT REQUEST A SMART METER.)**



## Shawna Senko

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**From:** Dr. Rich Swier <drswier@gmail.com>  
**Sent:** Monday, December 23, 2013 4:04 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Dear Chair Brise and Commissioners,

I am an FP&L customer and don't have a smart meter.

I am concerned about the implementation of smart meters in my area.

I am requesting that this petition be suspended but it should be put on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective.

In light of the recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the grid, as well as the fact that FP&L's own estimates from the recent rate case do not show savings to the ratepayer, it is time to re-evaluate.

Opt Out's alleviate some concerns but not all. What happens to the multi-family dwellings? How does someone with 10-100 meters behind their wall "opt out"? You can't. What happens to the residents that are getting sick from their neighbors meters or the associated equipment outside their unit on the poles?

Thank you for considering my comments in your deliberations.

Merry Christmas,

Rich

--

**Dr. Rich Swier, LTC, U.S. Army (Ret.)**

6718 Paseo Castille

Sarasota, FL 34238

[drswier@gmail.com](mailto:drswier@gmail.com)

Office: (941) 922-0578

**Shawna Senko**

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**From:** kr@reagan.com  
**Sent:** Monday, December 23, 2013 3:26 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket #130223

To Commissioners and Clerk of Public Service for Florida,

I have voiced my opposition on the Smart Meter program to you before asking you to look into this program that moves forward regardless whether the customers/citizens voice their opposition to this program. Now it looks as though you 'cave' to the monopoly known as FP&L by 'considering' their proposal to charge a 'one-time fee plus monthly charge' to those that have been able to keep their analog meters. What part of "We do not want the Smart Meter, we do not want to have to pay more just because we 'opt out'."

Have the questions been answered as to why FP&L consider the \$105 one-time fee for those that haven't even had their analogs removed? Has the question been answered as to why FP&L came up with the \$16/month fee? Why have you even considered, as of late, to a lower set of fees?

The shelf life of a smart meter is less than that of the analog. There's also the danger to citizens privacy due to the threat of cyber attacks. Have these been answered fully? I don't think so as your actions as of late are more in line with 'go along to get along' with a monopoly--why? You work for us, not the FP&L. Our tax dollars go to pay your salary do they not?

Do the right thing here as we are not a 'small minority' of FP&L customers, but rather the 'majority' of citizens not only in the State of Florida, but across the nation opposing this meter program, now opposing the 'fee' of extortion. Let common sense prevail here ladies and gentlemen and protect "We the People" and not big business.

Sincerely,  
Karen Runge  
Coral Springs, FL



## Shawna Senko

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**From:** fmfsafsa@juno.com  
**Sent:** Monday, December 23, 2013 2:54 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Commissioner.Edgar@psc.state.fl.us.Commissioner.Graham; Records Clerk  
**Subject:** {BULK} Comments for Docket # 130223  
**Importance:** Low

Dear Commissioners,

I am not sure, that the new smart meter is installed in my house or not. However, I am protesting any kind of surcharges for opt out.

With regards,

Dr. Alfonz Lengyel

4206- 73rd Terrace East

Sarasota, FL 34243

[fmfsafsa@juno.com](mailto:fmfsafsa@juno.com)

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Do THIS before eating carbs &#40;every time&#41;

1 EASY tip to increase fat-burning, lower blood sugar & decrease fat storage

<http://thirdpartyoffers.juno.com/TGL3141/52b8955058369155008cast03vuc>

**Shawna Senko**

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**From:** Cristina Slaton  
**Sent:** Monday, December 30, 2013 9:51 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket Correspondence 130223-EI  
**Attachments:** Comments for Docket # 130223; Comments for Docket # 130223; Comments for Docket #130223; Smart Meter; Comments for Docket #130223; Comments for Docket # 130223; Comments for Docket # 130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Cristina



**Shawna Senko**

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**From:** linda neely <yourdime10@yahoo.com>  
**Sent:** Friday, December 27, 2013 9:02 PM  
**To:** Office of Commissioner Balbis  
**Subject:** Comments for Docket # 130223

Dear Sirs:

I am not currently a Florida Power and Light Customer for my resident but I am for my business address.

A little background for you regarding my own medical experience. When electronic medical devices are attached to me, they either become non-functional, mis-read or actually have run backwards on their dials. I get extreme headaches entering hospitals and nauseous to my stomach. Watches stop when worn by me. My husband poopooed that early in our marriage. I put on his watch and that next morning it would not run. Just as Timex found out when they gave me 100 watches to wear in the early 70's, it could not be repaired to operate. I also get sick and have extreme headaches.

At my business address, I simply opted out. My residence is in the Peace River territory. They have been ugly and obtuse. They have still not changed out my meter but I have been informed that I don't have a choice. I guess my choice will be to sue them for the damages that will be done to my body.

Once again we are promised to be free from government intrusion into our lives and possessions by the Florida Constitution. If I disconnected my home from the electric net would you condemn it? A lot of technology would have to be given up which is property I paid for. At what point of privacy do I have to give up to enjoy that which has been a "community good"?

Please consider that we have a Constitutional right of basic freedoms. Use of energy is one of those. You stated so when you created the Public Service Commission and have regulated costs. There should be no cost for opt out. Allow self reading and a yearly inspection that would adjust or validate the honesty and integrity of the home owner. I have lived in my home since 1985 and my business has been at the same location since 1979. If you wanted to increase the deposit that would be fairer than

charging anything for the same power that we receive as anyone else.

Smart meters were a product of global warming. Global warming is a "Theory" a badly flawed theory that is being challenged that the planet is actually entering another mini-ice age another theory but one that is meeting all the bench marks of validation while global warming's precepts have been proven totally invalid.

So consider your decision to either uphold the Constitution of the State of Florida or one as to prop up bad science and intrusion.

Thank you vote against smart meter's and additional costs to those wishing to retain their Constitutional rights.

Linda Neely



## Shawna Senko

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**From:** Dr. Rich Swier <drswier@gmail.com>  
**Sent:** Monday, December 23, 2013 4:04 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Dear Chair Brise and Commissioners,

I am an FP&L customer and don't have a smart meter.

I am concerned about the implementation of smart meters in my area.

I am requesting that this petition be suspended but it should be put on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective.

In light of the recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the grid, as well as the fact that FP&L's own estimates from the recent rate case do not show savings to the ratepayer, it is time to re-evaluate.

Opt Out's alleviate some concerns but not all. What happens to the multi-family dwellings? How does someone with 10-100 meters behind their wall "opt out"? You can't. What happens to the residents that are getting sick from their neighbors meters or the associated equipment outside their unit on the poles?

Thank you for considering my comments in your deliberations.

Merry Christmas,

Rich

--

**Dr. Rich Swier, LTC, U.S. Army (Ret.)**

6718 Paseo Castille

Sarasota, FL 34238

[drswier@gmail.com](mailto:drswier@gmail.com)

Office: (941) 922-0578

**Shawna Senko**

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**From:** kr@reagan.com  
**Sent:** Monday, December 23, 2013 3:26 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket #130223

To Commissioners and Clerk of Public Service for Florida,

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Have the questions been answered as to why FP&L consider the \$105 one-time fee for those that haven't even had their analogs removed? Has the question been answered as to why FP&L came up with the \$16/month fee? Why have you even considered, as of late, to a lower set of fees?

The shelf life of a smart meter is less than that of the analog. There's also the danger to citizens privacy due to the threat of cyber attacks. Have these been answered fully? I don't think so as your actions as of late are more in line with 'go along to get along' with a monopoly--why? You work for us, not the FP&L. Our tax dollars go to pay your salary do they not?

Do the right thing here as we are not a 'small minority' of FP&L customers, but rather the 'majority' of citizens not only in the State of Florida, but across the nation opposing this meter program, now opposing the 'fee' of extortion. Let common sense prevail here ladies and gentlemen and protect "We the People" and not big business.

Sincerely,  
Karen Runge  
Coral Springs, FL



**Shawna Senko**

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**From:** hhollek@comcast.net  
**Sent:** Monday, December 23, 2013 2:56 PM  
**To:** Office of Commissioner Balbis  
**Subject:** Smart Meter

**Commissioner Balbis,**

**I do want you to vote NO! on the vote pertaining to the smart meter that FPL are putting in front of you. The penalties are ridiculous to say the least. I would hope you are going to vote no to all that they want.**

**Harv Hollek**

## Shawna Senko

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**From:** Barbara Knick <bknick313@gmail.com>  
**Sent:** Thursday, December 19, 2013 9:17 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket #130223

Dear Commissioners,

I am an FP&L customer, and I do not have a smart meter. (I also do not have a cell phone, by choice, and Verizon is not forcing me to purchase one or raising my rates.)

I strongly believe the health effects of these meters must be investigated fully and completely before the smart meters are installed, in order to protect the citizens of our state. This concern is especially important in Florida, where people come to retire.

RF frequencies vary in intensity and in frequency. The organs of our bodies also operate at a low RF frequency. While the intensity has been studied, the frequencies, especially those that are similar to our body organs, have not been adequately studied. I do not believe Florida should be the laboratory to test their theory that it is harmless. Demonstrations have been shown that a certain frequency can shatter a glass. While the FP&L frequency may not be that drastic, it could have an effect on quality of life and associated illnesses. I remind you that nuclear energy was once considered safe, but it has not proven so for Chernobyl nor Fukushima. The FCC testing is for thermal (temperature-raising study) not for biological effects in organs.

Federal law --- One other point: Federal law requires smart meters to be an "opt-in" program. Despite what the Utilities and the Corporation Commission claim, I refer you to federal law. Please Read 16 USC Chapter 46, Public Utility Regulatory Policies, (Energy Act of 2005) Sec. 1252. Smart Metering (see Exhibit 4). This section has not been changed since it was implemented, and it clearly indicates that a customer must "request" such metering. Do you have standing to go against federal law on this issue?

Florida statutes have similar language. By charging increased fees to customers who do not want a smart meter, they would be punishing those who do not want the new technology.

Privacy: While I realize that FP&L states that "the confidentiality of customer information has always been a top priority, and we continue to diligently protect against unauthorized disclosure of customer specific data and information," they cannot guarantee the protection of our data.... as has been demonstrated by the NSA surveillance and the serving of secret, gag-order subpoenas. Even data such as when one is using electricity and when they are not, reveals private information. This is especially important in a state with many seasonal residents.

FP&L would not need to spend extra funds to allow customers to keep the analog meters, as they already have a program allowing people to pay an estimate of their bill or an average monthly charge. Meter reading is not required on a monthly basis.

FP&L is using taxpayer funding in the form of a federal grant, therefore we are paying for these meters, and we should not be forced to install one. If we do not want a meter, we should have a credit for the cost of the meter and it's installation. This could possibly be a violation of our Constitutional rights.

Reliability: Analog meters have proven to be extremely safe and maintenance free.

One unintended consequence is the loss of jobs, especially in our current poor economy. We should be supporting jobs for our citizens.

Additional information:

Sedona, AZ opts out --- Councillors have taken action to "...direct the staff to prepare a statement for the Arizona Corporation Commission that expresses concerns, on behalf of our Sedona citizens, that Smart Meters have not been proven safe and until such time as definitive proof exists the Arizona Corporation Commission should allow the Sedona community to opt out without penalties."

<http://emfsafetynetwork.org/sedona-arizona-a-smart-meter-free-zone/>

#### **Hornby, Canada**

"In an historic vote that marks another milestone in smart meter resistance, on the evening of April 11, 2012 Hornby Island residents voted overwhelmingly to declare our island, "Smart Meter Free Hornby". "

<http://www.localssupportinglocals.ca/news/residents-declare-hornby-island-smart-meter-free-zone>

**Fairfax County, CA**, opts out of smart meters.

#### **Attorney in Claremore, OK** (excerpt from letter to city council)

"Bottom line, there is no safe level of radiation for you, for me, for our children or grandchildren. We should not consider such things as wireless smart meters. A decision by the Claremore City Council to approve Smart Meters will be a decision to kill the quality of life in Claremore, and make your citizens sick. I ask you to do your own independent research on this subject. Reject any consultant studies based on FCC standards and get to the truth. You have a chance to save your city from many illnesses, cancers, sleepless nights, all other maladies that come from Electro Magnetic Sensitivity and the liabilities that accrue there from. There are other options. The citizens of Claremore deserve protection from this radiation. You do not have a right to do wrong and are urged to keep wireless smart meters out of Claremore. Additionally, I have not addressed the fire hazards nor the Fourth Amendment Constitutional issues, which are as real and dangerous as the health issues and issues that you should be informed about also."

[http://www.stetzerizer-us.com/Federal-law-requires-smart-meters-to-be-an-opt-in-program\\_b\\_74.html](http://www.stetzerizer-us.com/Federal-law-requires-smart-meters-to-be-an-opt-in-program_b_74.html)

**Company that sells smart meter RF blocking devices** (and provides information about the effects of RF radiation on their site).

<http://www.smartmeterblock.com/>

Finally, since there is so much public concern about the smart meters, wouldn't it be prudent to put the people ahead of a corporation? When our health is at stake, there should be no doubt as to safety. Can we afford to be wrong if it makes people sick?

Thank you for allowing me to provide this information for your consideration. I hope you will preserve Florida by disapproving these wireless meters. I would be pleased to talk to any of you if you have questions.

Respectfully,

Barbara Knick  
3074 Savoy Drive  
Melbourne, FL 32940



## Shawna Senko

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**From:** pat wayman <pat.wayman@gmail.com>  
**Sent:** Thursday, December 19, 2013 2:38 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Greetings Gentle People,

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I strongly believe the health effects of these meters must be investigated fully and completely before the smart meters are installed, in order to protect the citizens of our state. This concern is especially important in Florida, where people come to retire.

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Additional information:

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Thank you for allowing me to provide this information for your consideration. I hope you will preserve Florida by disapproving these wireless meters. I would be pleased to talk to any of you if you have questions.

Respectfully,

Pat Wayman

3071 Border Rd  
Venice, FL 34292  
941-412-0193



## Shawna Senko

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**From:** Wayne Petit <wpetit@gmail.com>  
**Sent:** Wednesday, December 18, 2013 12:10 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223  
**Attachments:** Support letter suspend tarriff 09\_13.pdf; FCC Letter.pdf

To Commissioners and Chairman,

We are FPL customers and oppose the use of wireless smart meters on our home. Members of my family are extremely sensitive to wireless EMF's that are transmitted by these devices and they have severe adverse affects on our health. We should NOT have to pay extra fees for the privilege of FPL not putting one of these Smartmeters on our home. I am a Computer Engineer that works with wireless network technology and I am very aware of the health and privacy concerns of these devices. As a family we purposely do NOT user Wireless Internet routers (WIFI) and other wireless phones/cellular in our home. This is our choice as it pertains to our private home and residence. So why should we have accept a wireless SmartMeter on our home against our consent or be penalized with extra fees to Opt Out?

See some of the reasons below for justification of our request.

1. We current do not have an FPL SmartMeter and will not let one be installed on our home despite multiple attempts by FPL.
2. Not only should this petition be suspended but it should be put on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective. In light of the recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the grid, as well as the fact that FP&L's own estimates from the recent rate case do not show savings to the ratepayer, it is time to re-evaluate.
3. Opt Out's alleviate some concerns but not all. What happens to the multi-family dwellings? How does someone with 10-100 meters behind their wall "opt out"? You can't. What happens to the residents that are getting sick from their neighbors meters or the associated equipment outside their unit on the poles?
4. What exactly is a "non-standard" meter? Those opting out want to retain their analog meters and do not want a non-communicating meter (digital). (This is important as California found that the digital meters were still making people sick because of the dirty electricity it produced on their home electrical lines.)
5. Those opting out should not have to pay a fee to protect their health and privacy. The smart meters cost approx. 5 times more than the analog and their estimated useful life is half. They require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees, etc.) than analogs. The cost is far greater. Weather events will cost more as there is now additional sensitive communication equipment that can be damaged and will need replacement
6. As FP&L admitted in Docket # 130160, smart meters stop communicating. FP&L needs a method to get the meter reads in for the smart meters that don't work properly. FP&L could use the same programs to get the manual meter reads in for the opt outs. They don't need to write separate programs.
7. Monthly manual meter reads are not required for those opting out. FP&L could do one of two things. Either do estimated billing based on history or have the customer submit their own meter reading. Once a year FP&L should be coming out to all customers (regardless of which meter they have) to inspect their equipment on our property to make sure it is in good working order. They could do a meter read at that time to verify that the customer was doing proper readings. In addition, customers could also submit digital photos of their meter to support their readings. No need for monthly charges.
8. There is PLENTY of precedent of services be performed for "some" customers and not "all" and no fee is charged. Examples, 1) spanish translations of materials, customers service, 2) brail bills, 3) TDDY services for the deaf, 4) home energy audits

Sincerely,

Wayne Petit  
2691 Pearl Lake Trail  
New Smyrna Beach, FL 32168

See letters below also Against the SmartMeter mandates..



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Appropriations Subcommittee on Education, *Chair*  
Agriculture  
Appropriations  
Appropriations Subcommittee on Health  
and Human Services  
Education  
Gaming  
Health Policy  
Regulated Industries  
Rules

**SENATOR BILL GALVANO**  
26th District

September 19, 2013

Mr. Mark Futrell  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Re: Docket ID: 130223-EI

Dear Mr. Futrell,

I am writing today regarding the Florida Public Service Commission (PSC) meeting scheduled for September 25, 2013, specifically agenda item eight.

Item eight relates to the petition for approval of optional non-standard meter rider by Florida Power and Light (FPL). Over the past several months I have received letters, telephone calls, and emails from the constituents of the 26<sup>th</sup> senate district who have expressed their concern with smart meters and their opposition to the PSC approving a smart meter opt-out tariff.

I am respectfully requesting that the PSC commissioners follow staff's recommendation of suspending the FPL proposed non-standard meter rider tariff to allow sufficient time for research, comments, and discussion with all interested parties.

If you have any additional questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill Galvano".

Bill Galvano

### REPLY TO:

- ☐ 1023 Manatee Avenue West, Suite 201, Bradenton, Florida 34205 (941) 741-3401
- ☐ 326 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5026

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**DON GAETZ**  
President of the Senate

**GARRETT RICHTER**  
President Pro Tempore





## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Appropriations Subcommittee on Education, Chair  
Agriculture  
Appropriations  
Appropriations Subcommittee on Health  
and Human Services  
Education  
Gaming  
Health Policy  
Regulated Industries  
Rules

### SENATOR BILL GALVANO

26th District

August 22, 2013

Mr. Rashmi Doshi  
Federal Communications Commission  
445 12<sup>th</sup> Street SW  
Washington D.C. 20554

Re: Docket ID: FCC-2013-0212

Dear Mr. Doshi,

I am writing on behalf of a group of constituents from my Senate district in Florida and the concerns they have shared with me regarding exposure to radio frequency (RF) energy, more specifically RF-emitting devices including Smart Meters.

Over the past few months, I have received a variety of letters and emails expressing concern about the guidelines that have been set by the Federal Communications Commission (FCC) as they relate to Smart Meters.

Due to the fact that the state of Florida does not monitor or have precedent over RF-emitting devices, I am respectfully requesting a review of the concerns expressed by my constituents including but not limited to exposure of RF-emitting devices.

If you have any additional questions, please feel free to contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read "Bill Galvano", is written over a light blue circular stamp.

Bill Galvano

#### REPLY TO:

- ☐ 1023 Manatee Avenue West, Suite 201, Bradenton, Florida 34205 (941) 741-3401
- ☐ 326 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5026

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DON GAETZ  
President of the Senate

GARRETT RICHTER  
President Pro Tempore

**Shawna Senko**

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**From:** Office of Commissioner Balbis  
**Sent:** Monday, December 30, 2013 9:45 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Comments for Docket #130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EL.

Thank you,

Cristina

**From:** Barbara Knick [<mailto:bknick313@gmail.com>]  
**Sent:** Tuesday, December 24, 2013 8:49 AM  
**To:** Office of Commissioner Balbis  
**Subject:** Comments for Docket #130223

Commissioner Balbis,

I am writing to object to the proposed tariff by FPL for my decision to opt out of the Smart Meter. There should be public hearings on smart meters from a cost, health, privacy and security perspective. There is abundant evidence that smart meters cause health problems and violate privacy. A fee on those opting out of the smart meter is a violation of my rights. There are too many questions on the safety and economics of smart meters.

Barbara Knick  
3074 Savoy Drive  
Melbourne, FL 32940

**Shawna Senko**

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**From:** Terry Holdnak  
**Sent:** Monday, December 30, 2013 8:26 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Docket # 130223 - Final Comments; Comments for Docket # 130223; Comments for Docket # 130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)*

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.



## Shawna Senko

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**From:** Marilynne Martin <mmartin59@comcast.net>  
**Sent:** Monday, December 30, 2013 1:49 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Cc:** Senator Bill Galvano; flores.antires@flsenate.gov; garcia.rene@flsenate.gov; Jose.Diaz@myfloridahouse.gov; Mike.LaRosa@myfloridahouse.gov; Detert Senator Nancy; doug.holder@myfloridahouse.gov; BRILL.VICTORIA; JR Kelly; Christensen.patty@leg.state.fl.us  
**Subject:** Docket # 130223 - Final Comments  
**Attachments:** Final Comments to FPSC on Docket 130223-EI .doc; vermont Opt Out Letter.pdf

Attached please find my final comments regarding Docket # 130223, Florida Power & Light "Petition for approval of optional non-standard meter rider"

Thank you.

Marilynne Martin  
Venice, FL

## Shawna Senko

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**From:** Vern H. Goding (FS:119 ) <vkgoding@sprynet.com>  
**Sent:** Sunday, December 29, 2013 4:59 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

For Docket # 130223. FPL LIES to Florida PSC, County Commissions and We the People. The following is a description of my past and recent dealings with FPL on installation of Smart Meters. Please pay particular attention to the obvious Over heating and Fire hazard of these meters, Chinese Mfr. and not baring the UL Label.

Vern H. Goding, IAFF, FF/PRM, Oath Keeper, Vet, Ret. Consult'g Engineer.  
648 Acacia Avenue  
Melbourne Village, FL 32904  
321-725-1049

Late Friday, 21 December 2013, a Real FPL Meter Installer arrived, I told him to Forget it and he said he keeps a couple analog C-5 meters on his truck.

He asked if I wanted him to cut my lock off and I told him NO, I'd locate the key and if need be I would do any cutting. Closed possibility of claiming prior permission to destroy private property existed.

He also advised me that several decades ago, FPL had cut their repair costs by giving up any claim of ownership to the meter cans and only wanted access to the meters with full weather head into house the responsibility of the owner or contractor.

He checked My file records on my meter and the day before it had been listed as "Meter Grinding" and needed replacement with no indication of person or contractor making that claim. I grabbed my Medical stethoscope and we both confirmed there was NO abnormal sounds as were reported. FPL LIED. When I Opted Out the first time, nearly 2 years ago and before the County Commission Opt In decision, I was told by FPL that I would be put on the Opt Out list, BUT if meter needed repair it would be replaced with Smart meter. Only FPL could make the determination of needing repair even if working properly.

Additionally, he advised me FPL usually sends out the Honeywell Contractors to make the replacement and, as in my case determine that the meter needs repair, using the excuses (LIES) "Meter is Grinding", Disk is Flopping" and several other LIES to cause reason to over rule homeowner and any Government Rules and Regulations. Even under his Opt Out, FPL had installed a smart meter on his home and it took him 3 weeks of fighting with his supervisor to get it removed. When FPL issued the work order to reinstall C-5 meter on his house they actually assigned it to him!

Upon opening my meter can he exclaimed, you have the 100 AMP service and probably the original meter. Cleaned out all the bugs and dirt, Zeroed out the old meter reading and zeroed in the replacement C-5 (original style meter), cleaned the contacts and put replacement meter in, installed the FPL seal and I reinstalled my Paddle Lock.

Knowing I was extremely experienced in construction engineering, we had a good chat after the installation. He showed me the new Smart meters and advised GE had supplied USA made meters for FPL testing and acceptance then, after a million unit order, shipped the manufacture to China. C-5 meters bare the Made in USA listing and the **Chinese ones only have a small blue circle with white USA within. On inspection of the rear of the Smart meter, the quality of construction did NOT meet that of the C-5s and Nowhere did they show an Underwriters Laboratories Label.**

Then he showed me some Smart Meters he had for installation that were new. Their casings were totally white Chinese Plastic. Then he showed me some that had been in for 1 to 2 years and had required replacement and repair by FPL. Most of the top section of the White Plastic on these meters showed the typical Brown Discoloration caused from exposure to excessive HEAT or FIRE. He advised I was correct in being concerned for a fire hazard from these NON-UL Labeled Chinese meters.

As an aside, he advised that FPL was very lax in maintenance of their system and equipment, except for the sub-contracted tree trimming. Also they have refused to Harden the system, sub-stations and power plants, including the Nuclear Plants against Solar or Nuclear EMP as recommended several times by the Feds own EMP commission over the last decade plus.

I was additionally advise that FPL Lies to the Public Service Commission, with the example that FPL testified the installation of Smart Meters would cause No Loss of jobs. At that time FPL employed over 500 meter readers and has cut that division to 200 currently and that number was dropping steadily. Any FPL requested Opt Out fines and/or fees were totally Bogus. Hopes to make retirement before the SHTF.

FPL has not reissued any FPL business card to him so couldn't provide me one for reference.

V, Goding

Melbourne Village

The following is the previous email sent out on this matter and I plan to sent both the the Public Service Commission for their current deliberations.

"FPL is installing Smart Meters in the West Melbourne and Melbourne Village area.

Last year and before County Commission acted on the Smart Meters, I had formally opted Out of that program with FPL. As I remember, the Commission passed and Opt IN requirement last year.

Yesterday, 19 December 2013 at 1456, while I was away, FPL cut off their meter seal in an attempt to change out my meter. They then noticed my paddle lock, stopped and called my home phone, didn't leave a message. Somehow they got my cell phone number and called it. Cell phone will not name ID the number unless it's someone on my list, didn't recognize the 386-239-5932 number so didn't answer, but matched the number to home caller ID. They refused to leave message on either phone.

Checked the meter and found they had cut off their seal, but honored my private property paddle lock. Without their seal in the way I may be able to put a larger paddle lock on it or a second small one. Technically, the paddle lock is private property and they are not permitted to cut it w/o my permission or my removing it. Only thing they can touch is the meter as the system from the weather head connection into the house is private property and homeowners responsibility.

I sure hope they decide to come back today as I should be home all day. He he, I may have some fun.

V. Goding

Melbourne Village"

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"God SAVE America" Socialism is a disease...FREEDOM, LIBERTY and the CONSTITUTION are the CURE! "What have you done for Freedom and Restoring Our Liberty and Constitution today..?"



## Shawna Senko

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**From:** TERRI Fulton <terrifulton@earthlink.net>  
**Sent:** Saturday, December 28, 2013 10:29 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brisé; Office of Commissioner Brown; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Commissioner,

1. I do NOT have a smart meter. My neighbor did facing my bedroom and I was SO ILL (she saw that and had it replaced with a non-transmitting one but I STILL have health issues!)
2. We should NOT have to pay a fee to Opt Out.
3. We certainly should NOT have to pay a monthly fee. If nothing else, we can call readings in - simple. Then come yearly to 'prove'.
4. Those that Opt Out need a analog meter as CA found dirty electricity in homes with the smart/digital meters! Other countries are PULLING THEM!
5. With everything you know personally going on with our government - can't you see this is a tragic-health mistake that has not been prove safe but prove unsafe (your family is getting it too!). A very COSTLY issue. They cost WAY more, have a much short life span and will be shortly REPLACED with "time-of use" smart meters which was admitted to during a hearing! MORE COST!
6. This could have been done MUCH cheaper with hardwired meters sending the info in AND without destroying our health and invading our privacy.
7. DO NOT go with FPL's or Staff's recommendation of a one-time fee...make it NO CHARGE!
8. DO NOT go with FPL'S or Staff's recommendation of a monthly fee...YOU tell them to have customers call in monthly or continue to go and get the readings.
9. Have you found the safety rules hidden back on page 90s of a cell user's info...keep it so many feet away..well smart meters are WAY WORSE!!!
10. Please use your own brain to stop FPL from making us all sick and costing us ridiculous one-time fee and monthly fees for THEIR MISTAKES. Maybe follow the money.

Thank you, TERRI Fulton

**Shawna Senko**

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**From:** Marilynne Martin <mmartin59@comcast.net>  
**Sent:** Monday, December 30, 2013 1:49 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Cc:** Senator Bill Galvano; flores.antires@flsenate.gov; garcia.rene@flsenate.gov; Jose.Diaz@myfloridahouse.gov; Mike.LaRosa@myfloridahouse.gov; Detert Senator Nancy; doug.holder@myfloridahouse.gov; BRILL.VICTORIA; JR Kelly; Christensen.patty@leg.state.fl.us  
**Subject:** Docket # 130223 - Final Comments  
**Attachments:** Final Comments to FPSC on Docket 130223-EI .doc; vermont Opt Out Letter.pdf

Attached please find my final comments regarding Docket # 130223, Florida Power & Light "Petition for approval of optional non-standard meter rider"

Thank you.

Marilynne Martin  
Venice, FL

State of Vermont  
Department of Public Service  
112 State Street  
Montpelier, VT 05620-2601  
TEL: 802-828-2811

FAX: 802-828-2342  
TTY VT: 800-734-8390  
email: vtdps@state.vt.us  
<http://publicservice.vermont.gov/>

March 26, 2013

The Honorable Tim Ashe, Chair  
Senate Committee on Finance  
Vermont State House  
Montpelier, Vermont

Re: Wireless Smart Meters

Dear Senator Ashe:

I was asked to provide your committee with responses to the following two questions:

- 1) The number of customers who have chosen not to have a wireless smart meter installed on their premises or who have had one removed; and
- 2) The number of complaints received by the Department related to smart meters beginning in calendar year 2012, including a brief description of each complaint, its status, and action taken by the Department in response, if any.

The response to question 1) is as follows:

There are three Vermont electric utilities that have deployed wireless smart meters – Green Mountain Power (“GMP”), Stowe Electric Department (“Stowe”) and Burlington Electric Department (“BED”). The table below illustrates the number of meters, opt outs and opt outs after meter installation by utility and by total.

	Number of smart meters	Number of opt out customers	Opt out after smart meter installation
GMP	264,300	10,700	100
Stowe	3,975	46	3
BED	19,500	719	78
Total	287,775	11,465	181

The response to question 2) is as follows:

There have been 202 total complaints related to smart meters since the beginning of calendar year 2012. To provide some context to this number of complaints, during calendar year 2012, the Consumer Affairs and Public Information (“CAPI”) division of the Department received a





total of 6,007 complaints – 1,689 were specifically about electric utilities. Accordingly, complaints regarding smart meters represented approximately 3.36% of the total complaints received by CAPI, and 11.96% of the complaints about electric utilities.

The 202 total complaints can be broken down by the following CAPI complaint code descriptions, which are further subdivided into more specific general complaints:

- 82 Business Practice Complaints, including:
  - Complaints about opt-out policies
  - Complaints about the manner in which information was conveyed to customers regarding the installation of smart meters
  - Comments about the State's policy on smart meters.
- 75 Fee Complaints, including:
  - Mostly complaints from consumers opposed to opt-out fees that were set to be charged prior to passage of Act 169, which prohibits such fees
  - A few complaints about there being no opt-out fee after Act 169 passed
- 16 Rate Complaints, including:
  - Complaints primarily resulting from some initial confusion about whether customers opting out of smart meters could continue on their existing time-of-use rates
- 14 Billing Issue Complaints, including:
  - Many of which were from consumers who experienced longer billing cycles in the initial bill after smart meter installation, resulting in a higher-than-usual bill
- 8 "Other" Complaints (did not fit CAPI complaint code descriptions)
- 4 Repair Complaints, including:
  - Customers incurring costs to hire an electrician due to meter socket degradation noticed during attempted smart meter installation
- 3 Billing Arrangement Complaints, including:
  - Customers seeking payment schedule arrangements after receiving increased bills due to longer billing cycles in initial bills after smart meter installation

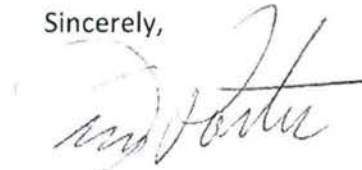
CAPI resolutions of the 202 smart meter complaints are broken down as follows:

- 139 complaints were resolved after discussion between CAPI advocates and consumers. Discussion can mean CAPI advocates answered questions about Vermont's position on smart meters, provided information on the Department's policy on smart meters, recorded a customer's concern about smart meters, or took information on a consumer's support of smart meters.
- 19 complaints were resolved fully to the satisfaction of the consumers. Many of these complaints involved consumers wishing to opt out of smart meter installations, but not fully understanding the process. In these instances, CAPI would assist by contacting the utility company on behalf of the customer.
- 11 complaints were resolved at least partially to the satisfaction of the consumer and CAPI.
- 8 of the complaints were referred to the utility companies. This may be done if the consumer made a complaint, but had yet to allow the company an opportunity to hear and address the complaint.

- 8 of the complaints were referred to the Public Service Board after CAPI investigation. Such a referral is made when CAPI was unable to resolve the complaint to the consumer's satisfaction and CAPI believes more action could be taken by the company, but the company refuses to do so.
- 6 of the complaints were resolved by providing standard information to consumers. This could include providing copies of the Department of Health's fact sheet or any other document prepared for or on behalf of the Department.
- 4 complaints were resolved by referring a consumer to another DPS staff person or another state agency for the requested information or assistance.
- 3 complaints were recorded as FYI, which may mean the consumer provided comments to the Department, but either did not provide contact information or requested no follow up.
- 1 complaint was recorded as "No Resolution".
- 1 complaint was recorded as "No Reach", which means the consumer left a voicemail message, but after two attempts, CAPI was not able to make contact with the customer.
- 1 complaint resulted in action by the utility company, but CAPI felt the company could have done more to provide an acceptable resolution to the consumer.
- 1 complaint is still under investigation.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Porter", written over a faint circular stamp.

Jim Porter

Marilynne Martin  
420 Cerromar Ct Unit #162  
Venice, FL 34293  
941-244-0783

December 29, 2013

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

**Re: Docket 130223-EI – Final Comments on FP&L’s Petition for approval of optional non-standard meter rider – Addressing Staff’s Recommendation**

Dear Commissioners,

I am writing to comment on Docket 130223-EI and request these comments be considered before your 1/7/14 meeting as well as be placed **once** on the public record for this docket in a timely fashion.

I have reviewed the tariff petition filed by FP&L, the data requests sent by Staff to FP&L and FP&L’s responses and the Staff’s Recommendation Report. I will present below why the Commission should not approve the FP&L petition or the Staff’s recommended revisions. As I have previously stated in my letters submitted to the Commission on the Smart Meter Workshop on September 20, 2012 as well as this docket in letters dated September 23, 2013 and November 22, 2013 (appearing in the consumer correspondence on the docket file), I object to any fees to retain my current analog meter. Justification of costs have not been made by FP&L or properly analyzed by Staff and significant issues are still unresolved. The Commission should set this tariff on hold and set up full evidentiary public hearings to address the issues presented by consumers as to cost, health and privacy and fully investigate the costs being presented by FP&L.

Staff’s recommendation:

Staff claims they did a proper review of FP&L’s filing and has recommended a slight change to the request:

One Time Enrollment Fee:

	FP&L	Staff	Comment
Customer care	\$11.30	\$8.06	(1)
Field Visit	\$77.06	\$77.06	(2)
Meter testing	\$5.00	\$5.00	(3)
Meter reading Workflow	\$11.98	\$4.79	(4)
Total	<u>\$105.34</u>	<u>\$94.91</u>	(5)



Monthly Recurring Costs:

	FP&L	Staff	Comment
Unrecovered up front costs	\$7.14	\$4.65	(6)
Manual Meter read	\$6.81	\$6.81	(7)
Meter Read OSHA & Vehicle	\$0.05	\$0.05	(7)
Billing & project Support	\$0.40	\$0.40	(8)
Collections & Disconnect	\$0.45	\$0.45	(9)
Physically Investigate Outages	\$0.10	\$0.10	(10)
Project Mgmt Costs	\$0.95	\$0.95	(11)
Total	<u>\$15.90</u>	<u>\$13.41</u>	(12)

- 1) Staff has reduced the number of customer care representatives after year 2. They justify this recommendation with the following statement:

“Staff believes the four customer care employees would be fully utilized only during the initial program set up period. After the initial enrollment period, the level of effort to support the opt -out program is expected to decrease. Staff suggests FP&L will need four customer care employees the first two years and the next three years only one employee.”

Although FP&L clearly states that the initial enrollment period (for which the bulk of the activity covered under this charge) is no more than 3 months (January 2014 to March 2014) as customers will either accept a smart meter or be charged a fee, staff has determined the enrollment period to be 2 years and based their adjustment on this 2 yr period with NO justification. If Staff believes that staffing after the initial enrollment can be accomplished with one customer care employee than why is the adjustment not made to allow 4 employees for 3 months and one thereafter? Where did staff get 2 years? Why didn't staff request FP&L to submit the estimated opt out transactions by month for the 3 year period for which FP&L was seeking costs? Wouldn't such data be needed to properly analyze this workload and justify the assumptions?

In addition, FP&L stated that customers would have the option to use a web-based service as opposed to using customer service. Customers who use the web service should get a reduced upfront fee that excludes the \$6.21/call cost. If they didn't cause the cost they shouldn't pay for it. Have two fee schedules, one for self-service and one for customer assistance in enrollments.

- 2) FP&L has stated in their filing and answers to Staff data requests that there are 24,000 customers on their “postpone list” and an additional 12,000 that have either barricaded their meter or refused access to their property to install a smart meter (I think it is safe to assume these people do not want the meters). So there are a total of 36,000 customers who have their old analog meter. FP&L also states in response to Question 10 of the first set of

Data Requests "Customers under the NSMR tariff will keep their current meters". Why hasn't the Staff challenged this portion of the upfront fee for the initial enrollment period? FP&L is stating that during the initial period this cost will not be incurred. If they are allowing customers to keep their current meter than a field visit to install a non-communicating meter is unnecessary and this portion of the costs should only take effect AFTER the initial enrollment period and only when FP&L is required to remove a smart meter and replace it with a non-standard meter. No one should be charged this fee in the initial enrollment period since FP&L did not alert its customers in their smart meter deployment communications that there was a postpone list. Many customers believe there was no choice. It is only fair that customers, who want to refuse a smart meter during January-March 2014, the initial enrollment period, should do so without charge. April 2014 and thereafter, if a customer wants to change their choice of meters, the charge would be appropriate as FP&L would actually incur costs to swap out the meter. Such charge should be made for ALL swap outs whether it is a change from analog to smart meter or smart meter to analog. That is truly keeping with FP&L's assertion that all costs should be born by the "cost-causer". By Staff not properly addressing this component of the upfront fee they are in a sense condoning fraud. FP&L will not need to visit my premise but they will be charging me for it. In the future FP&L may be swapping out analogs for smart meters and not charging the 'cost causer'. They state in their responses that they do not intend to charge a customer for a field visit to install a smart meter who calls for new service but has an analog meter on their home. However, if a new customer calls and has an analog on there home and doesn't want a smart meter, they will pay this charge even though FP&L does not have to come out a put an analog on the home. How does this make sense? How does this follow a charge the "cost causer" principle? I need a drink or Staff needs to stop drinking.

- 3) FP&L claims they will need to test the non-standard meters once every three years. I am not sure if this testing was performed in the past, as I have never seen anyone at my meter performing a test. How will the customer be assured his meter is being tested? The best way is for the Commission to allow the cost but only charge the \$15 when that service is performed. This could be included in the tariff and will ensure that if FP&L does not test your meter you will not be paying for something that did not occur.
- 4) FP&L claims that it will need to incur additional costs to change the workflow for meter readers. FP&L started their "postpone" list, by its own admission, sometime prior to August 2010. They are calculating 2 transactions - an "establish" and a "remove". During the initial enrollment of this non-standard meter there is nothing to "remove" and we have already been "established". This fee should not apply to the initial enrollees. It may have some validity after the initial enrollment.
- 5) Although both the Staff and FP&L state they believe in charging the "cost causer" for incremental costs they fail to review the proper NET incremental costs. Not one question was raised by Staff to explore what the variable costs to the standard service are and what costs would be avoided and not incurred for the 12-40 thousand customers that may elect to opt out. One such obvious item is the cost of the smart meter itself. If I am told I am keeping my old meter than FP&L does not have the cost of new smart meter. It is improper accounting to consider only the cost incurred to set up a non standard meter system and not consider the variable costs that will not be incurred because the customers did not take a smart meter.



- 6) Staff has reduced the non-recovered up front costs by requiring a 5 year amortization versus a 3 yr. But staff has never explored the validity of those costs. In Docket # 130160 FP&L revealed that approx. 6K smart meters have failed to communicate after installation. If the meter is unable to wirelessly transmit the reading to the Company then someone is going to have to go out to read that meter or estimated charges need to be made in order to bill for the service. I am a CPA with significant experience with developing billing systems and front ends. No billing system is built for one scenario, there is always various work arounds built in as you never know what is going to happen. FP&L is attempting to recoup some of its costs through this tariff that it would have incurred anyway. When there is a glitch in the smart meter for whatever reason will FP&L be utilizing (piggybacking) on any of these systems or meter readers they are building and charging the NSMR for? How are they billing the 6000 customers exposed under Docket # 130160 today? How are/were they planning to bill and service the customers that they admitted they have not yet deployed smart meters to in the Miami Dade area (see response to First set of data Requests, Question 2)?

The bulk of the upfront costs that is being amortized are for system changes, approx. \$2 million. In addition, FP&L is claiming they need more handhelds without explaining where all the old ones went. Regarding the system changes I cannot do a proper analysis because the contract is secret and was held from public view as "confidential". But \$2 million could be compared to 10-15 full-time programmers for a year. They must have hired the same firm that the Secretary of Health hired for the Obamacare website. There is just not that much code to write to justify that cost. You do not need a whole separate billing system, just a front end to get the readings in. You need just one empty field in your system/program to use to flag the customers and most big companies have such fields available. FP&L should already have developed most of what's needed to accommodate smart meters that fail to work, emergency situations and transitional circumstances such as Miami Dade. This cost is just an attempt to retrieve additional revenues and to keep the cost of opting out as high as possible to ensure that the 40K who do not want the smart meter is dwindled down to the 12K who are fortunate, like I, to be of sufficient financial means to afford it.

- 7) The cost of someone coming to your home to read a meter is a legitimate incremental cost. What the Staff failed to explore is whether it was a necessary cost. What are the alternates? It is not necessary to have a monthly meter read. I went 11 years not having a monthly read of my gas meter (located in the basement) in NY because of my work schedule. The company estimated the bill, asked for customer readings and once or twice a year I had to set up an appointment for an actual read by the gas company. It worked fine. There are two alternatives to avoid this charge but the Staff never explored them. Alternative # 1 is to have the customer submit manual self reads to FP&L with a once a year meter read visit to ensure no foul play or submit digital photos of the meter to verify the readings. Alternative # 2 would be to put the customer on estimated readings based on history with a once a year manual meter visit. I would contend that the once a year visit should not be charged. FP&L is placing their equipment on customer's property. It is their duty to ensure that such equipment (whether it be a smart meter or a NSMR) is in good working order and should be as a matter of routine physically inspected annually. The verification of the customers reading can be taken at this time at no costs or minimum cost. Since the inspection should be for all meters (smart or NSMR) there would be no "cost causer".



- 8) This cost appears out of line. FP&L intends to have an initial enrollment period of Jan-March 2014. After that date the project is over and complete, yet they have continuing staff requirements for years.
- 9) This is where both FP&L and Staff talk out of both sides of their mouth. If you believe the "cost causer" should take the charge, not the whole customer base, then why would you support charging collection costs to all those choosing a NSMR? Why not propose a special collection fee for NSMR that go into collection? I understand that FP&L will incur costs to go out and disconnect a meter for non-payment since they will not be able to disconnect from the office like the smart meter. But why do compliant good paying customers need to bear the costs of nonpaying customers? FP&L should propose a charge for collection customers to cover their costs, not charge everyone.
- 10) One of the biggest fraud items with this "Smart Meter" stuff is the notion that sensors are needed on our homes to tell whether electricity is flowing or not. In my 30 years as a homeowner and electric utility customer I have never experienced ONE instance where my house did not have electricity but my neighbor did. The fact is that when electricity fails, it fails at the transformer level or substation level etc. – not at the individual home. If we have an electric failure I plan to stand by my meter and wait for the FP&L serviceman to come and check if my power was restored! This is stupid, as it will not happen. FP&L knows that when it gets the transformer fixed or whatever, the service will be restored to those homes. If they want they could revert to a charge like the telephone companies – "we will send a repairman out to check but if the problem is not our system and is in your inside wire you will be charged". This method is closer to FP&L and Staff's "cost causer" philosophy. If someone makes you come out because a circuit breaker in their home failed and they didn't check it – then charge them for their stupidity.
- 11) Staff thinks it is fine to hire a \$136K/yr. fulltime person to oversee what? I have run many projects for large companies in my career and this charge is a joke! Once the initial enrollment period of Jan-Mar 2014 is over, what is this person going to do for 40 hours per week? You expect customers to pay \$.95/month for someone to do what? Has FP&L provided any support as to the types of issues this person will handle? Has FP&L been asked to provide any projections to support the number of opt-outs they are anticipating after March 2014? I would like this job. It's like winning the jackpot and becoming the Maytag repairman.
- 12) In general, FP&L and Staff have purposely kept the cost of the opt out high (to eliminate some resisters who may be low income) by using the unsupported assumption that there will be 12,000 customers out of 40,000 that take the non-standard meter. The commission needs to understand that 40,000 do not want the smart meter and should instruct FP&L to submit the calculation using 40,000. If you consider the points above and the actual people who want to opt out, would that significantly reduce these costs? Yes it would. But the goal is to keep it high in order to discourage those to not disobey the State's wishes.

In addition, it is highway robbery to allow FP&L to put a smart meter on a home that has contracted for a NSMR and then continue to charge them up to 30 days for something they are not getting! FP&L should be required to have non-standard meters on all their repair trucks that service areas with customers selecting this service. If there is an occurrence where they have to put a temporary smart meter on the home, FP&L should be required by



tariff to prorate the monthly charge for the days where the non-standard meter was not on the home.

### Cost Causers and Non-Standard Service

Both FP&L and Staff use these terms in their documents throughout this filing. To an accountant, like myself, those phrases have meanings. But when you examine the past practice of the Commission you find it is just a game. Let me give you some examples. This list is not meant to be all-inclusive.

- a. Budget Billing – FP&L has a non-standard service for billing called Budget Billing. In order to offer this service, meant to help those who cannot properly manage finances and plan for bill fluctuations, FP&L needed to write programs and set up a process. Does FP&L charge a fee for this non-standard billing service? I could not find one on their website. So it can be assumed that all ratepayers paid for the costs of this nonstandard service. Can the Commission explain why it was determined that the “cost causers” should not pay for this service and such costs should be spread to all ratepayers?
- b. Spanish literature/Customer service – FP&L offers a special Spanish speaking customer service department as well as translates all of its materials into Spanish – including their Proposed Opt Out materials under this docket. FP&L does not charge for this non-standard material. Can the Commission explain why customers who are causing the cost (inability to speak English) are not charged a fee? Is the \$5000 included in the opt out costs really necessary – did FP&L even survey the 40K who refused to see if they need Spanish literature?
- c. Docket # 130160 is allowing FP&L to repair 400 customer meter enclosures that may be in need of replacement at no cost to the customer even though the rules state that the meter enclosures are the responsibility of the customer. Can you justify why all ratepayers are paying for the new meter enclosures of a few and why there was no fee levied to the cost causer in compliance with Commission rules?
- d. FP&L also offers special non-standard services to the blind and deaf at no additional fees. (Law may require this service. But the “State” often disregards the principle of “cost causer” when it wants to, doesn’t it?) Customers have written both FP&L and the Commission stating they were becoming ill from the EMF’s from the smart meter and some told you that they had pacemakers and other equipment and were advised by their doctors not to have a smart meter. Why is it the Commission does not have the same compassion for the electro-sensitive that it has for the blind and deaf? Are the electro-sensitive not covered under ADA and where was that matter addressed in Mr. Clemence’s Smart Meter Workshop Report? Did Staff consider or investigate a medical exemption? I have seen no evidence of it nor does the FCC prohibit such.
- e. Coming before the Commission is a recently filed Docket # **130286 -- Petition for approval of new commercial/industrial service rider by Florida Power & Light Company**. FP&L is asking permission that they can provide up to 50 special, secret (confidentiality agreements are required) pricing deals with large industrial customers. Will you throw cost causation principles out the window and approve it? What will



happen to these customers smaller competitors when you allow the big guys to use extortion to extract special deals? Will they be unable to compete with these "big guys" because Gov. Scott has given their competitors special tax breaks and the FPSC has given them special energy prices (or otherwise stated that the politicians and the regulators created an unlevelled playing field for their friends)? Weren't your original tariffs for commercial and industrial customers driven off of cost principles and wouldn't it be violating such principles to approve this petition for a special tariff by FP&L? I will watch it closely.

- f. In this current opt out filing; FP&L has clearly stated that if an individual buys a home that has an analog meter, after the original enrollment period, and they want a smart meter, there will be no charge. Even though FP&L will need to run a service tech out to that home, put on a new expensive smart meter and customer service reps will have to put that information into a system. There will be costs incurred, but the customer will not be charged a fee for that service visit. Per FP&L and Staff such costs should be charged to all ratepayers – under what principle?
- g. FP&L's current smart meter includes a second transmitter called a Zigbee. It adds considerable cost to the meter. Its only purpose is to interface with smart appliances and Home Energy Management Systems (HEMS). Why did Staff recommend, and the Commission approve, the costs for the inclusion of this transmitter in all smart meters? All seem to agree that such HEMS will not be required. Why are all customers paying for something they will not be using? Why weren't these types of meters (smart meters with zigbee chips) only deployed to those who take such services and appropriately charged to them as "cost causers"?

What I have found in my research is that when you obey the "State" and do what they want there is no penalty regardless of cost causation. But when you don't obey the State, there will be penalties and all applicable financial rules apply. Oh Brave New World, 1984 has arrived at last.

#### **Other Corrections /Clarifications to Staff Recommendations Report**

- 1. Although Staff did ask the question in data request 1, question 10 to define 'non-communicating meter', FP&L failed to answer the question. They did not define what type of meter would be provided. This is a critical point that needs to be resolved. The Commission should look to California and Nevada who are ahead of Florida in this smart grid. The digital non-communicating meters continued to result in health difficulties for their customers. The non-Standard meter needs to be an analog meter and the tariff needs to specifically indicate what meter the customer is contracting for.

See Nevada <http://www.lasvegassun.com/news/2013/jan/09/nv-energy-customers-can-opt-old-style-meters/> and

California <http://lamesa.patch.com/groups/susan-brinchmans-blog/p/bp--puc-orders-pge-to-offer-analog-meters-as-smart-me4240b673a5>

- 2. Staff has not addressed the issue of multi-family dwellings. There is an issue of where such meters are located (banks of meters on one wall, affecting some residents more than others) as well as private property ownership. FP&L is stating that decision rests



entirely with their customer, not the property owner. The equipment is being placed on walls that may be jointly owned or owned by someone different than the customer. FP&L and the Staff need to address private property rights. FP&L has stated, "only the customer of record for a premise will have the option to elect the non-standard meter service for that premise" (petition, par 19). This violates private property rights. The owner(s) have the legal right to refuse the Network Management Equipment on their property. The Commission needs to address this issue before approving this tariff. The issue of the establishment of the Neighborhood Area Network was brought up at the Smart Meter Workshop and completely ignored by Staff and left unaddressed.

3. Data request 1, Question 3. FP&L claims they do not know what other utilities are doing and provides an incomplete record. For the record, this little citizen, cold e-mailed a Vermont group and within hours found out that Vermont, which has a legislative opt out, has a 4% opt out rate – see attached. I was surprised at first but the guy told me that they got the bill passed early and the activists stopped educating the public. Surveys say that most people don't know they even have a smart meter on their homes. FP&L is not planning to alert all customers to this new tariff. The Staff is also not requiring them to alert all customers, why? Were all customers alerted to Budget Billing when it was introduced? The Commission should require FP&L to communicate this new non-standard service to all customers. Many customers believe they do not have a choice and are unaware there is a "postpone" list since FP&L did not include that information in their deployment postcards they sent out to "current residents". Also owners of buildings who rent them out and may be the customer (include electric in the rent) are also unaware as "current resident" mail is not forwarded to owners of record who do not reside at the residence. Staff did not include an explanation as to why it is appropriate not to alert all customers of this new option.
4. FP&L states in response to second data request, question # 7 that "When the test year data was prepared in 2011, the company had less than 50 customers objecting to smart meters. Based upon the information available to FP&L at that time, the company did not plan for or project any costs associated with a non-standard meter." I believe this is not the complete truth, or stated differently it is a lie. If FP&L had no intention of offering a non-standard meter they would not have established a postpone list prior to **August 2010**. FP&L is an industry big wig and participates in many of the industry forums and groups. One such group is the Association for Demand Response and Smart Grid (see this where Ms. Barbara Leary from FP&L is an active participant on panels <http://www.demandresponsetownmeeting.com/agenda/>)

This same group issued a National Action Plan Communications Plan Umbrella in July 2011. My professional experience tells me this was created not overnight but over at least a 6-12 month period. The plan shows what the big guys decided to do to avoid the nightmare California saw when they tried to force the meters on the public. See page 24 where they write

"For customers who remain unconvinced, the utilities would do well to provide alternatives such as relocation of the meter or "organic" meters without radio transmitters. As these are likely to be a few customers with big voices, from a communications' perspective, it is better to recognize the fear is real and let them opt-out."

<http://www.demandresponsesmartgrid.org/Resources/Documents/NAP%20Docs/NAPC%20Action%20Guide%20Part%201%2011.07.07.pdf>



FP&L knew they would be offering an opt-out but chose to not include such plans in the rate case. The goal was to keep the 'resisters' quiet so the deployment could be done without many customers knowing. They did not want protests that would alert customers. The postpone option was also kept quiet to keep the number of 'resisters' to a minimum.

5. Staff's recommendation letter in Case Background states that a workshop was conducted to address customers concerns. This is also a LIE. Staff conducted an industry dog and pony show to pretend to address customer concerns. Staff conducted a workshop on September 20, 2012 and waited and held off their report until February 19, 2013 to allow FP&L to get nearer to completing their deployment. Staff's report shows no research occurring after the workshop – why 5 months to write minutes? I personally presented the multi-family dwelling issue. Did that issue appear in Staff's report or was it ignored? Ms. Deborah Rubin submitted 4 binders of health studies abstracts showing biological harm at levels way below the FCC guidelines. She requested that such data be given to the State Health Dept. for review. Today, such binders still sit on the floor of Staff's offices. How can Staff, with no health expertise, make any determination on such studies without enlisting the experts of the Health Dept.? Staff ignored all the data as if it was not presented to them in their February 19<sup>th</sup> Report. It may be true that the smart meters comply with FCC guidelines. But it is also true that per the Federal experts (EPA), the FCC guidelines are only testing and covering for thermal impacts (heating of tissue), they do NOT cover all effects (biological). Florida Statute 501.122, which charges the Florida Health Dept. with oversight of non-ionizing radiation, does not distinguish between thermal and non-thermal. It makes the Florida Health Dept. legally responsible for the entire health and safety of Florida residents (thermal or biological). Ms. Rubin's studies should have been addressed before the political science major, which worked for a lobbying firm who lobbies for industry, wrote the health section on the Smart Meter Report. And finally, privacy concerns were never addressed either. I dare you to find in the Report a definition or description of what Mr. Clemence means when he states, "hold customer data confidentially, except for regulated business purposes". Where are those "regulated business purposes" outlined?

501.122 Control of nonionizing radiations; laser; penalties.—

(1) DEFINITIONS.—For the purposes of this section:

(a) "Laser" means light amplification by stimulated emission of radiation, encompassing wavelengths above and below those in visual range, if produced by laser devices.

(b) "Laser device" means any device designed or used to amplify electromagnetic radiation by stimulated emission.

(c) "Nonionizing radiation" means electromagnetic or sound waves which do not produce or result in ionization.

(d) "Ionizing radiation" means gamma and X rays, alpha and beta particles, high-speed electrons, neutrons, protons, and other nuclear particles.

(e) "Department" means the Department of Health.

(2) AUTHORITY TO ISSUE REGULATIONS.—Except for electrical transmission and distribution lines and substation facilities subject to regulation by the Department of Environmental Protection pursuant to chapter 403, the Department of Health shall adopt rules as necessary to protect the health and safety of persons exposed to laser devices and other nonionizing radiation, including the user or any others who might come in contact with such radiation. The Department of Health may:



- (a) Develop a program for registration of laser devices and uses and of identifying and controlling sources and uses of other nonionizing radiations.
  - (b) Maintain liaison with, and receive information from, industry, industry associations, and other organizations or individuals relating to present or future radiation-producing products or devices.
  - (c) Study and evaluate the degree of hazard associated with the use of laser devices or other sources of radiation.
  - (d) Establish and prescribe performance standards for lasers and other radiation control, including requirements for radiation surveys and measurements and the methods and instruments used to perform surveys; the qualifications, duties, and training of users; the posting of warning signs and labels for facilities and devices; recordkeeping; and reports to the department, if it determines that such standards are necessary for the protection of the public health.
  - (e) Amend or revoke any performance standard established under the provisions of this section.
- (3) PENALTIES FOR USING UNREGISTERED LASER DEVICE OR PRODUCT.—
- (a) No person licensed to practice the healing arts, nor any other person, may use a Class III or a Class IV laser device or product as defined by federal regulations unless she or he has complied with the rules governing the registration of such devices with the department promulgated pursuant to subsection (2).
  - (b) Any person who violates the provisions of this subsection is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

6. Both FP&L and Staff are recommending that the 12,000 customers who denied access to their properties be automatically enrolled in the NSMR. There are no plans to notify them of the opt-out option. Does the Staff understand that FP&L did NOT alert people in their initial deployment communications that they had a Postpone List to begin with? So those customers did not know that they needed to call a number to get on the list. All 40K customers (those on the opt out list and those refusing access to the property) should be properly notified of this new tariff, as well as the rest of the customer base. They have rights too, no?

It is clear that the Staff and the Commission is in collusion with industry based on my observation and research over the past 18 months. Why else would FP&L start deploying smart meters in Sept 2009 a full 6 months before PSC Order 10-0153-FOF-EI that provided cost approval was made in March 2010? Did they have an inside fix? Why else would the commission require an annual report on a deployment and give no parameters for what must be included in that report? Note FP&L does not have to report its dismal usage of the promoted website that provides less than useful information on energy usage. Why else would the Commission also ignore the lack of promised cost savings in the last rate case and settle that rate case without the people's representatives' approval (OPC)? Why else would the Commission cover up the failure of these smart meters as presented in Docket #130160? Why else would the Commission (I am forecasting here) approve Docket #130286 and give special deals to large commercial customers while socking it the small businessman?

The Staff, again, has failed to do a proper investigation as noted in this letter. The Commission should not approve the Staff Recommendation. The Commission should close this Docket and open up another Docket to address the unresolved issues of smart meters in Florida regardless of the providing utility.



As the holiday season closes I am thankful to God for all I have achieved throughout my life. I am thankful for the financial resources to be able to opt-out of the ten meters behind my bed. Yes, I will reimburse my neighbors for the costs. They are all snowbirds and their heads reside far away from these meters. It will cost me \$950 upfront for ten meters and \$130/month. It is a price I am able to pay for protection of my health and maintaining privacy from "regulated business purposes", whatever that means. I am distressed about others without the financial means to opt out of their meters and possibly neighbor meters. I ask the Commissioners, Staff, FP&L and OPC – all with ample financial means yourselves – how do you sleep at night?

Regards,

Marilynne Martin

**Shawna Senko**

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**From:** TERRI Fulton <terrifulton@earthlink.net>  
**Sent:** Saturday, December 28, 2013 10:29 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brisé; Office of Commissioner Brown; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Commissioner,

1. I do NOT have a smart meter. My neighbor did facing my bedroom and I was SO ILL (she saw that and had it replaced with a non-transmitting one but I STILL have health issues!)
2. We should NOT have to pay a fee to Opt Out.
3. We certainly should NOT have to pay a monthly fee. If nothing else, we can call readings in - simple. Then come yearly to 'prove'.
4. Those that Opt Out need a analog meter as CA found dirty electricity in homes with the smart/digital meters! Other countries are PULLING THEM!
5. With everything you know personally going on with our government - can't you see this is a tragic-health mistake that has not been prove safe but prove unsafe (your family is getting it too!). A very COSTLY issue. They cost WAY more, have a much short life span and will be shortly REPLACED with "time-of use" smart meters which was admitted to during a hearing! MORE COST!
6. This could have been done MUCH cheaper with hardwired meters sending the info in AND without destroying our health and invading our privacy.
7. DO NOT go with FPL's or Staff's recommendation of a one-time fee...make it NO CHARGE!
8. DO NOT go with FPL'S or Staff's recommendation of a monthly fee...YOU tell them to have customers call in monthly or continue to go and get the readings.
9. Have you found the safety rules hidden back on page 90s of a cell user's info...keep it so many feet away..well smart meters are WAY WORSE!!!
10. Please use your own brain to stop FPL from making us all sick and costing us ridiculous one-time fee and monthly fees for THEIR MISTAKES. Maybe follow the money.

Thank you, TERRI Fulton



**Shawna Senko**

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**From:** Vern H. Goding (FS:119 ) <vkgoding@sprynet.com>  
**Sent:** Sunday, December 29, 2013 4:59 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

For Docket # 130223. FPL LIES to Florida PSC, County Commissions and We the People. The following is a description of my past and recent dealings with FPL on installation of Smart Meters. Please pay particular attention to the obvious Over heating and Fire hazard of these meters, Chinese Mfr. and not baring the UL Label.

Vern H. Goding, IAFF, FF/PRM, Oath Keeper, Vet, Ret. Consult'g Engineer.  
648 Acacia Avenue  
Melbourne Village, FL 32904  
321-725-1049

Late Friday, 21 December 2013, a Real FPL Meter Installer arrived, I told him to Forget it and he said he keeps a couple analog C-5 meters on his truck.

He asked if I wanted him to cut my lock off and I told him NO, I'd locate the key and if need be I would do any cutting. Closed possibility of claiming prior permission to destroy private property existed.

He also advised me that several decades ago, FPL had cut their repair costs by giving up any claim of ownership to the meter cans and only wanted access to the meters with full weather head into house the responsibility of the owner or contractor.

He checked My file records on my meter and the day before it had been listed as "Meter Grinding" and needed replacement with no indication of person or contractor making that claim. I grabbed my Medical stethoscope and we both confirmed there was NO abnormal sounds as were reported. FPL LIED. When I Opted Out the first time, nearly 2 years ago and before the County Commission Opt In decision, I was told by FPL that I would be put on the Opt Out list, BUT if meter needed repair it would be replaced with Smart meter. Only FPL could make the determination of needing repair even if working properly.

Additionally, he advised me FPL usually sends out the Honeywell Contractors to make the replacement and, as in my case determine that the meter needs repair, using the excuses (LIES) "Meter is Grinding", Disk is Flopping" and several other LIES to cause reason to over rule homeowner and any Government Rules and Regulations. Even under his Opt Out, FPL had installed a smart meter on his home and it took him 3 weeks of fighting with his supervisor to get it removed. When FPL issued the work order to reinstall C-5 meter on his house they actually assigned it to him!

Upon opening my meter can he exclaimed, you have the 100 AMP service and probably the original meter. Cleaned out all the bugs and dirt, Zeroed out the old meter reading and zeroed in the replacement C-5 (original style meter), cleaned the contacts and put replacement meter in, installed the FPL seal and I reinstalled my Paddle Lock.

Knowing I was extremely experienced in construction engineering, we had a good chat after the installation. He showed me the new Smart meters and advised GE had supplied USA made meters for FPL testing and acceptance then, after a million unit order, shipped the manufacture to China. C-5 meters bare the Made in USA listing and the **Chinese ones only have a small blue circle with white USA within. On inspection of the rear of the Smart meter, the quality of construction did NOT meet that of the C-5s and Nowhere did they show an Underwriters Laboratories Label.**

**Then he showed me some Smart Meters he had for installation that were new. Their casings were totally white Chinese Plastic. Then he showed me some that had been in for 1 to 2 years and had required replacement and repair by FPL. Most of the top section of the White Plastic on these meters showed the typical Brown Discoloration caused from exposure to excessive HEAT or FIRE. He advised I was correct in being concerned for a fire hazard from these NON-UL Labeled Chinese meters.**

As an aside, he advised that FPL was very lax in maintenance of their system and equipment, except for the sub-contracted tree trimming. Also they have refused to Harden the system, sub-stations and power plants, including the Nuclear Plants against Solar or Nuclear EMP as recommended several times by the Feds own EMP commission over the last decade plus.

I was additionally advise that FPL Lies to the Public Service Commission, with the example that FPL testified the installation of Smart Meters would cause No Loss of jobs. At that time FPL employed over 500 meter readers and has cut that division to 200 currently and that number was dropping steadily. Any FPL requested Opt Out fines and/or fees were totally Bogus. Hopes to make retirement before the SHTF.

FPL has not reissued any FPL business card to him so couldn't provide me one for reference.

V, Goding

Melbourne Village

The following is the previous email sent out on this matter and I plan to sent both the the Public Service Commission for their current deliberations.

"FPL is installing Smart Meters in the West Melbourne and Melbourne Village area.

Last year and before County Commission acted on the Smart Meters, I had formally opted Out of that program with FPL. As I remember, the Commission passed and Opt IN requirement last year.

Yesterday, 19 December 2013 at 1456, while I was away, FPL cut off their meter seal in an attempt to change out my meter. They then noticed my paddle lock, stopped and called my home phone, didn't leave a message. Somehow they got my cell phone number and called it. Cell phone will not name ID the number unless it's someone on my list, didn't recognize the 386-239-5932 number so didn't answer, but matched the number to home caller ID. They refused to leave message on either phone.

Checked the meter and found they had cut off their seal, but honored my private property paddle lock. Without their seal in the way I may be able to put a larger paddle lock on it or a second small one. Technically, the paddle lock is private property and they are not permitted to cut it w/o my permission or my removing it. Only thing they can touch is the meter as the system from the weather head connection into the house is private property and homeowners responsibility.

I sure hope they decide to come back today as I should be home all day. He he, I may have some fun.

V. Goding

Melbourne Village"

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"God SAVE America" Socialism is a disease...FREEDOM, LIBERTY and the CONSTITUTION are the CURE! "What have you done for Freedom and Restoring Our Liberty and Constitution today..?"



**Shawna Senko**

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**From:** Barbara Knick <bknick313@gmail.com>  
**Sent:** Tuesday, December 24, 2013 8:53 AM  
**To:** Records Clerk  
**Subject:** Comments for Docket #130223

Commission Clerk,

I am writing to object to the proposed tariff by FPL for my decision to opt out of the Smart Meter. There should be public hearings on smart meters from a cost, health, privacy and security perspective. There is abundant evidence that smart meters cause health problems and violate privacy. A fee on those opting out of the smart meter is a violation of my rights. There are too many questions on the safety and economics of smart meters.

Barbara Knick  
3074 Savoy Drive  
Melbourne, FL 32940

**Shawna Senko**

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**From:** Volpe Michael G <mgvolpe@mac.com>  
**Sent:** Tuesday, December 24, 2013 12:17 AM  
**To:** Records Clerk; Office of Commissioner Brown; Office of Commissioner Balbis  
**Cc:** Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham  
**Subject:** Comments for Docket # 130223

Dear Commissioners and Clerk,

I am one of the few that wanted to opt out of having a 'smart' meter installed on my electrical entrance. I requested this for a myriad of reasons the most of which is this device sends out or transmits radio signals or some type of radiation/wireless signal for a device located somewhere in an FPL facility. I understand that it is so sophisticated that it can tell when I'm not at home or when we go on vacation I'd rather not have that information be known by anyone other than whom I choose to let know of that.

The existing meter has been in place since the 1950's and all FPL really needs to know is how many total watts we use each month to send me a bill. That has worked fine since that time and I want to leave it that way. I can understand one of the reasons FPL would want this is so they can fire a lot of people that have been employed to drive around and read the meters.

I wonder with all the savings FPL will experience from firing all these employees why they need to have us, opt'ed out, patrons pay an additional one time fee plus a penalty fee each month. And your staff has recommended an amount that they think is suitable. Why haven't we heard of any pubic meetings called to get our input on this action?

When I lived in Portland, Indiana I&M sent me a post card each month, I would read my own meter and mail the post card back to I&M. Seems to me that would be an option for FPL to consider and it would only cost the amount of postage for a postcard. I could see where that cost would be very modest compared to \$95.00 one time charge and an ongoing additional \$13.00 monthly charge in addition to my electrical usage.

I feel like I'm being pushed around and taken advantage of because I have no other source for this electrical supply other than FPL. It is FPL's and the Commissions way of telling me it is, 'My way, or the Highway'.

Ciao for Now,



Mike G Volpe  
510 Substation Rd  
Venice, FL. 34285



**(SMART METERS ARE NOT MANDATORY - the federal Energy Policy Act of 2005 does NOT mandate energy providers to install Smart Meters on homes, it only mandates providers to "offer" Smart Meters and to install them "upon customer request"; YOU ARE THE CUSTOMER AND YOU DID NOT REQUEST A SMART METER.)**

## Crystal Card

---

**From:** Dr. Rich Swier <drswier@gmail.com>  
**Sent:** Monday, December 23, 2013 4:04 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé;  
Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Dear Chair Brise and Commissioners,

I am an FP&L customer and don't have a smart meter.

I am concerned about the implementation of smart meters in my area.

I am requesting that this petition be suspended but it should be put on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective.

In light of the recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the grid, as well as the fact that FP&L's own estimates from the recent rate case do not show savings to the ratepayer, it is time to re-evaluate.

Opt Out's alleviate some concerns but not all. What happens to the multi-family dwellings? How does someone with 10-100 meters behind their wall "opt out"? You can't. What happens to the residents that are getting sick from their neighbors meters or the associated equipment outside their unit on the poles?

Thank you for considering my comments in your deliberations.

Merry Christmas,

Rich

--

**Dr. Rich Swier, LTC, U.S. Army (Ret.)**

6718 Paseo Castille

Sarasota, FL 34238

[drswier@gmail.com](mailto:drswier@gmail.com)

Office: (941) 922-0578



## Crystal Card

---

**From:** kr@reagan.com  
**Sent:** Monday, December 23, 2013 3:26 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé;  
Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket #130223

To Commissioners and Clerk of Public Service for Florida,

I have voiced my opposition on the Smart Meter program to you before asking you to look into this program that moves forward regardless whether the customers/citizens voice their opposition to this program. Now it looks as though you 'cave' to the monopoly known as FP&L by 'considering' their proposal to charge a 'one-time fee plus monthly charge' to those that have been able to keep their analog meters. What part of "We do not want the Smart Meter, we do not want to have to pay more just because we 'opt out'."

Have the questions been answered as to why FP&L consider the \$105 one-time fee for those that haven't even had their analogs removed? Has the question been answered as to why FP&L came up with the \$16/month fee? Why have you even considered, as of late, to a lower set of fees?

The shelf life of a smart meter is less than that of the analog. There's also the danger to citizens privacy due to the threat of cyber attacks. Have these been answered fully? I don't think so as your actions as of late are more in line with 'go along to get along' with a monopoly--why? You work for us, not the FP&L. Our tax dollars go to pay your salary do they not?

Do the right thing here as we are not a 'small minority' of FP&L customers, but rather the 'majority' of citizens not only in the State of Florida, but across the nation opposing this meter program, now opposing the 'fee' of extortion. Let common sense prevail here ladies and gentlemen and protect "We the People" and not big business.

Sincerely,  
Karen Runge  
Coral Springs, FL

## Crystal Card

---

**From:** Office of Commissioner Brown  
**Sent:** Monday, December 23, 2013 3:23 PM  
**To:** Commissioner Correspondence  
**Subject:** FW: Comments for Docket # 130223

Please place the correspondence below in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)

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-----Original Message-----

**From:** [fmfsafsa@juno.com](mailto:fmfsafsa@juno.com) [mailto:[fmfsafsa@juno.com](mailto:fmfsafsa@juno.com)]  
**Sent:** Monday, December 23, 2013 2:54 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; [Commissioner.Edgar@psc.state.fl.us](mailto:Commissioner.Edgar@psc.state.fl.us); [Commissioner.Graham@psc.state.fl.us](mailto:Commissioner.Graham@psc.state.fl.us); Records Clerk  
**Subject:** Comments for Docket # 130223

Dear Commissioners,

I am not sure, that the new smart meter is installed in my house or not. However, I am protesting any kind of surcharges for opt out.

With regards,  
Dr. Alfonz Lengyel  
4206- 73rd Terrace East  
Sarasota, FL 34243  
[fmfsafsa@Juno.com](mailto:fmfsafsa@Juno.com)

---

Do THIS before eating carbs & every time;  
1 EASY tip to increase fat-burning, lower blood sugar & decrease fat storage  
<http://thirdpartyoffers.juno.com/TGL3141/52b895505797b1550040est04vuc>

## Crystal Card

---

**From:** fmfsafsa@juno.com  
**Sent:** Monday, December 23, 2013 2:54 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Commissioner.Edgar@psc.state.fl.us; Commissioner.Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Dear Commissioners,

I am not sure, that the new smart meter is installed in my house or not. However, I am protesting any kind of surcharges for opt out.

With regards,

Dr. Alfonz Lengyel

4206- 73rd Terrace East

Sarasota, FL 34243

[fmfsafsa@Juno.com](mailto:fmfsafsa@Juno.com)

---

Do THIS before eating carbs & every time;

1 EASY tip to increase fat-burning, lower blood sugar & decrease fat storage

<http://thirdpartyoffers.juno.com/TGL3141/52b8955059227155008b9st02vuc>



## Crystal Card

---

**From:** Angie Calhoun  
**Sent:** Monday, December 23, 2013 2:07 PM  
**To:** Consumer Correspondence  
**Subject:** Protest to Docket 130223  
**Attachments:** Untitled; OPT OUT Huge Fees

Please see attached protest for 130223.

Angie Calhoun

## Crystal Card

---

**From:** Carlos Bravo <carlos@karlhausrealty.com>  
**Sent:** Thursday, December 19, 2013 4:28 PM  
**To:** Consumer Contact

Please stop the power companies from charging fees for not having a Smart Meter.

Carlos E. Bravo  
**Karlhaus LLC**  
Office (386) 788-1988



### Important Notice

This message, together with any attachments, is intended only for the addressee(s) named above and contains information that is legally privileged, confidential, and exempt from disclosure. If you are not the intended recipient of this message or an agent responsible for delivering this message to its intended recipient, you have received this communication in error and are hereby notified that any disclosure, forwarding, copying, distribution, dissemination, use or any action or reliance upon this communication is strictly prohibited. Specifically prohibited in all instances is the use or dissemination of any information contained herein for soliciting purposes of any kind. If you have received this communication in error, please notify the sender immediately and delete this message.

[About](#) | [Privacy](#) | [Terms](#) | [Fees](#)

## Crystal Card

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**From:** Suzanne Eovaldi <[wheatergirl73@aol.com](mailto:wheatergirl73@aol.com)>  
**Sent:** Monday, December 23, 2013 1:50 PM  
**To:** Consumer Contact  
**Subject:** OPT OUT Huge Fees

I am an "interested person." Please do not allow FPL to hit us with huge OPT OUT fees in re docket # 130223! Because of serious health and immune condition problems and because of my age, I can not have a Smart Meter on my home. I should not be penalized by my electric monopoly with huge opt out fees as they presently are on track to do. Please listen to the needs of us rate payers and sick people. Thank you so much.

Suzanne Eovaldi  
[wheatergirl73@aol.com](mailto:wheatergirl73@aol.com)



## Crystal Card

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**From:** Terry Holdnak  
**Sent:** Thursday, December 26, 2013 8:38 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Vermont Has a No Cost Decline Provision for its Citizens for "Smart Meters"; Comments for Docket #130223; Comments for Docket # 130223; Comments for Docket # 130223; Comments for Docket #130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
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## Crystal Card

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**From:** George Fuller <grfuller1@msn.com>  
**Sent:** Tuesday, December 24, 2013 2:13 PM  
**To:** Office Of Commissioner Edgar; Steven Stolting; Office of Commissioner Balbis; Office of Commissioner Brisé; Office Of Commissioner Graham; Office of Commissioner Brown; Mark Futrell; (rehwinkel.charles@leg.state.fl.us)  
**Cc:** Sen. Anitere Flores Majority Whip; Garcia.Rene.web@flsenate.gov; Galvano.Bill.web@flsenate.gov; brill.victoria@flsenate.gov; Marilynne Martin  
**Subject:** Vermont Has a No Cost Decline Provision for its Citizens for "Smart Meters"

**The obvious question is why doesn't Florida? It appears to me the Vermont Legislature realizes they work for the citizens who voted them in office not a utility company.**

**I read the recommendations of staff and I have to say it is laughable unless you are part of the bureaucracy of government. It smacks of the boys and girls justifying their existence by coming up with imaginary and meaningless values to show the public, commission and FPL they know what is best. Wow, and how much did it cost taxpayers for that exercise?**

**I find it outrageous they can say someone who declines, not opting out as FPL calls it, is to be penalized for remaining with the meter I have. This is like Obama saying you can keep the meter if you want; period. As in Obamacare if we keep our meter we will be penalized just as people who wanted to keep their health insurance.**

**In addition, FPL has come around once a month and read the meter. Why should I have to pay more now simply because I want to continue my service as is?**

**I don't know where your collective minds are but if Vermont allows people to keep their existing service without penalty why doesn't Florida? Try answering that question and provide me with an answer that is logical.**

**Making me pay a penalty for keeping service I am quite happy with will raise my costs all because I am a retired person interested in my health. The penalty resembles Obamacare as well.**

**Regards,**

**George R. Fuller**  
**3860 Afton Circle**  
**Sarasota, FL. 34233-4106**  
**grfuller1@msn.com**



## Crystal Card

---

**From:** Barbara Knick <bknick313@gmail.com>  
**Sent:** Tuesday, December 24, 2013 8:50 AM  
**To:** Office of Commissioner Brown  
**Subject:** Comments for Docket #130223

Commissioner Brown,

I am writing to object to the proposed tariff by FPL for my decision to opt out of the Smart Meter. There should be public hearings on smart meters from a cost, health, privacy and security perspective. There is abundant evidence that smart meters cause health problems and violate privacy. A fee on those opting out of the smart meter is a violation of my rights. There are too many questions on the safety and economics of smart meters.

Barbara Knick  
3074 Savoy Drive  
Melbourne, FL 32940

## Crystal Card

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**From:** Volpe Michael G <mgvolpe@mac.com>  
**Sent:** Tuesday, December 24, 2013 12:17 AM  
**To:** Records Clerk; Office of Commissioner Brown; Office of Commissioner Balbis  
**Cc:** Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham  
**Subject:** Comments for Docket # 130223

Dear Commissioners and Clerk,

I am one of the few that wanted to opt out of having a 'smart' meter installed on my electrical entrance. I requested this for a myriad of reasons the most of which is this device sends out or transmits radio signals or some type of radiation/wireless signal for a device located somewhere in an FPL facility. I understand that it is so sophisticated that it can tell when I'm not at home or when we go on vacation I'd rather not have that information be known by anyone other than whom I choose to let know of that.

The existing meter has been in place since the 1950's and all FPL really needs to know is how many total watts we use each month to send me a bill. That has worked fine since that time and I want to leave it that way. I can understand one of the reasons FPL would want this is so they can fire a lot of people that have been employed to drive around and read the meters.

I wonder with all the savings FPL will experience from firing all these employees why they need to have us, opt'ed out, patrons pay an additional one time fee plus a penalty fee each month. And your staff has recommended an amount that they think is suitable. Why haven't we heard of any pubic meetings called to get our input on this action?

When I lived in Portland, Indiana I&M sent me a post card each month, I would read my own meter and mail the post card back to I&M. Seems to me that would be an option for FPL to consider and it would only cost the amount of postage for a postcard. I could see where that cost would be very modest compared to \$95.00 one time charge and an ongoing additional \$13.00 monthly charge in addition to my electrical usage.

I feel like I'm being pushed around and taken advantage of because I have no other source for this electrical supply other than FPL. It is FPL's and the Commissions way of telling me it is, 'My way, or the Highway'.

Ciao for Now,



**MARINES**  
THE FEW. THE PROUD.

Mike G Volpe  
510 Substation Rd  
Venice, FL. 34285

**(SMART METERS ARE NOT MANDATORY - the federal Energy Policy Act of 2005 does NOT mandate energy providers to install Smart Meters on homes, it only mandates providers to "offer" Smart Meters and to install them "upon customer request"; YOU ARE THE CUSTOMER AND YOU DID NOT REQUEST A SMART METER.)**



## Crystal Card

---

**From:** Dr. Rich Swier <drswier@gmail.com>  
**Sent:** Monday, December 23, 2013 4:04 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé;  
Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Dear Chair Brise and Commissioners,

I am an FP&L customer and don't have a smart meter.

I am concerned about the implementation of smart meters in my area.

I am requesting that this petition be suspended but it should be put on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective.

In light of the recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the grid, as well as the fact that FP&L's own estimates from the recent rate case do not show savings to the ratepayer, it is time to re-evaluate.

Opt Out's alleviate some concerns but not all. What happens to the multi-family dwellings? How does someone with 10-100 meters behind their wall "opt out"? You can't. What happens to the residents that are getting sick from their neighbors meters or the associated equipment outside their unit on the poles?

Thank you for considering my comments in your deliberations.

Merry Christmas,

Rich

--

**Dr. Rich Swier, LTC, U.S. Army (Ret.)**

6718 Paseo Castille

Sarasota, FL 34238

[drswier@gmail.com](mailto:drswier@gmail.com)

Office: (941) 922-0578

## Crystal Card

---

**From:** kr@reagan.com  
**Sent:** Monday, December 23, 2013 3:26 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé;  
Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket #130223

To Commissioners and Clerk of Public Service for Florida,

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Do the right thing here as we are not a 'small minority' of FP&L customers, but rather the 'majority' of citizens not only in the State of Florida, but across the nation opposing this meter program, now opposing the 'fee' of extortion. Let common sense prevail here ladies and gentlemen and protect "We the People" and not big business.

Sincerely,  
Karen Runge  
Coral Springs, FL

## Crystal Card

---

**From:** Terry Holdnak  
**Sent:** Monday, December 23, 2013 1:30 PM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Comments for docket#130223"; Comments for Docket # 130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)*

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## Crystal Card

---

**From:** Comcast Email <TimothyWilson1605@comcast.net>  
**Sent:** Sunday, December 22, 2013 3:11 PM  
**To:** Office of Commissioner Brown  
**Subject:** Comments for docket#130223"

I refused the smart meter. I should not have to pay a fee to protect my privacy and health.  
Sent from my iPhone

## Crystal Card

---

**From:** HELEN WOLFF <hwolffshome@hotmail.com>  
**Sent:** Sunday, December 22, 2013 12:09 PM  
**To:** Office of Commissioner Balbis  
**Cc:** Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Ladies and Gentlemen:

I am writing to express my opposition to the one-time fee and monthly surcharge in order to retain our existing analog power meters.

The cost of having these meters read is already included in our monthly bill as "customer charge" since we first started getting power from FPL.

It does not pass common sense nor customary business practices that FPL would need to charge analog customers more when FPL is saving money by eliminating meter readers for their smart meter customers.

Since FPL's position is that smart meters eliminate the need for in-person meter readers, I need an explanation as to why those customers having smart meters are not seeing a corresponding reduction in their monthly bills.

Helen Wolff  
7356 Point of Rocks Road  
Sarasota, Florida

## Crystal Card

---

**From:** Pamela Paultre on behalf of Office of Commissioner Brisé  
**Sent:** Monday, December 23, 2013 8:44 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Comments for Docket # 130223

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223-EI.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

---

**From:** HELEN WOLFF [<mailto:hwolffshome@hotmail.com>]  
**Sent:** Sunday, December 22, 2013 12:09 PM  
**To:** Office of Commissioner Balbis  
**Cc:** Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Ladies and Gentlemen:

I am writing to express my opposition to the one-time fee and monthly surcharge in order to retain our existing analog power meters.

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Helen Wolff  
7356 Point of Rocks Road  
Sarasota, Florida

## Crystal Card

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**From:** Pamela Paultre on behalf of Office of Commissioner Brisé  
**Sent:** Monday, December 23, 2013 8:44 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Comments for docket#130223"

Good morning,

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Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

-----Original Message-----

From: Comcast Email [<mailto:TimothyWilson1605@comcast.net>]  
Sent: Sunday, December 22, 2013 3:15 PM  
To: Office of Commissioner Brisé  
Subject: Comments for docket#130223"

I refused the smart meter. I should not have to pay a fee to protect my privacy Md health.  
5832 Elton Rd Venice Fl 34293

Sent from my iPhone

## Crystal Card

---

**From:** Comcast Email <TimothyWilson1605@comcast.net>  
**Sent:** Sunday, December 22, 2013 3:25 PM  
**To:** Records Clerk  
**Subject:** Docket Details for: 130223

I refused the smart meter. I should not have to pay a fee to protect my privacy and health. Be sides I could take a picture of it a email it to you.

Timothy&Moyean Wilson  
5832 Elton Rd  
Venice, Fl  
34292

Sent from my iPhone



**Crystal Card**

---

**From:** HELEN WOLFF <hwolffshome@hotmail.com>  
**Sent:** Sunday, December 22, 2013 12:09 PM  
**To:** Office of Commissioner Balbis  
**Cc:** Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Ladies and Gentlemen:

I am writing to express my opposition to the one-time fee and monthly surcharge in order to retain our existing analog power meters.

The cost of having these meters read is already included in our monthly bill as "customer charge" since we first started getting power from FPL.

It does not pass common sense nor customary business practices that FPL would need to charge analog customers more when FPL is saving money by eliminating meter readers for their smart meter customers.

Since FPL's position is that smart meters eliminate the need for in-person meter readers, I need an explanation as to why those customers having smart meters are not seeing a corresponding reduction in their monthly bills.

Helen Wolff  
7356 Point of Rocks Road  
Sarasota, Florida

## Crystal Card

---

**From:** Terry Holdnak  
**Sent:** Friday, December 20, 2013 8:14 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Docket # 130223 - Smart Meter Opt Out

Please place the correspondence below in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)*

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**From:** thierryanfpl [<mailto:thierryanfpl@gmail.com>]  
**Sent:** Wednesday, December 18, 2013 2:55 PM  
**To:** [rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us)  
**Cc:** Terry Holdnak; Kathryn Cowdery; [mlawson@psc.state.fl.us](mailto:mlawson@psc.state.fl.us); Michael Lawson; [ssoltin@psc.state.fl.us](mailto:ssoltin@psc.state.fl.us)  
**Subject:** Docket # 130223 - Smart Meter Opt Out

*Please place the correspondence below in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.*

Dear Sirs and Ladies,

**Please do not allow the imposition of a penalty upon me for opting to protect myself, my security, and my privacy.**

I have opted out of the smart meter offer by FPL for many reasons. privacy, security, medical issues.

Because of the independent **medical data** that is available regarding the effects of these meters, it is important to me to avoid being placed into such a hazardous situation. My meter is located on the wall that adjoins both my office and kitchen. It is at the hub of the house and all activity taking place within it throughout the entire day.

The data that would be collected and broadcast about my utility use is a **security risk** that may be accessed by thieves and criminals as well as FPL.

The data intended to be collected and broadcast about my utility use constitutes an **invasion of my privacy** that I chose to avoid. The situation that exists currently regarding the secret release of data about customers to NSA and other branches of government without warrants also makes me chose to avoid the collection of any additional data about me and my personal habits and to avoid any opportunity for data being broadcast to those I would not chose to provide with such data. I believe that it is unconstitutional and that with time, will be challenged in the courts.

[http://www.naturalnews.com/042786\\_chinese\\_products\\_kitchen\\_appliances\\_spyware.html](http://www.naturalnews.com/042786_chinese_products_kitchen_appliances_spyware.html)

[http://www.zdnet.com/judge-nsa-phone-metadata-surveillance-likely-unconstitutional-7000024353/?s\\_cid=e589&ttag=e589](http://www.zdnet.com/judge-nsa-phone-metadata-surveillance-likely-unconstitutional-7000024353/?s_cid=e589&ttag=e589)

[http://www.newyorker.com/online/blogs/johncassidy/2013/12/richard-leon-nsa-ruling-learned-hand.html?utm\\_source=tny&utm\\_medium=email&utm\\_campaign=dailyemail&mbid=nl\\_Daily+%2882%29](http://www.newyorker.com/online/blogs/johncassidy/2013/12/richard-leon-nsa-ruling-learned-hand.html?utm_source=tny&utm_medium=email&utm_campaign=dailyemail&mbid=nl_Daily+%2882%29)

Please **issue an order to establish a Smart Meter Review docket with full public hearings** to review the issues that concern the citizens of Florida if you wish to collect information about the responses of the public regarding this imposition by a monopoly rather than a service company.

**I oppose the proposals contained in Docket # 130223-El and I urge you to vote against it.**

A. Thierry  
[thierryanfl@gmail.com](mailto:thierryanfl@gmail.com)



RECEIVED-FPSC  
Carlotta Stauffer

**From:** Michael Lawson  
**Sent:** Thursday, December 19, 2013 9:26 AM  
**To:** Carlotta Stauffer  
**Subject:** FW: Docket 130223- Petition for Approval of Optional Non Standard Meter Rider by, Florida Power and Light Company

COMMISSIONER  
CLERK

Carlotta,  
Please place the communication below in the docket correspondence file for Docket No. 130223-EI.

Thanks,  
Mike

---

**From:** Mark Futrell  
**Sent:** Wednesday, December 18, 2013 4:30 PM  
**To:** Michael Lawson  
**Cc:** Jennifer Crawford; Elisabeth Draper; David Dowds; Walter Clemence  
**Subject:** FW: Docket 130223- Petition for Approval of Optional Non Standard Meter Rider by, Florida Power and Light Company

Michael,

Please place the communication below in the docket correspondence file for Docket No. 130223-EI.

Thanks,  
Mark Futrell

---

**From:** Deb Caso [<mailto:debracaso@hotmail.com>]  
**Sent:** Wednesday, December 18, 2013 3:48 PM  
**To:** Mark Futrell; Office of Commissioner Brisé  
**Cc:** Office of Commissioner Balbis; Office of Commissioner Brown; Office Of Commissioner Graham  
**Subject:** Docket 130223- Petition for Approval of Optional Non Standard Meter Rider by, Florida Power and Light Company

Dear Commission,

I am planning to purchase a home in Northport, Florida and I will be an OPT OUT customer for health reasons. I understand FPL came out with a Rider for the OPT OUT of the Smart Meter , with a cost charge for its OPT OUT customers.

From what I see below the maximum charge for OPT OUT should be no higher than \$6.81 (below)

The home has the older meter and is already listed as a customer so there would be no other changes needed and no extra expense should be applied.

FLORIDA POWER AND LIGHT COMPANY  
MONTHLY COSTS PER METER  
Monthly Manual Meter Reading

Line No.	Description	Amount
1	<b>Meter Reading Opt Out Cost per Read</b>	
2	Projected number of opt out customers	12,000
3	Annual cost per meter reading FTE	
4	Payroll cost per meter reading FTE (includes supervision)	\$ 47,354
5	Overhead cost per meter reading FTE	\$ 27,450
6	Non-payroll cost per meter reading FTE	\$ 11,738
7	Total annual cost per meter reading FTE	\$ 86,542
8		
9	Annual number of meter reads per year per meter reading FTE	12,708
10	Annual number of opt out reads (Line 2 X 12)	144,000
11	Opt out FTE's required (Line 10 / Line 9)	11
12	Total opt out cost (Line 7 X Line 11)	\$ 980,645
13		
14	Cost per Opt Out Read (Line 12 / Line 10)	<u>\$ 6.81</u>

OTHER OPT OUT SUGGESTION for the Rider:

\*I Prefer NO Charge for OPTING OUT of the SMART METER. I will be already paying for service at that address and

I would be happy to report my meter reading without paying for a meter reader.

Thank you for your consideration.

Debra and Tony Caso

**Shawna Senko**

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**From:** Pamela Paultre on behalf of Office of Commissioner Brisé  
**Sent:** Thursday, December 19, 2013 9:21 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Comments for Docket # 130223

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223-El.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

**From:** pat wayman [mailto:pat.wayman@gmail.com]  
**Sent:** Thursday, December 19, 2013 2:38 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

Greetings Gentle People,

I am an FP&L customer, and I do not have a smart meter. (I also do not have a cell phone, by choice, and Verizon is not forcing me to purchase one or raising my rates.)

I strongly believe the health effects of these meters must be investigated fully and completely before the smart meters are installed, in order to protect the citizens of our state. This concern is especially important in Florida, where people come to retire.

RF frequencies vary in intensity and in frequency. The organs of our bodies also operate at a low RF frequency. While the intensity has been studied, the frequencies, especially those that are similar to our body organs, have not been adequately studied. I do not believe Florida should be the laboratory to test their theory that it is harmless. Demonstrations have been shown that a certain frequency can shatter a glass. While the FP&L frequency may not be that drastic, it could have an effect on quality of life and associated illnesses. I remind you that nuclear energy was once considered safe, but it has not proven so for Chernobyl nor Fukushima. The FCC testing is for thermal (temperature-raising study) not for biological effects in organs.

Federal law --- One other point: Federal law requires smart meters to be an "opt-in" program. Despite what the Utilities and the Corporation Commission claim, I refer you to federal law. Please Read 16 USC Chapter 46,



Public Utility Regulatory Policies, (Energy Act of 2005) Sec. 1252. Smart Metering (see Exhibit 4). This section has not been changed since it was implemented, and it clearly indicates that a customer must "request" such metering. Do you have standing to go against federal law on this issue?

Florida states have similar language. By charging increased fees to customers who do not want a smart meter, they would be punishing those who do not want the new technology.

Privacy: While I realize that FP&L states that the confidentiality of customer information has always been a top priority, and we continue to diligently protect against unauthorized disclosure of customer specific data and information," they cannot guarantee the protection of our data.... as has been demonstrated by the NSA surveillance and the serving of secret, gag-order subpoenas. Even data such as when one is using electricity and when they are not, reveals private information. This is especially important in a state with many seasonal residents.

FP&L would not need to spend extra funds to allow customers to keep the analog meters, as they already have a program allowing people to pay an estimate of their bill or an average monthly charge. Meter reading is not required on a monthly basis.

FP&L is using taxpayer funding in the form of a federal grant, therefore we are paying for these meters, and we should not be forced to install one. If we do not want a meter, we should have a credit for the cost of the meter and its installation. This could possibly be a violation of our Constitutional rights.

Reliability: Analog meters have proven to be extremely safe and maintenance free.

One unintended consequence is the loss of jobs, especially in our current poor economy. We should be supporting jobs for our citizens.

Additional information:

Sedona, AZ opts out --- Councillors have taken action to "...direct the staff to prepare a statement for the Arizona Corporation Commission that expresses concerns, on behalf of our Sedona citizens, that Smart Meters have not been proven safe and until such time as definitive proof exists the Arizona Corporation Commission should allow the Sedona community to opt out without penalties."

<http://emfsafetynetwork.org/sedona-arizona-a-smart-meter-free-zone/>

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"In an historic vote that marks another milestone in smart meter resistance, on the evening of April 11, 2012 Hornby Island residents voted overwhelmingly to declare our island, "Smart Meter Free Hornby". "

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**Fairfax County, CA**, opts out of smart meters.

### **Attorney in Claremore, OK** (excerpt from letter to city council)

"Bottom line, there is no safe level of radiation for you, for me, for our children or grandchildren. We should not consider such things as wireless smart meters. A decision by the Claremore City Council to approve Smart Meters will be a decision to kill the quality of life in Claremore, and make your citizens sick. I ask you to do your own independent research on this subject. Reject any consultant studies based on FCC standards and get to the truth. You have a chance to save your city from many illnesses, cancers, sleepless nights, all other maladies that come from Electro Magnetic Sensitivity and the liabilities that accrue there from. There are other options. The citizens of Claremore deserve protection from this radiation. You do not have a right to do wrong and are

urged to keep wireless smart meters out of Claremore. Additionally, I have not addressed the fire hazards nor the Fourth Amendment Constitutional issues, which are as real and dangerous as the health issues and issues that you should be informed about also."

[http://www.stetzerizer-us.com/Federal-law-requires-smart-meters-to-be-an-opt-in-program\\_b\\_74.html](http://www.stetzerizer-us.com/Federal-law-requires-smart-meters-to-be-an-opt-in-program_b_74.html)

**Company that sells smart meter RF blocking devices** (and provides information about the effects of RF radiation on their site).

<http://www.smartmeterblock.com/>

Finally, since there is so much public concern about the smart meters, wouldn't it be prudent to put the people ahead of a corporation? When our health is at stake, there should be no doubt as to safety. Can we afford to be wrong if it makes people sick?

Thank you for allowing me to provide this information for your consideration. I hope you will preserve Florida by disapproving these wireless meters. I would be pleased to talk to any of you if you have questions.

Respectfully,

Pat Wayman  
3071 Border Rd  
Venice, FL 34292  
941-412-0193



**Shawna Senko**

---

**From:** Wayne Petit <wpetit@gmail.com>  
**Sent:** Wednesday, December 18, 2013 12:10 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223  
**Attachments:** Support letter suspend tariff 09\_13.pdf; FCC Letter.pdf

**To Commissioners and Chairman,**

We are FPL customers and oppose the use of wireless smart meters on our home. Members of my family are extremely sensitive to wireless EMF's that are transmitted by these devices and they have severe adverse affects on our health. We should NOT have to pay extra fees for the privilege of FPL not putting one of these Smartmeters on our home. I am a Computer Engineer that works with wireless network technology and I am very aware of the health and privacy concerns of these devices. As a family we purposely do NOT user Wireless Internet routers (WIFI) and other wireless phones/cellular in our home. This is our choice as it pertains to our private home and residence. So why should we have accept a wireless SmartMeter on our home against our consent or be penalized with extra fees to Opt Out?

See some of the reasons below for justification of our request.

1. We current do not have an FPL SmartMeter and will not let one be installed on our home despite multiple attempts by FPL.
2. Not only should this petition be suspended but it should be put on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective. In light of the recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the grid, as well as the fact that FP&L's own estimates from the recent rate case do not show savings to the ratepayer, it is time to re-evaluate.
3. Opt Out's alleviate some concerns but not all. What happens to the multi-family dwellings? How does someone with 10-100 meters behind their wall "opt out"? You can't. What happens to the residents that are getting sick from their neighbors meters or the associated equipment outside their unit on the poles?
4. What exactly is a "non-standard" meter? Those opting out want to retain their analog meters and do not want a non-communicating meter (digital). (This is important as California found that the digital meters were still making people sick because of the dirty electricity it produced on their home electrical lines.)
5. Those opting out should not have to pay a fee to protect their health and privacy. The smart meters cost approx. 5 times more than the analog and their estimated useful life is half. They require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees, etc.) than analogs. The cost is far greater. Weather events will cost more as there is now additional sensitive communication equipment that can be damaged and will need replacement
6. As FP&L admitted in Docket # 130160, smart meters stop communicating. FP&L needs a method to get the meter reads in for the smart meters that don't work properly. FP&L could use the same programs to get the manual meter reads in for the opt outs. They don't need to write separate programs.
7. Monthly manual meter reads are not required for those opting out. FP&L could do one of two things. Either do estimated billing based on history or have the customer submit their own meter reading. Once a year FP&L should be coming out to all customers (regardless of which meter they have) to inspect their equipment on our property to make sure it is in good working order. They could do a meter read at that time to verify that the customer was doing proper readings. In addition, customers could also submit digital photos of their meter to support their readings. No need for monthly charges.
8. There is PLENTY of precedent of services be performed for "some" customers and not "all" and no fee is charged. Examples, 1) spanish translations of materials, customers service, 2) brail bills, 3) TDDY services for the deaf, 4) home energy audits

Sincerely,



Wayne Petit  
2691 Pearl Lake Trail  
New Smyrna Beach, FL 32168

See letters below also Against the SmartMeter mandates..



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Appropriations Subcommittee on Education, *Chair*  
Agriculture  
Appropriations  
Appropriations Subcommittee on Health  
and Human Services  
Education  
Gaming  
Health Policy  
Regulated Industries  
Rules

**SENATOR BILL GALVANO**  
26th District

September 19, 2013

Mr. Mark Futrell  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Re: Docket ID: 130223-EI

Dear Mr. Futrell,

I am writing today regarding the Florida Public Service Commission (PSC) meeting scheduled for September 25, 2013, specifically agenda item eight.

Item eight relates to the petition for approval of optional non-standard meter rider by Florida Power and Light (FPL). Over the past several months I have received letters, telephone calls, and emails from the constituents of the 26<sup>th</sup> senate district who have expressed their concern with smart meters and their opposition to the PSC approving a smart meter opt-out tariff.

I am respectfully requesting that the PSC commissioners follow staff's recommendation of suspending the FPL proposed non-standard meter rider tariff to allow sufficient time for research, comments, and discussion with all interested parties.

If you have any additional questions, please feel free to contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read "Bill Galvano", written over a light blue horizontal line.

Bill Galvano

#### REPLY TO:

- ☐ 1023 Manatee Avenue West, Suite 201, Bradenton, Florida 34205 (941) 741-3401
- ☐ 326 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5026

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**DON GAETZ**  
President of the Senate

**GARRETT RICHTER**  
President Pro Tempore



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Appropriations Subcommittee on Education, *Chair*  
Agriculture  
Appropriations  
Appropriations Subcommittee on Health  
and Human Services  
Education  
Gaming  
Health Policy  
Regulated Industries  
Rules

### SENATOR BILL GALVANO

26th District

August 22, 2013

Mr. Rashmi Doshi  
Federal Communications Commission  
445 12<sup>th</sup> Street SW  
Washington D.C. 20554

Re: Docket ID: FCC-2013-0212

Dear Mr. Doshi,

I am writing on behalf of a group of constituents from my Senate district in Florida and the concerns they have shared with me regarding exposure to radio frequency (RF) energy, more specifically RF-emitting devices including Smart Meters.

Over the past few months, I have received a variety of letters and emails expressing concern about the guidelines that have been set by the Federal Communications Commission (FCC) as they relate to Smart Meters.

Due to the fact that the state of Florida does not monitor or have precedent over RF-emitting devices, I am respectfully requesting a review of the concerns expressed by my constituents including but not limited to exposure of RF-emitting devices.

If you have any additional questions, please feel free to contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read "Bill Galvano", is written over a light blue horizontal line.

Bill Galvano

#### REPLY TO:

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DON GAETZ  
President of the Senate

GARRETT RICHTER  
President Pro Tempore



**Shawna Senko**

---

**From:** Barbara Knick <bknick313@gmail.com>  
**Sent:** Thursday, December 19, 2013 9:17 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket #130223

Dear Commissioners,

I am an FP&L customer, and I do not have a smart meter. (I also do not have a cell phone, by choice, and Verizon is not forcing me to purchase one or raising my rates.)

I strongly believe the health effects of these meters must be investigated fully and completely before the smart meters are installed, in order to protect the citizens of our state. This concern is especially important in Florida, where people come to retire.

RF frequencies vary in intensity and in frequency. The organs of our bodies also operate at a low RF frequency. While the intensity has been studied, the frequencies, especially those that are similar to our body organs, have not been adequately studied. I do not believe Florida should be the laboratory to test their theory that it is harmless. Demonstrations have been shown that a certain frequency can shatter a glass. While the FP&L frequency may not be that drastic, it could have an effect on quality of life and associated illnesses. I remind you that nuclear energy was once considered safe, but it has not proven so for Chernobyl nor Fukushima. The FCC testing is for thermal (temperature-raising study) not for biological effects in organs.

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Florida statutes have similar language. By charging increased fees to customers who do not want a smart meter, they would be punishing those who do not want the new technology.

Privacy: While I realize that FP&L states that "the confidentiality of customer information has always been a top priority, and we continue to diligently protect against unauthorized disclosure of customer specific data and information," they cannot guarantee the protection of our data.... as has been demonstrated by the NSA surveillance and the serving of secret, gag-order subpoenas. Even data such as when one is using electricity and when they are not, reveals private information. This is especially important in a state with many seasonal residents.

FP&L would not need to spend extra funds to allow customers to keep the analog meters, as they already have a program allowing people to pay an estimate of their bill or an average monthly charge. Meter reading is not required on a monthly basis.

FP&L is using taxpayer funding in the form of a federal grant, therefore we are paying for these meters, and we should not be forced to install one. If we do not want a meter, we should have a credit for the cost of the meter and it's installation. This could possibly be a violation of our Constitutional rights.

Reliability: Analog meters have proven to be extremely safe and maintenance free.

One unintended consequence is the loss of jobs, especially in our current poor economy. We should be supporting jobs for our citizens.

**Additional information:**

Sedona, AZ opts out --- Councillors have taken action to "...direct the staff to prepare a statement for the Arizona Corporation Commission that expresses concerns, on behalf of our Sedona citizens, that Smart Meters have not been proven safe and until such time as definitive proof exists the Arizona Corporation Commission should allow the Sedona community to opt out without penalties."

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"Bottom line, there is no safe level of radiation for you, for me, for our children or grandchildren. We should not consider such things as wireless smart meters. A decision by the Claremore City Council to approve Smart Meters will be a decision to kill the quality of life in Claremore, and make your citizens sick. I ask you to do your own independent research on this subject. Reject any consultant studies based on FCC standards and get to the truth. You have a chance to save your city from many illnesses, cancers, sleepless nights, all other maladies that come from Electro Magnetic Sensitivity and the liabilities that accrue there from. There are other options. The citizens of Claremore deserve protection from this radiation. You do not have a right to do wrong and are urged to keep wireless smart meters out of Claremore. Additionally, I have not addressed the fire hazards nor the Fourth Amendment Constitutional issues, which are as real and dangerous as the health issues and issues that you should be informed about also."

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Finally, since there is so much public concern about the smart meters, wouldn't it be prudent to put the people ahead of a corporation? When our health is at stake, there should be no doubt as to safety. Can we afford to be wrong if it makes people sick?

Thank you for allowing me to provide this information for your consideration. I hope you will preserve Florida by disapproving these wireless meters. I would be pleased to talk to any of you if you have questions.

Respectfully,

Barbara Knick  
3074 Savoy Drive  
Melbourne, FL 32940



**Shawna Senko**

---

**From:** pat wayman <pat.wayman@gmail.com>  
**Sent:** Thursday, December 19, 2013 2:38 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223

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Thank you for allowing me to provide this information for your consideration. I hope you will preserve Florida by disapproving these wireless meters. I would be pleased to talk to any of you if you have questions.

Respectfully,

Pat Wayman

3071 Border Rd  
Venice, FL 34292  
941-412-0193

## Crystal Card

---

**From:** Cristina Slaton  
**Sent:** Wednesday, December 04, 2013 9:31 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket Correspondence - 130223-EI  
**Attachments:** Levy - Smart Meter.pdf

Please place the attached letter received in Commissioner Balbis' office in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Cristina



November 19, 2013

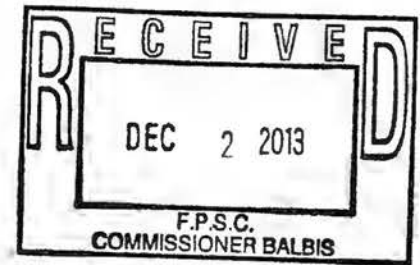
Chairman Ronald Brise

Commissioners Edward Balbis

Lisa Polk Edgar

Art Graham

Julie Emmanuel Brown



**Regarding Florida Power and Light Smart Meters Docket # 130223**

Gentleman:

I attended and spoke at the workshop on smart meters held in Tallahassee on September 20, 2012. I had previously written the commission on this subject. I have some further comments regarding the FPL proposal of \$ 105. charge and \$ 16. a month for opting out of the smart meter program.

**There should be no monthly charge for customers willing to read their own meter and enter those numbers by phone, or on line to a secure FPL phone or server.** My father paid his electric bill in New York City for decades to Con Edison this way, and I paid my bill in Washington State this way. Of course back then we filled in the graphic circular meter representation on our bill. Today phoning in will be as instantaneous as if a smart meter read the numbers. This eliminates the cost and expense of hiring a meter reader, and maintaining a fleet of vehicles to do so. FPL already has years of data on many of their customers and should easily be able to spot any abnormally high or low readings and respond with an automatic phone call or e- mail asking us to recheck those readings.

Anyone who still requires a meter reader should pay **no more than \$ 10 a month**, what Pacific Gas and Electric charges its customers in California. I have no problem with FPL charging a deposit of \$ 150. For NEW customers without a payment record, to insure that they don't lose money on anyone who misreads their meter.

**Regarding the \$ 105. Flat fee. This is pure bull crap.** FPL Has been using this same technology for the past 80 years. For them to claim that they have to re-invent this technology is highway robbery at best. There will be no charge to replace malfunctioning smart meters, and the same courtesy must be extended to users of analog meters. Besides I would be greatly surprised if FPL didn't stockpile all their old analog meters for eventual sale to some third world country. Take them out of storage and re use them here.

There is no upfront charge for everyone to cover the cost of Spanish speaking customer service representatives for these special needs people, and there should be no charge to meet the needs of people opting out of smart meters. We can't learn to live with these things, as a Latino might learn to speak English. **This technology is making us sick. !!**

At the public hearings I watched on TV covering the FPL rate increase I kept hearing that FPL had a return on investment approaching 30 % per year. I only wish I could get 5 % from my bank. See the attached blurb from the Miami Herald showing that they made \$ 400. Million profit last quarter. **This is a very wealthy company and the idea that they are trying to squeeze the blood out of us to cover something that they can easily afford, that we believe is affecting our health is an outrage.**

I only hope that you remember that you are the Florida Public Service Commission and not the Florida Corporate Welfare Commission. I would like to end this letter with some words appearing on television in a recent FPL Commercial Ad.

For FPL it's not about doing what's convenient, it's about doing what's right !!!

I sincerely hope you hold this mega wealthy company to its word.

Sincerely,

*Art Levy*

Art Levy

1200 Crandon Boulevard  
Key Biscayne, Florida 33149

H1  
MIAMI HERALD  
NOV 2, 2013

3C

## FLORIDA BRIEFS

### • UTILITIES

## FPL, parent company see rise in earnings

Florida Power & Light and its parent company, NextEra Energy, Inc., reported higher earnings during the year's third quarter, as officials pointed to increased investment in the state's largest utility.

FPL on Friday reported third-quarter net income of \$422 million, or 99 cents a share, compared with \$392 million, or 93 cents a share during the same period last year. NextEra Energy reported third-quarter net income of \$698 million, or \$1.64 a share, compared with \$415 million, or 98 cents a share, during the third quarter of 2012.

On an adjusted basis, NextEra Energy earned \$607 million, or \$1.43 a share, during the recently completed quarter.

"At Florida Power & Light Company, increased investment in the business continues to improve reliability, reduce emissions, lower fuel costs, and enhance an already excellent value proposition for our customers," NextEra Energy President and Chief Executive Officer James L. Robo said in a prepared statement.

NEWS SERVICE OF FLORIDA

## Crystal Card

---

**From:** Pamela Paultre  
**Sent:** Monday, December 02, 2013 10:34 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket no. 130223  
**Attachments:** 12-2 Levy.pdf

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036



November 19, 2013

Chairman Ronald Brise

Commissioners Edward Balbis

Lisa Polk Edgar

Art Graham

Julie Emmanuel Brown

Regarding Florida Power and Light Smart Meters Docket # 130223

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MIAMI HERALD

NOV 2, 2013

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NEWS SERVICE OF FLORIDA

## Crystal Card

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**From:** Terry Holdnak  
**Sent:** Monday, December 02, 2013 11:17 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Dkt 130223-EI Levy Letter.pdf

Please place the attached letter received in Commissioner Brown's office in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)*

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November 19, 2013

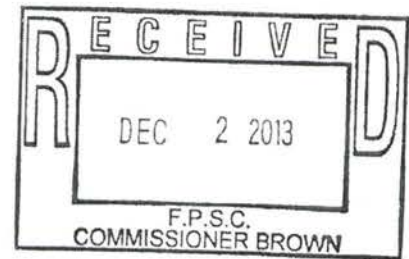
Chairman Ronald Brise

Commissioners Edward Balbis

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Art Graham

Julie Emmanuel Brown



Regarding Florida Power and Light Smart Meters Docket # 130223

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MIAMI HERALD

NOV 2, 2013

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NEWS SERVICE OF FLORIDA

## Crystal Card

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**From:** Office of Commissioner Brown  
**Sent:** Monday, November 25, 2013 8:44 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Docket # 130223 - Additional Comments -Questions Not Being Addressed  
**Attachments:** Addl Comments to FPSC on Docket 130223-EI - Questions Not Being Asked.doc

Please place the correspondence below and the attachment in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
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**From:** Marilynne Martin [<mailto:mmartin59@comcast.net>]  
**Sent:** Friday, November 22, 2013 5:32 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Cc:** JR Kelly; [rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us); Senator Bill Galvano  
**Subject:** Docket # 130223 - Additional Comments -Questions Not Being Addressed

Attached please find some additional comments regarding Docket # 130223, Florida Power & Light filed a "Petition for approval of optional non-standard meter rider". The comments are focused on the needed questions that have yet to be asked through the two rounds of data requests.

Thank you.

Marilynne Martin



Marilynne Martin  
420 Cerromar Ct Unit #162  
Venice, FL 34293  
941-244-0783

November 22, 2013

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

**Re: Docket 130223-EI – Additional Comments on FP&L’s Petition for approval of optional non-standard meter rider – Questions Not Being Addressed**

Dear Commissioners,

I am writing to comment on Docket 130223-EI and request these comments be considered as well as be placed on public record for this docket in a timely fashion.

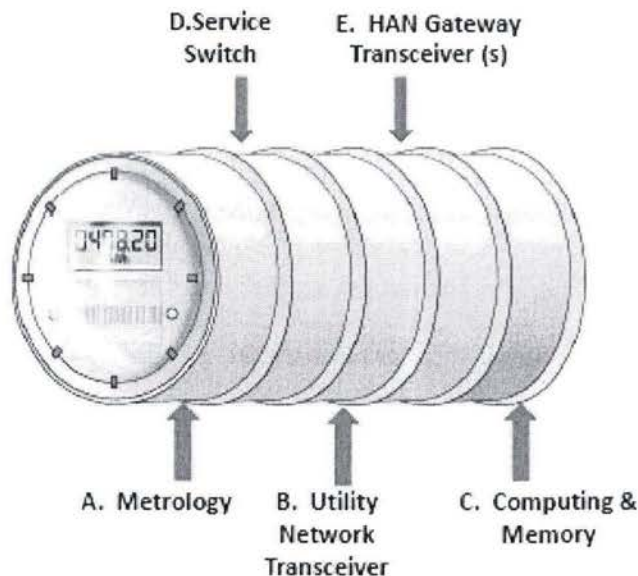
I have reviewed the formal data requests sent by Staff to FP&L and will note two significant lines of questioning that have not been addressed by Staff and should be addressed before a decision is made on this tariff. The first has to do with the definition of “non-standard” meter and the second is Cost Avoidance.

**“Non-Standard” Meter**

Florida Power and Light’s (FPL) Non-Standard Meter Rider (NSMR) fails to include the definition of a non-standard meter. The tariff only says “shall be provided with a non-communicating meter of the Company’s choice”. The Staff have not requested a definition nor queried FP&L as to what meter will be provided. The tariff should clearly identify exactly what is being contracted for.

As I have stated in my previous comments, FP&L is installing Network Communication & Management Equipment that they call a “smart meter”. The purpose of this tariff is to address the concerns of those that object to this equipment. The two major concerns of the public are health and privacy. The “smart meter” contains two transmitters that emit RF microwave radiation, which cause a health issue. The “smart meter” also contains a computer and software that is capable of surveillance of the activities of the private home and cause the privacy concerns. Please refer to the drawing below, taken from presentation given on June 28, 2010 to the Mid-Atlantic Conference of Regulatory Utility Commissioners by Chuck Goldman, Project Manager, Electricity Markets and Policy Group of the Lawrence Berkeley National Laboratory

## 4.51 Metering



Lawrence Berkeley National Laboratory - Smart Grid Technical Advisory Project

It is essential that this NSMR tariff provide the customer with the option to have an analog meter that does not contain transmitters or computers (electro-mechanical) and that such be put in writing. A "non-communicating meter" is too vague and anything short of keeping an analog meter will not be acceptable nor resolve the issues.

### Cost Avoidance

The FP&L NSMR tariff filing lays out all the additional costs they say that they will incur but does not put forth any costs they will avoid as a result of a customer selecting a non-standard meter nor does the Commission Staff query FP&L on such avoided costs. Both elements need to be reviewed in order to fairly present a cost analysis.

Some examples of cost avoidance that needs to be considered and credited to those choosing a non-standard meter:

- 1) **Avoided Cost of "Obsolete Meters"** – In FP&L's 2009 rate case (Docket Nos. 080677-EI and 090130-EI) they stated that as a result of this smart meter project they would need to write off the remaining balance of the meters made "obsolete by AMI". The cost recovery requested was \$101,081, 858. This write-off will be lower as a result of some customers keeping their old meters. Assuming 4.5 million meters, the write-off will be reduced by \$22.46/meter not replaced by a smart meter, a considerable cost avoidance.
- 2) **Avoided Cost of Annual Additional Depreciation** – Per the FP&L schedule referred to above, the average cost of the old analog meter was \$55 (\$249M/4.5 million meters). I believe the useful life for depreciation purposes was approx. 36 years resulting in annual

depreciation costs of \$1.54/meter. Table 13 from page 95 of Order No. PSC-10-0153-FOF-EI shows the smart meters average cost of \$143 (\$643.9 million/4.5 million meters). I believe the useful life of these new meters was set at 20 years resulting in annual depreciation of \$7.15. FP&L will incur substantially lower depreciation charges when a customer chooses a NSM, a significant cost avoidance.

- 3) Software fees – As stated above, these “smart meters” have computers that run on software. Software is usually subject to license fees and many license agreement fees are based on the number of units. If FP&L license agreements are structured such way, these fees will not have to be paid for those choosing a NSM resulting in cost savings.
- 4) Data Storage & Transmission Fees – The “smart meter” collects a significant amount of data and continually transmits such data. Such data also needs to be stored in equipment. If FP&L’s contracts with carriers are set up on a usage basis versus fixed fee basis there will be cost avoidance since NSM will not be transmitting data. Likewise, FP&L will require less data storage since this data will not be collected and stored for customers choosing NSM and hence costs will be avoided.

The above list is not meant to be all-inclusive. Staff needs to request that FP&L identify all variable costs and determine the costs that will not be incurred and hence avoided by customers choosing a NSM and factor that into the tariff being requested.

As I stated in my comments submitted on September 23<sup>rd</sup>, the Commission needs to put this docket on hold and set up full evidentiary public hearings on smart meters. The opt out fee is extortion being levied upon the Florida citizens.

Regards,

Marilynne Martin



## Crystal Card

---

**From:** Pamela Paultre on behalf of Office of Commissioner Brisé  
**Sent:** Tuesday, November 12, 2013 12:25 PM  
**To:** Commissioner Correspondence  
**Subject:** FW: FPL request for fees on old meters

Good afternoon,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223-El.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

-----Original Message-----

From: thomas olsen [<mailto:tjolsen3@juno.com>]  
Sent: Tuesday, November 12, 2013 11:56 AM  
To: Office of Commissioner Brisé  
Subject: FPL request for fees on old meters

Dear Chairman Brise

I am one of the people that refused to let FP&L change my meter. I have no issue with the desire for them to want to upgrade the meter to save them tons of money. However, what FP&L told me in a letter two years ago and just recently when they sent a installer to my house to pull my meter out is that if they did any damage to my house by opening the meter enclosure it "would be my responsibility to repair any damage that they did to my outside wall". The installer said that I could get a handyman at my expense to fix the damage that they may cause. I have never done anything to the enclosure after moving into my house when it was constructed 17 years ago,

I would be glad to allow them to remove the meter if they repaired my wall as required due to any damage that they may cause. An additional note; the installer they send out is not equipped to cut around the enclosure to insure minimum damage or to repair any damage. As a matter of fact the installer told me that the old lady , referring to a senior citizen next door, chiseled out her own enclosure.

I asked my handy man ,who indicated to cut around the box prior to opening it and then repairing the minimum damage by doing so, would cost \$30. I believe either FP&L should take care of the repair them selfs or compensate the customer for getting it repaired. This small amount of effort on their part or minimal compensation would be dwarfed by what they claim they are saving.

I would be glad to talk to you further on this matter and are opposed to any fee that they want to charge because they refuse to do their job.

Thomas J Olsen  
561-776-9260

---

How to Sleep Like a Rock

Obey this one natural trick to fall asleep and stay asleep all night.

<http://thirdpartyoffers.juno.com/TGL3141/52825de0ebe735de04e63st02vuc>

Hong Wang

**From:** Pamela Paultre  
**Sent:** Friday, November 08, 2013 11:06 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket no. 130223-EI

Good morning,

Please include the record of the following conversation in Docket Correspondence of Consumers and their Representatives in docket no. 130223-EI:

Tom Ellwood of St. Lucie County called to inquire about the date of the hearing on smart meters. Baldwyn spoke with Mr. Ellwood today and informed him that a hearing date had not yet been scheduled.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036



## Crystal Card

---

**From:** Office of Commissioner Brown  
**Sent:** Tuesday, November 05, 2013 1:48 PM  
**To:** Commissioner Correspondence  
**Subject:** FW: Docket #130223

Please place the correspondence below in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-El.

Thanks,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
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**From:** Marilynne Martin [mailto:mmartin59@comcast.net]  
**Sent:** Tuesday, November 05, 2013 11:49 AM  
**To:** Michael Lawson  
**Cc:** JR Kelly; rehwinkel.charles@leg.state.fl.us; Senator Bill Galvano; BRILL.VICTORIA; Steven Stolting; Office of Commissioner Balbis; Office Of Commissioner Edgar; Office of Commissioner Brisé; Office Of Commissioner Graham; Office of Commissioner Brown; Kathryn Cowdery; Ann Cole; flores.anitere.web@flsenate.gov; garcia.rene.web@flsenate.gov; steve.precourt@myfloridahouse.gov  
**Subject:** Re: Docket #130223

Dear Mr. Lawson,

Just to set the record straight – FP&L provided the Commission with 6 **Redacted** CD's. Redacted I take to mean that the items that they were claiming were confidential were not included. CD's I take to mean are documents in electronic format.

In addition, for the record, the information you provided is not only **NOT** helpful but also fails to answer the question as to why the Commission has not made the non confidential responses from FP&L available to the public.

Sincerely,  
Marilynne Martin  
Venice, FL

**From:** Michael Lawson <MLawson@PSC.STATE.FL.US>  
**Date:** Monday, November 4, 2013 2:36 PM  
**To:** Marilynne Martin <mmartin59@comcast.net>  
**Subject:** RE: Docket #130223

Dear Ms. Martin,

I have made inquiries to the Commission Clerk concerning your e-mail which was sent to me this morning. While Commission Staff has received a response to the first set of data requests in docket number 130223, the response was not provided to the Commission Clerk in a format that would facilitate its posting in the online docket file. Barring a specific request from staff or the party furnishing the response, such responses are generally not posted in the electronic docket file.

Document 06132-13 is part of the response to staff's first set of data requests. It is, however, subject to a claim of confidentiality and access to this document is strictly controlled by the Commission Clerk. Under the Commission's Rules for storing and handling confidential information only Commission staff and parties to this docket may view the document and even then, they are subject to the terms and provisions of a non-disclosure agreement governing the document. Until such time as this Commission makes a determination that this document is not subject to a claim of confidentiality, or the Company withdraws its claim, the Commission Clerk cannot release the document to the general public.

Hopefully you find this information helpful and that we have answered your questions. If you have any other questions please do not hesitate to contact me at any time.

Sincerely,  
Michael Lawson  
Senior Attorney  
Public Service Commission

**From :** Marilynne Martin [<mailto:mmartin59@comcast.net>]  
**Sent:** Monday, November 04, 2013 7:52 AM

**To:** Michael Lawson

**Cc:** JR Kelly; [rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us); Senator Bill Galvano; BRILL.VICTORIA; Steven Stolting; Office of Commissioner Balbis; Office Of Commissioner Edgar; Office of Commissioner Brisé; Office Of Commissioner Graham; Office of Commissioner Brown; Kathryn Cowdery; Ann Cole

**Subject:** Docket #130223

Dear Mr. Lawson,

Below is a snapshot taken today of the PSC page on Docket #130223.

## Document Detail for Docket Number: **130223** (13 documents)

Document	Order	Date filed	Description	Files
06706-13		11/1/2013	GCL/Lawson - Copy of letter dated 11/1/13 to FPL/Rubin titled "staff's second data request;" information requested by 11/12/13.	• <a href="#">*06706-13.pdf</a> (0.5MB)
06154-13	<a href="#">PSC-13-0469-TRF-EI</a>	10/14/2013	Order PSC-13-0469-TRF-EI suspending FPL's proposed optional non-standard meter rider tariff; docket to remain open pending Commission's final action.	• <a href="#">*06154-13.pdf</a> (0.3MB) • <a href="#">06154-13 13-0469.ord.doc</a> (0.0MB)
06132-13		10/11/2013	FPL (Rubin) - (CONFIDENTIAL) Response to staff's 1st set of data requests; specifically attachment to response to data request No. 26.	
06131-13		10/11/2013	FPL (Rubin) - Notice of intent to request confidential classification of information [of DN 06132-13]. [CLK note: 6 redacted copies provided on CD only; all 6 CDs forwarded to ECO.]	• <a href="#">*06131-13.pdf</a> (0.4MB)

I see you are on to the second set of data requests. The question I have is when will the first set of responses be shared with the public? It has been over 30 days since FP&L submitted them. Why the suppression of information – where's the "sunshine" in Florida?

See below correspondence with Ms. Cowdrey on another smart meter docket – experiencing the same "technical difficulties"? This pattern is disturbing.

The public should not have to request that these documents be posted, please review internal procedures. Please see that the responses get posted asap.

Thank you.

Marilynne Martin  
Venice, FL



---

**From:** Kathryn Cowdery <[kcowdery@PSC.STATE.FL.US](mailto:kcowdery@PSC.STATE.FL.US)>  
**Date:** Thursday, July 18, 2013 5:04 PM  
**To:** Marilynne Martin <[mmartin59@comcast.net](mailto:mmartin59@comcast.net)>  
**Cc:** <[rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us)>  
**Subject:** RE: Docket #130160

Dear Ms. Martin: Thank you for bringing this to my attention. Inadvertently, the data request responses were not filed as requested by FPL. I have contacted the Clerk's office and expect that the responses will be posted tomorrow morning. I have an electronic copy which I will send you by separate e-mail. Again, thank you for bringing this to my attention.

Kathryn Cowdery  
Senior Attorney

---

**From:** Marilynne Martin [<mailto:mmartin59@comcast.net>]  
**Sent:** Thursday, July 18, 2013 4:01 PM  
**To:** Kathryn Cowdery  
**Cc:** [rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us)  
**Subject:** Docket #130160

Dear Ms. Cowdery,

The responses to the data request in the above mentioned docket were due back on July 11th. I see FP&L responded to the data request on July 10th and also requested confidential treatment for data request #17. Why haven't the remaining responses been posted for the public?

What is the timing requirement to post these documents?

Thank you.

Sincerely,  
Marilynne Martin  
Venice, FL

## Crystal Card

---

**From:** Office of Commissioner Brown  
**Sent:** Monday, November 04, 2013 9:26 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Docket #130223

Please place the correspondence below in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thanks,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)*

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

---

**From:** Marilynne Martin [<mailto:mmartin59@comcast.net>]  
**Sent:** Monday, November 04, 2013 7:52 AM  
**To:** Michael Lawson  
**Cc:** JR Kelly; [rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us); Senator Bill Galvano; BRILL.VICTORIA; Steven Stolting; Office of Commissioner Balbis; Office Of Commissioner Edgar; Office of Commissioner Brisé; Office Of Commissioner Graham; Office of Commissioner Brown; Kathryn Cowdery; Ann Cole  
**Subject:** Docket #130223

Dear Mr. Lawson,

Below is a snapshot taken today of the PSC page on Docket #130223.

## Document Detail for Docket Number: **130223** (13 documents)

Document	Order	Date filed	Description	Files
06706-13		11/1/2013	GCL/Lawson - Copy of letter dated 11/1/13 to FPL/Rubin titled "staff's second data request;" information requested by 11/12/13.	<ul style="list-style-type: none"> <li>• <a href="#">*06706-13.pdf</a> (0.5MB)</li> </ul>
06154-13	<a href="#">PSC-13-0469-TRF-EI</a>	10/14/2013	Order PSC-13-0469-TRF-EI suspending FPL's proposed optional non-standard meter rider tariff; docket to remain open pending Commission's final action.	<ul style="list-style-type: none"> <li>• <a href="#">*06154-13.pdf</a> (0.3MB)</li> <li>• <a href="#">06154-13 13-0469.ord.doc</a> (0.0MB)</li> </ul>
06132-13		10/11/2013	FPL (Rubin) - (CONFIDENTIAL) Response to staff's 1st set of data requests; specifically attachment to response to data request No. 26.	
06131-13		10/11/2013	FPL (Rubin) - Notice of intent to request confidential classification of information [of DN 06132-13]. [CLK note: 6 redacted copies provided on CD only; all 6 CDs forwarded to ECO.]	<ul style="list-style-type: none"> <li>• <a href="#">*06131-13.pdf</a> (0.4MB)</li> </ul>

I see you are on to the second set of data requests. The question I have is when will the first set of responses be shared with the public? It has been over 30 days since FP&L submitted them. Why the suppression of information – where's the "sunshine" in Florida?

See below correspondence with Ms. Cowdrey on another smart meter docket – experiencing the same "technical difficulties"? This pattern is disturbing.

The public should not have to request that these documents be posted, please review internal procedures. Please see that the responses get posted asap.

Thank you.

Marilynne Martin  
Venice, FL

---

**From:** Kathryn Cowdery <[kcowdery@PSC.STATE.FL.US](mailto:kcowdery@PSC.STATE.FL.US)>  
**Date:** Thursday, July 18, 2013 5:04 PM  
**To:** Marilynne Martin <[mmartin59@comcast.net](mailto:mmartin59@comcast.net)>  
**Cc:** <[rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us)>  
**Subject:** RE: Docket #130160

Dear Ms. Martin: Thank you for bringing this to my attention. Inadvertently, the data request responses were not filed as requested by FPL. I have contacted the Clerk's office and expect that the responses will be posted tomorrow morning. I have an electronic copy which I will send you by separate e-mail. Again, thank you for bringing this to my attention.



Kathryn Cowdery  
Senior Attorney

---

**From:** Marilynne Martin [<mailto:mmartin59@comcast.net>]  
**Sent:** Thursday, July 18, 2013 4:01 PM  
**To:** Kathryn Cowdery  
**Cc:** [rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us)  
**Subject:** Docket #130160

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What is the timing requirement to post these documents?

Thank you.

Sincerely,  
Marilynne Martin  
Venice, FL

## Crystal Card

---

**From:** Pamela Paultre on behalf of Office of Commissioner Brisé  
**Sent:** Monday, November 04, 2013 9:23 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Docket #130223

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223-EL. .

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

**From:** Marilynne Martin [<mailto:mmartin59@comcast.net>]  
**Sent:** Monday, November 04, 2013 7:52 AM  
**To:** Michael Lawson  
**Cc:** JR Kelly; [rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us); Senator Bill Galvano; BRILL.VICTORIA; Steven Stolting; Office of Commissioner Balbis; Office Of Commissioner Edgar; Office of Commissioner Brisé; Office Of Commissioner Graham; Office of Commissioner Brown; Kathryn Cowdery; Ann Cole  
**Subject:** Docket #130223

Dear Mr. Lawson,

Below is a snapshot taken today of the PSC page on Docket #130223.

## Document Detail for Docket Number: **130223** (13 documents)

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Thank you.

Marilynne Martin  
Venice, FL

---

**From:** Kathryn Cowdery <[kcowdery@PSC.STATE.FL.US](mailto:kcowdery@PSC.STATE.FL.US)>  
**Date:** Thursday, July 18, 2013 5:04 PM  
**To:** Marilynne Martin <[mmartin59@comcast.net](mailto:mmartin59@comcast.net)>  
**Cc:** <[rehwinkel.charles@leg.state.fl.us](mailto:rehwinkel.charles@leg.state.fl.us)>  
**Subject:** RE: Docket #130160

Dear Ms. Martin: Thank you for bringing this to my attention. Inadvertently, the data request responses were not filed as requested by FPL. I have contacted the Clerk's office and expect that the responses will be posted tomorrow morning. I have an electronic copy which I will send you by separate e-mail. Again, thank you for bringing this to my attention.

Kathryn Cowdery  
Senior Attorney



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**From:** Marilynne Martin [<mailto:mmartin59@comcast.net>]  
**Sent:** Thursday, July 18, 2013 4:01 PM  
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The responses to the data request in the above mentioned docket were due back on July 11th. I see FP&L responded to the data request on July 10th and also requested confidential treatment for data request #17. Why haven't the remaining responses been posted for the public?

What is the timing requirement to post these documents?

Thank you.

Sincerely,  
Marilynne Martin  
Venice, FL

**Shawna Senko**

---

**From:** Ruth McHargue  
**Sent:** Thursday, October 24, 2013 12:34 PM  
**To:** Consumer Correspondence  
**Cc:** Diane Hood  
**Subject:** FW: To CLK Docket 130223  
**Attachments:** Docket No. 130223-EI - Optional Non-Standard Meter tariff; RE: Docket # 130223; RE: Comments for docket #130223

Customer correspondence

---

**From:** Diane Hood  
**Sent:** Wednesday, September 25, 2013 2:28 PM  
**To:** Ruth McHargue  
**Subject:** To CLK Docket 130223

These have been added as info request to docket 130223, EI802, PR-69. DH

## Shawna Senko

---

**From:** Richard Parks <richardaparks@me.com>  
**Sent:** Tuesday, September 24, 2013 8:01 PM  
**To:** Consumer Contact  
**Subject:** Docket No. 130223-EI - Optional Non-Standard Meter tariff

-----BEGIN PGP SIGNED MESSAGE-----

Hash: SHA1

We are writing you in opposition to Docket No. 130223-EI filed by Florida Power and Light Company. With Docket No. 130223-EI Florida Power and Light is seeking approval from the Public Service Commission to impose an additional charge (Optional Non-Standard Meter tariff) upon customers who have opted out of the so called "smart meters" that FPL is seeking to impose on its customers.

There is no Florida law that specifically addresses the question of opt-out fees for meters or for other aspects of utility service. Florida law does specify that electric service shall be provided by a utility under non-discriminatory terms and conditions. In other words, similarly situated customers are provided service at identical rates and under identical terms of service, so no one gets special treatment at the expense of other customers. If individual customers seek service under different terms that would impose added costs, the Public Service Commissions policy generally places the responsibility for those costs on the individual customer.

With regards to the "smart meter" issue Florida Power and Light Company alleges the "smart meters" are more economical for them. It is not the case that continued use of our existing non "smart meters" will cost Florida Power and Light Company anything. Florida Power and Light Company is not doing anything. The wires are in place as are the meters. We (their customers) paid for the meters long ago.

A case can easily be made that if Florida Power and Light Company is receiving an economic benefit from the use of "smart meters" they should reduce the rates of their "smart Meter" customers and leave the rates of the non "smart meter" customers at present levels. Such a solution would in no way be punitive.

Florida Power and Light Company is a huge company. They have been given monopoly status in order to provide a service to the public. They should take care to conduct themselves as a service company, not as a monopoly.

We urge you to vote against Docket No. 130223-EI.

Thank you.

Richard & Billie Sue Parks  
571 SW Todd Ave  
Port St Lucie, FL 34983-2915

-----BEGIN PGP SIGNATURE-----

Version: GnuPG/MacGPG2 v2.0.20 (Darwin)

Comment: GPGTools - <http://gpgtools.org>

Comment: Using GnuPG with Thunderbird - <http://www.enigmail.net/>

iQEcbAEBAgAGBQJSQiejAAoJECOWM2NKfnd6G7kH/3w18dVJlmuUSuYmbFTnZtEW  
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=n5c1  
-----END PGP SIGNATURE-----

## Shawna Senko

---

**From:** Shawna Senko  
**Sent:** Wednesday, September 25, 2013 8:43 AM  
**To:** 'Dave'  
**Cc:** Consumer Contact  
**Subject:** RE: Docket # 130223

We will be placing your comments below in consumer correspondence in Docket No. 130223 and forwarding your comments to the Office of Consumer Assistance and Outreach.

Shawna Senko  
Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
850-413-6770

**From:** Dave [mailto:dwatkins48@cfl.rr.com]  
**Sent:** Wednesday, September 25, 2013 12:49 AM  
**To:** Records Clerk  
**Subject:** Docket # 130223

Dear sir/madam: I had tried to mail this to the addresses I have for PSC personel and the computer won't do it. Can you please accept this. ----- Thanks: Dave W.

Dear Sirs/Madams:

I am a customer of Florida Power and Light Co. and have about a year ago been put on the "opt out" list by FP&L and do not have a "smart meter" on my house.

This letter is about and ref. to Docket # 130223 before the PSC. I have as of 1998 been medically diagnosed with multiple chemical sensitivity, numerous radical food allergies, heavy metals toxicity, mold sensitivity, dust and dust mite allergies, and electrical hypersensitivity by three different doctors in three different states. I went on Social Security disability at age 59 1/2 because of these problems with the advice and testimony of 5 doctors, a lawyer, and a decision by an administrative law judge, all in my favor. I had taken a medical retirement from 35 years in ground communications work at the John F. Kennedy Space Center because of the aforementioned medical conditions. Fighting these battles has been an uphill battle in which I have made a lot of improvement over the years and have learned a lot about these kinds of things. When I sleep at night I have to cut off all of the electric to the room I sleep in, in order to cut back on the amount of pain I am in. It doesn't get rid of it all because there is a 7,500 volt primary line 40 feet behind my house for power distribution and that also gives me pain. I also do not have and cannot have a so called "wifi" system in my house for the same reason. Someone gave me a wireless 'phone system back about 8 years ago, and one nights use gave me a lot of severe pain that took almost a year to go away because of apparent tissue damage. I shut the whole thing off the next day and got rid of it. At least I had control over that. I will have no control over what is now coming down the pike. Now I find myself up against a monolithic mess coming from Florida power & light co. of which I have been a good customer of for over 45 years, never missing a payment and always on time. As you well know and are apparently dealing with, power companies across the nation are installing "smart meters" which in essence are digital data collection and radio transmission units that transmit digitized data by R.F. radio transmissions back to the power company in short bursts every few seconds day after day. Exposure over time to this, "Threshold Limit Values", as known in agencies such as "OSHA" apply here. I have taken readings on these meters to prove this point so I am not repeating information from other sources. Also, these meters are transmitting low power in the

900 mhz communication band. This band of frequencies are in particular extremely hard on me and cause severe reactions. I know this for a fact because of not only the wireless 'phone experience listed above, but I also have done work for radio stations in the past, and I can not until this day even go near a radio station that uses the 900 mhz band for a studio to transmitter link. Much lower frequencies are not nearly as bad, and can be tolerated for short periods of time once in awhile. I have already informed Florida Power & Light co. to not put a "smart meter" on my house. Now I see that there is a very strong possibility that I just might be penalized for being electrically sensitive by having to pay a penalty fee for not taking a "smart meter". This is in my opinion nothing short of extortion and I will not tolerate it in any way. If I have to I will either have the electric cut off altogether and go to living as people did before the advent of electricity, or I will have to bring suit against them in a court of law under the "Americans with disabilities act" and/or a title 42 action. I will be 70 in November, so there also is a strong possibility there can be a lawsuit under the Elder Abuse Act as well as RICO.

Notwithstanding the privacy issues involved with this as well as health issues. Literally thousands, if not millions of people will suffer a lifetime of serious health consequences because of these transmission devices that are running almost constantly in multiple energy bursts day after day after day that unlike a cell 'phone cannot be cut off. I strongly urge the PSC to deny FPL request to charge for "opt out". In the long run I am absolutely convinced beyond a shadow of a doubt that with my background of over 50 years in electronics that it makes no difference if someone is electrically sensitive or not, they will with long term exposure suffer severe health consequences because of these meters as well as a host of other electronic radio transmission devices that all operate on these higher frequencies. As such I strongly urge you as the active agency that represents the interests of the people of the state of Florida to at the very least reject totally FP&L's request to charge these "Opt out" penalty fees. To at least give us that have these concerns a fighting chance without being charged a fee for being susceptible to these R.F. frequencies of which we have no control over. It's not that we have a choice to be this way. We have no choice. We are this way. Work with us, not against us. Thank you.

Sincerely: David Watkins. Edgewater, Florida.



## Shawna Senko

---

**From:** Shawna Senko  
**Sent:** Wednesday, September 25, 2013 9:44 AM  
**To:** 'sandia0837@aol.com'  
**Cc:** Consumer Contact  
**Subject:** RE: Comments for docket #130223

We will be placing your comments below in consumer correspondence in Docket No. 130223 and forwarding your comments to the Office of Consumer Assistance and Outreach.

Shawna Senko  
Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
850-413-6770

**From:** [sandia0837@aol.com](mailto:sandia0837@aol.com) [<mailto:sandia0837@aol.com>]  
**Sent:** Wednesday, September 25, 2013 8:50 AM  
**To:** Records Clerk  
**Subject:** Comments for docket #130223

Clerk,

These smart meters are causing me illness and hair-loss. Charging us a tariff for not having one?!!! I think FPL should pay me for "Pain and Suffering". Does no one hear us?!!!

Sandra Pennypacker

**Shawna Senko**

---

**From:** Pamela Paultre on behalf of Office of Commissioner Brisé  
**Sent:** Tuesday, October 08, 2013 9:21 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Docket # 130223---Comments to Chairman Brise

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223.

Thank you.

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

**From:** Andy [<mailto:bruceanna@tampabay.rr.com>]  
**Sent:** Monday, October 07, 2013 2:40 PM  
**To:** Office of Commissioner Brisé  
**Subject:** Docket # 130223---Comments to Chairman Brise

Chairman Brise-----The following is respectfully submitted to you.

The petition by FP&L for approval to charge an opt-out fee should be denied , or at the very least suspended. No approval should be granted until full evidential public hearings dealing with FP&L'S cost to date to implement smart meters can be examined. Cost verses ultimate benefit should be carefully weighed. Who is going to ultimately bear this cost, the customer or the utility? What has happened to the millions of functioning analog meters? Were they destroyed and why? What provable savings have been realized? Unsubstantiated grandiose projections by FP&L should not even be considered.

The concern over issues of health have not even been fully investigated. Has the PUC carefully investigated the thousands of published medical reports by accredited doctors, health research organizations, and universities pointing out the harmful effects from radio waves? This is a new and emerging medical concern and should not be dismissed lightly. It seems instead to appear all of PUC'S health and safety concern has been based on the FCC'S claim of safety based on thermal testing findings and not on the effects of radio wave research.

There should be a concern for the security of our electric grid. We are under continuous cyber hacking in every venue. What would Florida or the nation do if our electrical grid is hacked and shut down? To be so pompous to say it can't happen is irresponsible.

The Federal Energy Policy Act of 2005 uses the following language regarding the implementation of the smart grid. It's language clearly states that the utility companies are to "offer the meters to customers and install them at customers request". The meters are not mandated. The interpretation of the law offered by Walter Clemence is not even a stretch, it is a complete departure from the language and a creation rewrite to justify an agenda. Despite the overwhelming number of meters installed by utility companies, these meters were installed without consent. Those who were home at the time and objected to installation were told they had no choice in the matter. They could not refuse installation. The real reason the utility companies managed to install such a large quantity of meters on homes was because the customers were not informed or told they had no choice.

There is no question of 4th amendment violation. The utility company is responsible to supply energy and bill us for its use. We are responsible for paying the bill. This does not give the utility company authority to reach into the privacy of our homes and be able to determine what appliances we are using, shut them off at their will with the use of the two way networking and communication system they installed on our homes without our consent. This violates our 4th Amendment rights.

Andy Branco

\_\_\_\_\_ Information from ESET NOD32 Antivirus, version of virus signature database 8887 (20131007)  
\_\_\_\_\_

The message was checked by ESET NOD32 Antivirus.

<http://www.eset.com>



**Shawna Senko**

---

**From:** Andy <bruceanna@tampabay.rr.com>  
**Sent:** Monday, October 07, 2013 2:45 PM  
**To:** Records Clerk  
**Subject:** Fw: Docket # 130223---Comments to Chairman Brise

Ms. Cole-----This is a copy of email sent to Chairman Brise regarding Docket # 130223.  
----- Original Message -----

**Subject:** Docket # 130223---Comments to Chairman Brise

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Andy Branco

\_\_\_\_\_ Information from ESET NOD32 Antivirus, version of virus signature database 8887 (20131007)

\_\_\_\_\_

The message was checked by ESET NOD32 Antivirus.

<http://www.eset.com>

**Shawna Senko**

---

**From:** Office of Commissioner Balbis  
**Sent:** Monday, October 07, 2013 10:08 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: No opt out fees

Please place the email below in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Cristina

-----Original Message-----

**From:** Laura Ebelhardt [[mailto:lne\\_33@me.com](mailto:lne_33@me.com)]  
**Sent:** Sunday, October 06, 2013 8:13 AM  
**To:** Office of Commissioner Balbis  
**Subject:** No opt out fees

No opt out fees  
Sent from my iPhone



**Shawna Senko**

---

**From:** Office of Commissioner Brown  
**Sent:** Monday, October 07, 2013 10:05 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Docket No. 130223-EI

Please place the correspondence below in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

Ms. Terry Holdnak  
Executive Assistant to Commissioner Brown Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)

-----Original Message-----

From: Laura Ebelhardt [[mailto:lne\\_33@me.com](mailto:lne_33@me.com)]  
Sent: Sunday, October 06, 2013 8:14 AM  
To: Office of Commissioner Brown  
Subject:

No opt out fees  
Sent from my iPhone

**Shawna Senko**

---

**From:** Pamela Paultre on behalf of Office of Commissioner Brisé  
**Sent:** Monday, October 07, 2013 11:24 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Docket 130223

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

-----Original Message-----

From: Laura Ebelhardt [[mailto:lne\\_33@me.com](mailto:lne_33@me.com)]  
Sent: Sunday, October 06, 2013 8:15 AM  
To: Office of Commissioner Brisé  
Subject: Docket 130223

No opt out fees

Sent from my iPhone

**Shawna Senko**

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**From:** Ruth McHargue  
**Sent:** Friday, September 27, 2013 5:05 PM  
**To:** Consumer Correspondence  
**Cc:** Diane Hood  
**Subject:** docket 130223

Customer correspondence

-----Original Message-----

From: Consumer Contact  
Sent: Friday, September 27, 2013 1:18 PM  
To: Ruth McHargue  
Subject:

Copy on file, see 1125076C. DHood

-----Original Message-----

From: [consumerComplaint@psc.state.fl.us](mailto:consumerComplaint@psc.state.fl.us) [mailto:consumerComplaint@psc.state.fl.us]  
Sent: Friday, September 27, 2013 10:46 AM  
Cc: Consumer Contact  
Subject: E-Form Other Complaint TRACKING NUMBER: 34494

#### CUSTOMER INFORMATION

Name: Stephanie Austin  
Telephone:  
Email:  
Address: 6350 Arrowhead Vero Beach FL 32967

#### BUSINESS INFORMATION

Business Account Name: Stephanie Austin  
Account Number:  
Address: 6350 Arrowhead Vero Beach Florida 32967

#### COMPLAINT INFORMATION

Complaint: Other Complaint against Florida Power & Light Company

Details:

Commissioners,

It is imperative that an investigation on the smart meter/smart grid be conducted in the state of Florida. The evidence for harm continues to mount. CHASM members have heard from many, many individuals that experience Electro-hypersensitivity (EHS) as a result of deployment. We have presented you with numerous full medical studies showing proof that non-thermal radiation has biological effect on humans.

These have been unjustly ignored.

Other key points:



- \*Eventually, all household appliances will be connected to the smart meter, dramatically increasing RF in every home. The Home Area Network and TOU pricing are next as admitted by FPL.
- \*Utilities other than FPL are denying consumers the right to remove the smart meter.
- \*The public has not been properly educated or informed.
- \*Those residing next to co-located smart meters in condos or apartments are at particular risk.
- \*NBC Palm Beach has documented at least 30 smart meter fires - since then, this has been "hushed up". I have seen smart meters removed after a fire has taken place.
- \*The public has the right to consent to agents they are exposed to.
- \*This is quite possibly Floridas largest consumer revolt: 34,000 FPL customers, 655+ complaints to the PSC, 8 city and county resolutions.
- \*Any fee is punitive and unjust. This will be a hardship for many.
- \*The September smart meter workshop was filled with misinformation. PG&E was forced to admit the transmission frequency in legal documents: the average number of pulses would average around 9,600 to a maximum of 190,000 pulses per 24 hour period. FPL will only say the meter transmits a few minutes per day. THE SMART METER IS NEVER OFF. Pulsed radiation is a constant danger to human health. FPL HAS NEVER ADMITTED THE TRANSMISSION FREQUENCY! This alone is cause for a full legal hearing.
- \*The American Academy of Pediatrics has warned against the proliferation of exposures from wireless devices. No child has yet lived with 20-30 years of exposures. We only assume safety!
- \*You have also received the letter of warning written directly to the PSC from the American Academy of Environmental Medicine.
- \*We have the right to know if our home is located next to collector points or other RF emitting grid apparatus. CHASM members and supporters urge a full legal hearing now.

Stephanie Austin,  
member, Coalition for Health Against Smart Meters

PSC was contacted previously

**Shawna Senko**

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**From:** Joyce Cream <j.cream@att.net>  
**Sent:** Monday, September 23, 2013 6:50 PM  
**To:** Records Clerk  
**Cc:** William Bigelow; Bill Owra  
**Subject:** Docket Details for: 130223

I opted out of having a smart mower and object to being forced to comply or be charged fees to remain safe. Please convey my opinion to the full board.

**Shawna Senko**

---

**From:** Michael Lawson  
**Sent:** Tuesday, September 24, 2013 4:19 PM  
**To:** Shawna Senko  
**Subject:** FW: Docket 130223

Please have Mr. DiMuzio's comments below placed in the correspondence file for Docket No. 130223-EI.

Thanks,  
Mike

---

**From:** Mark Futrell  
**Sent:** Tuesday, September 24, 2013 3:52 PM  
**To:** Michael Lawson  
**Cc:** Steven Stolting; Elisabeth Draper; Laura King; Don Rome; David Dowds; Walter Clemence; Diana Marr  
**Subject:** FW: Docket 130223

Michael,

Please have Mr. DiMuzio's comments below placed in the correspondence file for Docket No. 130223-EI.

Thanks,  
Mark Futrell

---

**From:** Steven Stolting  
**Sent:** Tuesday, September 24, 2013 12:36 PM  
**To:** Mark Futrell  
**Subject:** FW: Docket 130223

For handling per our discussion.

---

**From:** Steven Stolting  
**Sent:** Tuesday, September 24, 2013 12:35 PM  
**To:** 'Samuel DiMuzio'  
**Subject:** RE: Docket 130223

Dear Mr. DiMuzio:

Thank you for your communication to the Office of Inspector General. I have provided your comments to our staff responsible for the smart meter issue for their information and entry into Commission records.

Sincerely,

**Steven J. Stolting**  
**Inspector General**  
**Florida Public Service Commission**  
**2540 Shumard Oak Blvd**



**Tallahassee, Florida 32399**

**Office (850) 413-6071**

**FAX (850) 413-6339**

**sstoltin@psc.state.fl.us**

---

**From:** Samuel DiMuzio [<mailto:pep303@bellsouth.net>]

**Sent:** Tuesday, September 24, 2013 11:48 AM

**To:** Steven Stoltin

**Subject:** Docket 130223

The subject docket allows/stream lines FP&L to charge for the new meter which for many is a health hazard. On the other hand, FP&L will allow the current meter device and charge the homeowner an immediate fee for keeping the meter and then a monthly fee for the current meter.

We are being jackknifed either way. It is disgusting and I resent it.

Sam DiMuzio  
303 Genoa Rd.  
St. Augustine, FL 32084

**Shawna Senko**

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**From:** Ruth McHargue  
**Sent:** Friday, September 27, 2013 4:09 PM  
**To:** Consumer Correspondence  
**Cc:** Diane Hood  
**Subject:** FW: To CLK Docket 130223

Customer correspondence

-----Original Message-----

From: Consumer Contact  
Sent: Friday, September 27, 2013 1:18 PM  
To: Ruth McHargue  
Subject:

Copy on file, see 1125076C. DHood

-----Original Message-----

From: [consumerComplaint@psc.state.fl.us](mailto:consumerComplaint@psc.state.fl.us) [mailto:consumerComplaint@psc.state.fl.us]  
Sent: Friday, September 27, 2013 10:46 AM  
Cc: Consumer Contact  
Subject: E-Form Other Complaint TRACKING NUMBER: 34494

#### CUSTOMER INFORMATION

Name: Stephanie Austin  
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Details:

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These have been unjustly ignored.

Other key points:

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- \*We have the right to know if our home is located next to collector points or other RF emitting grid apparatus. CHASM members and supporters urge a full legal hearing now.

Stephanie Austin,  
member, Coalition for Health Against Smart Meters

PSC was contacted previously



**Shawna Senko**

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**From:** Pamela Paultre  
**Sent:** Wednesday, September 25, 2013 2:23 PM  
**To:** Commissioner Correspondence  
**Subject:** Docket no. 130223-EI  
**Attachments:** 9-25 Ellenberger.pdf

Good afternoon,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

September 15, 2013

Heidi Ellenberger  
Florida Power & Light  
Regulatory Customer Relations Manager  
9250 West Flagler Street, Miami, FL 33174



Re: INSTALLATION OF SMART METERS OPT-OUT

I, Jack Lustgarten, suffer from multiple sclerosis, and in addition have a history of colon cancer. My wife Janet Lustgarten was born with a congenital heart defect and consequently has had an artificial titanium aortic valve (St. Jude Medical) implanted in her chest. She also has had her thyroid removed due to cancer. Both of us are senior citizens. We have been consulting professionals regarding the safety of smart meters.

Because of the serious medical conditions described above, we have been advised to opt out from the program of installation of smart meters in our condominium home at 800 Ben Franklin Drive, Unit 207, Sarasota, Florida. We expect that there will not be any monetary penalty as this would be discriminatory against persons of illness.

Name: Jack Lustgarten

Address: 800 Ben Franklin Drive, Unit 207  
Sarasota, Florida 34236

Signature:

C: Ronald A. Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**Shawna Senko**

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**From:** Michael Lawson  
**Sent:** Friday, September 27, 2013 8:41 AM  
**To:** Shawna Senko  
**Subject:** FW: Helath Problems From Smart Meters  
**Attachments:** PeopleInOKGettingSickFromSM9-2013.doc; Marilynne MartinLtrToPSC-Docket130223.doc

Please have the email below and the attachments placed in the correspondence file for Docket No. 130223-El.

Thanks,  
Mike Lawson

---

**From:** Mark Futrell  
**Sent:** Thursday, September 26, 2013 4:42 PM  
**To:** Michael Lawson  
**Cc:** David Dowds; Walter Clemence; Diana Marr; Elisabeth Draper; Laura King; Don Rome; Jennifer Crawford  
**Subject:** FW: Helath Problems From Smart Meters

Michael,

Please have the email below and the attachments placed in the correspondence file for Docket No. 130223-El.

Thanks,  
Mark Futrell

**From:** Williams, Jae [<mailto:Jae.Williams@myfloridahouse.gov>] **On Behalf Of** Roberson, Ken  
**Sent:** Wednesday, September 25, 2013 7:46 AM  
**To:** Keating, Cochran; Mark Futrell; Collins, Lucretia  
**Subject:** FW: Helath Problems From Smart Meters

More correspondence and information on Smart Meters from Mr. Bigelow

Jae E. Williams (Ms.)  
Legislative Aide to Rep. Ken Roberson  
District #75  
17825 Murdock Circle, Suite B  
Port Charlotte, FL (office) 941-613-0914  
Tallahassee Address:  
214 House Office Building  
850-717-5075

---

**From:** William Bigelow [<mailto:wbigelow@live.com>]  
**Sent:** Tuesday, September 24, 2013 4:31 PM  
**To:** Roberson, Ken  
**Subject:** Helath Problems From Smart Meters

Ken:



Earlier today, I sent you the submission of Marilynne Martin to the PSC commissioners in connection with Docket 130223. She covered several health concerns being experienced across the country and the FL PSC's atrocious addressing of such concerns. Martin outlines the despicable manner in which massive health information submitted to them in September 2012 has been totally ignored by the PSC as they subsequently claimed Smart Meters are totally safe. Martin rightfully so calls for the Attorney General of Florida to give a legal opinion and the Florida Health Department to verify via written opinion the safety assurances made public by the PSC. I am sure they could not provide such opinions. Just in case you did not see Martin's letter, I am attaching it.

I am attaching a newspaper article which recently was printed in OK regarding sick people experiencing adverse exposure to radio frequency emissions from their Smart Meters.

The reason I mention this is the fact that the same adverse health reports are now happening in Florida and the PSC/Legislature/Governor/Attorney General apparently could care less. I assure you that if nothing is done to allow Floridians to Opt Out of SM installation, the medical law suits will commence (just like they have in other states) and rest assured State Government and the PSC will be listed a co-defendants in those suits. Taxpayers in this state expect government to address major potential problems such as this as quickly as possible for problems ignored can get huge (and expensive) very quickly.

**It is such an easy fix**, but apparently in Tallahassee big companies such as FPL have infinitely more sway than the millions of Floridians who give those companies monopoly status to provide us services. In the end if taxpayer money goes out the door to pay for SM-related health lawsuits, you can expect many people being angry. Just remember, the existing tariff allowing FPL to come unto our property is not expansive enough to cover SM's for they are communication equipment, not your run of the mill electrical meters.

This issue continues to get worse (the PSC will soon be investigated by the FBI) and we expect our elected officials to step up to the plate and go to bat for us. To ignore our requests, puts the state of Florida the future position of wasting money defending lawsuits which would be really unacceptable.

Bill Bigelow

# Customers says OG&E Smart Meters making them sick

Posted on: 9:24 pm, July 23, 2013, by Ted Malave and La'Tasha Givens, *updated on:* 09:33pm, July 23, 2013

OKLAHOMA CITY — NewsChannel 4 is learning more about nationwide fears involving smart meters and allegations that they can negatively affect your health. According to a group that tracks complaints against smart meters, so far, three states instituted moratoriums on them.

In other states, class action lawsuits were filed and at one time, in California, 47 municipal jurisdictions had demanded a halt to installations of the meters.

The following states have either banned smart meters, have pending legislation against them, or have offered customers the opportunity to opt out. Some for health concerns, others over privacy issues: California, Connecticut, Florida, Georgia, Hawaii, Louisiana, Maine, Maryland, Michigan, Nevada, Oregon, Pennsylvania, Texas and Vermont.

Washing dishes at home is rare for Monique Smith since she doesn't actually live here anymore.

"Immediately I started getting a headache; a really bad headache," Smith says.

She claims the recently installed smart meter forced her out of her home. Within hours of it being installed she says she felt the effects.

"That night I got a really bad headache and as the next day went on I got really dizzy and by the third day I started having nose bleeds," Monique Smith explains.

Not long after, her doctors diagnosed her with Electromagnetic Hypersensitivity Disorder also known as EHS.

Headaches, nose bleeds, muscle cramps, cognitive dysfunction, fatigue, skin irritation and irregular sleep patterns are just some of the symptoms sufferers describe when they are exposed to electromagnetic fields.

Where did this information come from? These are symptoms described by people who believe they are suffering from EHS. They describe a wide variety of symptoms, but these seem to be the ones that are mentioned consistently from state to state.



**Also the doctor we interviewed in Dallas, who has been studying this disorder for decades, says these are the symptoms his patients describe most frequently.** Some of these symptoms are also listed in both letters that were written by Monique Smith's doctors here in Oklahoma.

**Smith started living in a camper a quarter mile down the road to escape what she calls torture.**

Smith says, "Prior to the smart meters we had a normal life."

**Her husband, Billy, begged OG&E to remove the smart meter but the company refuses to do so.**

"OG&E won't even listen to me and I've called them two or three dozen times. They won't even call me back now. They think that we're crazy when in fact the truth is right here; it's evident. I see it every day in my wife," Billy Smith says.

Joe Esposito knows exactly what they're talking about. He also says his smart meter is making him sick.

Esposito founded the website stop smart meters in Oklahoma after his experience.

Esposito says, **"I was having pain down my leg for six months, my front teeth, bottom teeth and the roof of my mouth felt like somebody poured Alka-Seltzer at night."**

He was able to find a temporary fix to minimize the amount of electromagnetic frequency from the outside meter.

**"I put out a sheet of lead around that meter and nailed it to my house,"** Esposito says.

**He says his pain was gone the next day. Meanwhile, Monique's pain is getting worse. One of her doctors of fifteen years even wrote a letter to OG&E.**

**Saying it's "medically necessary that the smart meter be removed from the home."**

Another doctor states, "It may be beneficial to have the smart meter removed"

They said no, they would never do that. It would affect the system or cost individuals too much money to do that. (WGB Comment: Total B.S.)



Billy Smith had a cage constructed for when they have to sleep in the house; like in cases of severe weather.

The cage was named after scientist Micheal Faraday who made advances in the study of electromagnetic fields. Billy Smith says it's their safe haven.

NewsChannel 4 wanted to talk to the doctors who are treating Monique Smith, both of whom had written letters verifying their treatment for her illness, and **saying that her smart meter should be removed from her home.**

**At first both agreed to an interview, but within weeks both cancelled.**

All of the doctors working with Monique declined our invitation for an interview so we traveled here to Dallas to meet with Dr. William Rea one of the foremost experts in the country for electromagnetic hypersensitivity disorder."

**"I think it's becoming the disaster of the 21st century,"** Dr. Rea says.

Dr. Rea is an OU graduate and a cardiovascular surgeon who holds other specialties as well; **he's treated patients with electromagnetic hypersensitivity disorder for forty years.**

"If you have problem with things like the smart meter, you may be getting the wrong impulses, the wrong electrical impulses that come into the body and cause disruption of that synchronized movement that you are supposed to have from electrical impulse," Dr. Rea explains.

He says our cells are protected by membranes, which are electromagnetic. They allow crucial materials like calcium, sodium and potassium to pass through.

**He believes the frequency from various devices, like smart meters, interrupts this process and causes health problems.**

Dr. William Rae says, "My problem is that they should take into account that people are electrical phenomena and that they do run on it and that you can screw up the physiology if you access it improperly if the patient is sensitive."

Dr. Rea has gone to great lengths to keep harmful frequencies out of his practice. The aluminum blinds, porcelain floors, glass shields over walls, keep his patients protected.

"And what does this do in this room?" our reporter asked.

"This screens the electromagnetic so we don't want anything coming from down below," Dr. Rae explains.

"And that way you can properly assess if they are really hypersensitive or not?" we asked.

"That's right," Dr. Rae says.

After our trip to Dallas we sat down with a spokesman for OG&E.

Our reporter asked him, "**What is your response to the concern over smart meters potentially affecting people's health?**"

**"There are a number of measures in place to ensure that these devices are meeting all federal standards,"** the OG&E spokesman, Alford, says. (WGB Comment: Total B.S. for there are NO FCC standards covering the type of radiofrequency waves emitted by Smart Meters)

"Why is it not possible for the Smith family in particular or any family, who says, 'you know what I don't want this?'" we asked.

"It's much like TV. I can't watch TV anymore with rabbit ears. I have to have digital equipment or I have to be subscriber to cable. There's cost associated in operating in two different worlds," Alford says. (WGB Comment: The cost affect on utilities allowing customers to opt out will be minimal. I can read my meter monthly, take a digital picture of the meter so the utility knows I am reporting the right number, then once a year they can come out to check the meter for functionality and verify the reading at that time. No additional cost to the utility for they do periodic maintenance reviews of each meter)

Alford says everyone on the grid living in one area has to use the same technology and out of 800,000 customers, OG&E has only received two complaints. (WGB Comment: Total B.S. The reason the customers do not know anything about a Smart Meter because the media will not cover the issue and the utility does not advise you when the meter will be installed. I have passed out over 400 of my Anti-Smart Meter paper to FPL customers in CC and out of the 400 only 4 knew anything about a Smart Meter and the many problems associated therewith)

"It's possible, but it's very; very, improbable," Alford says.

John Fagan, Professor of Engineering at the University of Oklahoma examined six smart meters to weigh in on the topic. He's **not sure** how



the meters could make a person sick. (WGB Comment: Is he an expert on the affects on humans of radiofrequency emissions? Doubtful!)

Professor Fagan says, "I have not been able to find the cause. I have found much greater radiation from cordless phones, cell phones, cell phone towers, TV stations." (**WGB Comment: It is the constant pulsating of the radio waves which is the problem, not the radiation levels emitted.**)

It's not much consolation for Monique Smith, who is now, not only worried for her health, **but also for her grandchildren who share the same symptoms when they come to visit.** (WGB Comment: Many studies conducted concur the people most affected are the elderly, pregnant women and young children. Imbedded electrical medical devices such as pacemakers have been made inoperable by Smart Meter emissions)

"It's sad when you see little kids. It's just sad when you see them hurting because; what can you do? You can't do anything you have to have the smart meter on your house," Smith says.

We spoke with officials from the CDC about "smart meter sickness." The agency has not released any official stance on the controversy, but they tell us **they expect more studies in the future.**

NewsChannel 4 talked with an attorney about the legal issue concerning health and smart meters. Here is that follow up story:



Marilynne Martin  
420 Cerromar Ct Unit #162  
Venice, FL 34293  
941-244-0783

September 23, 2013

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

**Re: Docket 130223-EI – Comments on FP&L’s Petition for approval of optional non-standard meter rider and Staff’s Recommendation**

Dear Commissioners,

I am writing to comment on Docket 130223-EI and request these comments be considered at your 9/25/13 meeting and **also placed on public record for this docket in a timely fashion.** I am a FP&L customer who has refused the Network Communication and Management Equipment commonly known as “Smart Meters”. I am currently on the FP&L “delay” list. I am also a retired accountant, a CPA certified in the State of New York with prior financial experience in regulated utilities (telecommunications) and manufacturing, serving in both divisional and corporate controller roles.

**Consumers should not be charged a fee in order to protect their health and privacy.**

I urge the Commissioners to issue an order to **establish a “Smart Meter Review” docket with full public evidentiary hearings to review all the issues with smart meters** and put this current FP&L opt out tariff on a temporary hold pending the outcome of the smart meter review docket. Main issues that need to be addressed are Costs, Health, Privacy and Security.

Costs: As you are well aware this is a major investment and to date there is no evidence of cost savings to the customers. In 2009 FP&L promised the following:

**ANALYSIS**

FPL Witness Santos testified that the savings from AMI will only happen after the completion of the entire AMI project. (TR 6048) AMI savings will not happen in ratio to the implementation of the meters. (TR 6049) Witness Santos testified that the savings will only occur after an integration of software, completion of new databases, implementation of cyber security, development of measures to maximize new functionality, and training on the new systems and processes is completed. (TR 6049) The witness testified that the project could be deferred, but FPL believes that the technology is ready, and that FPL wants to be able to help shape the market. (TR 1599, TR 1601) Below is a spreadsheet showing the capital expenditures and the associated savings from AMI implementation. (EXH 35 BSP 1712)

Deployment	2009	2010	2011	2012	2013	Total
Meters (Thousands)	170	1,128	1,099	1,076	873	4,346
Capital (Millions)	\$43.7	\$168.5	\$158.7	\$151.5	\$122.5	\$645
O&M (Thousands)	\$2,274	\$6,883	\$8,910	\$11,882	\$10,458	
Savings (Thousands)	(\$167)	(\$418)	(\$4,700)	(\$18,203)	(\$30,401)	
Net O&M (Thousands)	\$2,106	\$6,465	\$4,210	(\$6,321)	(\$19,943)	

In the recent rate case they reported the following:

Below is the updated Table 13 from page 95 of Order No. PSC-10-0153-FOF-EI. This table reflects the current best estimates.

Deployment	2009	2010	2011	2012	2013	5 Yr Total
Meters (Thousands)	97	1,242	1,307	1,441	343	4,429
Capital (Millions)	\$32.8	\$161.7	\$187.5	\$205.9	\$56.0	\$643.9
O&M (Thousands)	\$1,662	\$7,421	\$13,705	\$18,537	\$21,070	
Savings (Thousands)	(\$173)	(\$449)	(\$3,179)	(\$9,125)	(\$17,586)	
Net O&M (Thousands)	\$1,489	\$6,972	\$10,526	\$9,413	\$3,484	

(Excludes payroll and store loaders)

**When an entity promises Net O&M savings of \$20 million and comes back with \$3.5 million in costs, there is a problem.** This is though par for the course and **some states have rejected these projects upfront because the cost/benefits were not there.** Maine is learning the hard way that savings can turn into costs and they recently opened a review. **It is time for the Florida Commission to do right by the people and hold FP&L accountable.**

**Health:** The Commission is **falsely relying on FCC standards for public health safety** having **full knowledge that the Florida Department of Health has jurisdiction on non-ionizing radiation of which the smart meters emit.** The Commission is also fully aware of the current FCC proceedings on such guidelines. **In addition, the Commission also is fully aware of the limitations of the FCC guidelines – only protects from thermal effects, does not protect from biological effects, does not consider long -term chronic exposure consequences and does not consider accumulated exposure from other radiation emitting devices.**

The Commission Staff received 5 binders of data from a resident at the Workshop on September 20<sup>th</sup>, 2012 and to **date has done nothing with them. Without having such data reviewed, which refuted the industry's experts, how the Commission could accept the Smart Meter Workshop Report as factual and complete is beyond comprehension? A legal opinion from the Attorney General and an opinion from the Florida Dept. of Health are necessary and should be obtained immediately.**

Strawberries are "safe". But if you make my sister eat one she will wake up the next morning with very painful sores around her mouth. Smart meters are having an immediate negative impact on the health of Florida residents. These devices should not be forced upon them. They also have long-term impacts on the health of the rest of us, particularly the most vulnerable – children, pregnant women and the elderly.

Privacy:

**In light of the recent NSA scandals and the well-documented proof (Congressional Research Report, Report to the Colorado PUC, as well as the NARUC resolutions) that the data from these smart meters can be used as surveillance and there is nothing anyone can do about it, it is best not to collect the data in the first place.** Consumers do not want or need a 15-minute readout of their kilowatt usage. There are better ways to understand energy usage. My favorite is the good old fashion way that has worked for decades – home energy audits.

**Security:** All wireless networks are hackable. DC is all a buzz on cyber-security, particularly as it relates to the nations electrical grid. We are making it more vulnerable to attack. They are



planning to issue more standards for security and more costs will be incurred. **The Smart Grid is not smart.**

**Cost/Causation is the excuse used to justify opt out fees.** "It is not fair for all Floridians to pay for the extra costs for those who opt out of the standard meter". This is a false premise and not applied consistently. **First, the analog meter with the meter readers costs far less than the "smart meter" and the associated Neighborhood Area Network. Analogs are a fraction of the cost and their useful life is twice as long. Analogs do not require software to maintain. Smart meters and the associated NAN requires security, communication fees and a lot of communication equipment.**

Regarding consistency, when you call customer service do you get charged a fee when you press 2 for Spanish? Do you get charged a fee when you dial 711 (Relay Service) for the hearing impaired? When you go on automatic bill pay did you pay a special fee for that service to cover the costs of the programming? Do you charge for Home Energy Audits? All these services cost money to provide and only benefit a small portion of the customer base. Why is it appropriate not to charge for such services? It is inappropriate to charge customers a fee for opting out of smart meters.

**Mitigation:** There is no real need for a FP&L employee to read the meter monthly. Bills could be estimated based on prior history or the customer can self report the reading. FP&L should be visiting each property once a year as a matter of good maintenance and safety in order to inspect the equipment that they placed on the easements. At this time they can also take a meter reading that will verify the customers self-reporting.

**The nonstandard meter fee that is proposed is nothing more than extortion and should be denied.** The lack of definition of what constitutes a "non-standard" meter is also a problem. The customers want to retain their analog meters. This is the only non-standard meter that protects their health and privacy.

Finally, please refer to my letters sent to you on the Smart Meter Workshop as well as Docket 130160. The issue of the authority to place a communication network on my home has never been addressed, nor the multi-family dwellings. Opt outs do not fully resolve these issues. If you are in a multi-family building and have a bank of these meters on your living space, how does opting out of one meter rectify the problem? If you are electro-sensitive and the neighbors smart meter is making you sick, how does the opt out rectify the problem? In both of these cases the answer is it doesn't.

We need full public hearings on smart meters.

Regards,

Marilynne Martin



**Shawna Senko**

---

**From:** Pamela Paultre  
**Sent:** Thursday, September 26, 2013 8:23 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket no. 130223-EI  
**Attachments:** commenhts for docket #130223; Comments for Docket #130223

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives in the aforementioned docket.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

**Shawna Senko**

---

**From:** sandia0837@aol.com  
**Sent:** Wednesday, September 25, 2013 8:56 AM  
**To:** Office of Commissioner Brisé  
**Subject:** commenhts for docket #130223

commissioner Brise,

These smart meters are causing me illness and hair-loss. Charging us a tariff for not having one?!!! I think FPL should pay me for "Pain and suffering". Isn,t anyone listening?!!!!

Sandra Pennypacker

## Shawna Senko

---

**From:** mbabson@windstream.net  
**Sent:** Wednesday, September 25, 2013 12:04 PM  
**To:** Office of Commissioner Brisé; Records Clerk; Office of Commissioner Balbis; Office of Commissioner Brown; Office Of Commissioner Edgar; Office Of Commissioner Graham  
**Subject:** Comments for Docket #130223

Folks....

Let's get Real here.

Take it to the basic, bottom line.

FPL wants me, a customer, to pay MORE for REFUSING their product. There is no other, competitive business I can choose to do business with, if I do not agree. (thanks to Government regulations about the sanctity of 'Utilities'. You Board members are not elected by People; you are appointed by the Government, the one that allows this predatory entrepreneur known as FPL to have monopoly power over the energy market. Therefore, it is only logical that *your preferences would lie in favor of the ones who got you your positions. We, the paying customers are last on your list.*

I could adjust myself to this, knowing that we hostages, er, customers, are last on the list for consideration, except for one, really MAJOR thing... and that is the biological FACT that these darn Smart Meters are going to be radiating us on a cellular level, doing damage to our bodies. (please at least check the reams of studies given to you from sources other than FPL Executives...) And to REFUSE this, you, the Board making certain all is Safe and Reasonable, (cough, cough) want to allow them to charge us extra money??

It's quite bad enough being awash in a surrounding sea of these frequencies from the neighborhood, but having one installed right outside my bedroom window is a Total NO.

Seems pretty clear, even to a grade-schooler, that this is absurd theater you are performing, and that you consider us lower than Medieval Serfs.

Absolutely, and without hesitation, stop this!

Martha Babson    519 Vernon ave,Crescent City FL 32112



**Shawna Senko**

---

**From:** Office of Commissioner Brown  
**Sent:** Wednesday, September 25, 2013 1:36 PM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Comments for Docket #130223; comments for docket #130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)*

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**Subject:** Comments for Docket #130223

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Martha Babson    519 Vernon ave,Crescent City Fl 32112

**Shawna Senko**

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**From:** sandia0837@aol.com  
**Sent:** Wednesday, September 25, 2013 8:28 AM  
**To:** Office of Commissioner Brown  
**Subject:** comments for docket #130223

Commissioner Brown,

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Sandra Pennypacker



**Shawna Senko**

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**Sent:** Wednesday, September 25, 2013 12:04 PM  
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**Subject:** Comments for Docket #130223

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Martha Babson    519 Vernon ave,Crescent City FL 32112

**Shawna Senko**

---

**From:** Cristina Slaton  
**Sent:** Wednesday, September 25, 2013 8:45 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket Correspondence 130223-EI  
**Attachments:** comments for docket #130223; Comments for Docket # 130223 - Smart meters; Docket No. 130223-EI -Optional Non-Standard Meter tariff

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,

**Cristina Slaton**  
**Executive Assistant to Commissioner Balbis**  
**PH: (850) 413-6004**  
**FAX: (850) 413-6005**  
**[cslaton@psc.state.fl.us](mailto:cslaton@psc.state.fl.us)**

**Shawna Senko**

---

**From:** sandia0837@aol.com  
**Sent:** Wednesday, September 25, 2013 8:40 AM  
**To:** Office of Commissioner Balbis  
**Subject:** comments for docket #130223

Commissioner Balbis,

these smart meters are causing me illness and hair-loss. Charge us a tariff for not having one?!! I think FPL should pay me for "PAIN AND SUFFERING"!!!! Is no one hearing us?!!!!

Sandra Pennypacker



## Shawna Senko

---

**From:** Joe Friend <joefriend1@gmail.com>  
**Sent:** Tuesday, September 24, 2013 8:43 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223 - Smart meters

All,

I am a home owner who has rejected the installation of a smart, digital, communicating electrical power meter on my home.

My major objection has to do with privacy and the lack of knowledge and control I have about what these meters may be monitoring and reporting in my home environment and how that information may be used and by who.

I do not mind a digital meter if all it does is send the power usage to my provider each month. But there would have to be safeguards to assure that that is all it does.

Alternatively, I can send power use information to my provider each month and the total can be audited once each year.

In any case, any of the above solutions would provide the cost savings expected by my provider by eliminating monthly physical meter reads.

Consequently, there should be no reason to have special charges for customers who do not want the full-blown smart meter that can be intrusive on our privacy.

I have not heard any reasons for why a customer should accept these smart meters. There is no clear beneficial tradeoff for the potential risks a customer may encounter for having them installed. There are just penalties proposed for not going along with the program and that makes me mad.

Sincerely,

Joe Friend  
Port Orange, FL

## Shawna Senko

---

**From:** Richard Parks <richardaparks@me.com>  
**Sent:** Tuesday, September 24, 2013 7:47 PM  
**To:** Office of Commissioner Balbis  
**Subject:** Docket No. 130223-EI -Optional Non-Standard Meter tariff

-----BEGIN PGP SIGNED MESSAGE-----

Hash: SHA1

We are writing you to request that you oppose Docket No. 130223-EI filed by Florida Power and Light Company. With Docket No. 130223-EI Florida Power and Light is seeking approval from the Public Service Commission to impose an additional charge (Optional Non-Standard Meter tariff) upon customers who have opted out of the so called "smart meters" that FPL is seeking to impose on its customers.

There is no Florida law that specifically addresses the question of opt-out fees for meters or for other aspects of utility service. Florida law does specify that electric service shall be provided by a utility under non-discriminatory terms and conditions. In other words, similarly situated customers are provided service at identical rates and under identical terms of service, so no one gets special treatment at the expense of other customers. If individual customers seek service under different terms that would impose added costs, the Public Service Commissions policy generally places the responsibility for those costs on the individual customer.

With regards to the "smart meter" issue Florida Power and Light Company alleges the "smart meters" are more economical for them. It is not the case that continued use of our existing non "smart meters" will cost Florida Power and Light Company anything. Florida Power and Light Company is not doing anything. The wires are in place as are the meters. We (their customers) paid for the meters long ago.

A case can easily be made that if Florida Power and Light Company is receiving an economic benefit from the use of "smart meters" they should reduce the rates of their "smart Meter" customers and leave the rates of the non "smart meter" customers at present levels. Such a solution would in no way be punitive.

Florida Power and Light Company is a huge company. They have been given monopoly status in order to provide a service to the public. They should take care to conduct themselves as a service company, not as a monopoly.

We urge you to vote against Docket No. 130223-EI.

Thank you.

Richard & Billie Sue Parks  
571 SW Todd Ave  
Port St Lucie, FL 34983-2915

-----BEGIN PGP SIGNATURE-----

Version: GnuPG/MacGPG2 v2.0.20 (Darwin)

Comment: GPGTools - <http://gpgtools.org>

Comment: Using GnuPG with Thunderbird - <http://www.enigmail.net/>

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-----END PGP SIGNATURE-----



**Shawna Senko**

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**From:** Office of Commissioner Brown  
**Sent:** Wednesday, September 25, 2013 8:20 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Comments for Docket # 130223 - Smart meters; Docket No. 130223-EI - Optional Non-Standard Meter tariff

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak*  
*Executive Assistant to Commissioner Brown*  
*Florida Public Service Commission*  
*2540 Shumard Oak Boulevard*  
*Tallahassee, FL 32399-0850*  
*[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)*  
*(850) 413-6030 (Office)*  
*(850) 413-6031 (Fax)*

## Shawna Senko

---

**From:** Joe Friend <joefriend1@gmail.com>  
**Sent:** Tuesday, September 24, 2013 8:43 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223 - Smart meters

All,

I am a home owner who has rejected the installation of a smart, digital, communicating electrical power meter on my home.

My major objection has to do with privacy and the lack of knowledge and control I have about what these meters may be monitoring and reporting in my home environment and how that information may be used and by who.

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Sincerely,

Joe Friend  
Port Orange, FL

## Shawna Senko

---

**From:** Richard Parks <richardaparks@me.com>  
**Sent:** Tuesday, September 24, 2013 7:55 PM  
**To:** Office of Commissioner Brown  
**Subject:** Docket No. 130223-EI - Optional Non-Standard Meter tariff

-----BEGIN PGP SIGNED MESSAGE-----

Hash: SHA1

We are writing you to request that you oppose Docket No. 130223-EI filed by Florida Power and Light Company. With Docket No. 130223-EI Florida Power and Light is seeking approval from the Public Service Commission to impose an additional charge (Optional Non-Standard Meter tariff) upon customers who have opted out of the so called "smart meters" that FPL is seeking to impose on its customers.

There is no Florida law that specifically addresses the question of opt-out fees for meters or for other aspects of utility service. Florida law does specify that electric service shall be provided by a utility under non-discriminatory terms and conditions. In other words, similarly situated customers are provided service at identical rates and under identical terms of service, so no one gets special treatment at the expense of other customers. If individual customers seek service under different terms that would impose added costs, the Public Service Commissions policy generally places the responsibility for those costs on the individual customer.

With regards to the "smart meter" issue Florida Power and Light Company alleges the "smart meters" are more economical for them. It is not the case that continued use of our existing non "smart meters" will cost Florida Power and Light Company anything. Florida Power and Light Company is not doing anything. The wires are in place as are the meters. We (their customers) paid for the meters long ago.

A case can easily be made that if Florida Power and Light Company is receiving an economic benefit from the use of "smart meters" they should reduce the rates of their "smart Meter" customers and leave the rates of the non "smart meter" customers at present levels. Such a solution would in no way be punitive.

Florida Power and Light Company is a huge company. They have been given monopoly status in order to provide a service to the public. They should take care to conduct themselves as a service company, not as a monopoly.

We urge you to vote against Docket No. 130223-EI.

Thank you.

Richard & Billie Sue Parks  
571 SW Todd Ave  
Port St Lucie, FL 34983-2915

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Version: GnuPG/MacGPG2 v2.0.20 (Darwin)

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Comment: Using GnuPG with Thunderbird - <http://www.enigmail.net/>

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**Shawna Senko**

---

**From:** Office of Commissioner Brown  
**Sent:** Wednesday, September 25, 2013 8:20 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Comments for Docket # 130223 - Smart meters; Docket No. 130223-EI - Optional Non-Standard Meter tariff

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
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*Ms. Terry Holdnak*  
*Executive Assistant to Commissioner Brown*  
*Florida Public Service Commission*  
*2540 Shumard Oak Boulevard*  
*Tallahassee, FL 32399-0850*  
*[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)*  
*(850) 413-6030 (Office)*  
*(850) 413-6031 (Fax)*

**Shawna Senko**

---

**From:** sandia0837@aol.com  
**Sent:** Wednesday, September 25, 2013 8:50 AM  
**To:** Records Clerk  
**Subject:** Comments for docket #130223

Clerk,

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Sandra Pennypacker

## Shawna Senko

---

**From:** Office of Commissioner Brown  
**Sent:** Wednesday, September 25, 2013 1:36 PM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Comments for Docket #130223; comments for docket #130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
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*Ms. Terry Holdnak  
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Florida Public Service Commission  
2540 Shumard Oak Boulevard  
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[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
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## Shawna Senko

---

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**Sent:** Wednesday, September 25, 2013 12:04 PM  
**To:** Office of Commissioner Brisé; Records Clerk; Office of Commissioner Balbis; Office of Commissioner Brown; Office Of Commissioner Edgar; Office Of Commissioner Graham  
**Subject:** Comments for Docket #130223

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**Subject:** comments for docket #130223

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**Shawna Senko**

---

**From:** Pamela Paultre  
**Sent:** Wednesday, September 25, 2013 8:21 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket no. 130223-EI  
**Attachments:** Docket No. 130223-EI Optional Non-Standard Meter tariff; Comments for Docket # 130223 - Smart meters

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for the aforementioned docket.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036



## Shawna Senko

---

**From:** Richard Parks <richardaparks@me.com>  
**Sent:** Tuesday, September 24, 2013 7:45 PM  
**To:** Office of Commissioner Brisé  
**Subject:** Docket No. 130223-EI Optional Non-Standard Meter tariff

-----BEGIN PGP SIGNED MESSAGE-----

Hash: SHA1

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571 SW Todd Ave  
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Comment: Using GnuPG with Thunderbird - <http://www.enigmail.net/>

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=IPKW  
-----END PGP SIGNATURE-----

## Shawna Senko

---

**From:** Joe Friend <joefriend1@gmail.com>  
**Sent:** Tuesday, September 24, 2013 8:43 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket # 130223 - Smart meters

All,

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Joe Friend  
Port Orange, FL



**Shawna Senko**

---

**From:** sandia0837@aol.com  
**Sent:** Wednesday, September 25, 2013 8:50 AM  
**To:** Records Clerk  
**Subject:** Comments for docket #130223

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Sandra Pennypacker

**Shawna Senko**

---

**From:** Dave <dwatkins48@cfl.rr.com>  
**Sent:** Wednesday, September 25, 2013 12:49 AM  
**To:** Records Clerk  
**Subject:** Docket # 130223

Dear sir/madam: I had tried to mail this to the addresses I have for PSC personel and the computer won't do it. Can you please accept this. ----- Thanks: Dave W.

Dear Sirs/Madams:

I am a customer of Florida Power and Light Co. and have about a year ago been put on the "opt out" list by FP&L and do not have a "smart meter" on my house.

This letter is about and ref. to Docket # 130223 before the PSC. I have as of 1998 been medically diagnosed with multiple chemical sensitivity, numerous radical food allergies, heavy metals toxicity, mold sensitivity, dust and dust mite allergies, and electrical hypersensitivity by three different doctors in three different states. I went on Social Security disability at age 59 1/2 because of these problems with the advice and testimony of 5 doctors, a lawyer, and a decision by an administrative law judge, all in my favor. I had taken a medical retirement from 35 years in ground communications work at the John F. Kennedy Space Center because of the aforementioned medical conditions. Fighting these battles has been an uphill battle in which I have made a lot of improvement over the years and have learned a lot about these kinds of things. When I sleep at night I have to cut off all of the electric to the room I sleep in, in order to cut back on the amount of pain I am in. It doesn't get rid of it all because there is a 7,500 volt primary line 40 feet behind my house for power distribution and that also gives me pain. I also do not have and cannot have a so called "wifi" system in my house for the same reason. Someone gave me a wireless 'phone system back about 8 years ago, and one nights use gave me a lot of severe pain that took almost a year to go away because of apparent tissue damage. I shut the whole thing off the next day and got rid of it. At least I had control over that. I will have no control over what is now coming down the pike. Now I find myself up against a monolithic mess coming from Florida power & light co. of which I have been a good customer of for over 45 years, never missing a payment and always on time. As you well know and are apparently dealing with, power companies across the nation are installing "smart meters" which in essence are digital data collection and radio transmission units that transmit digitized data by R.F. radio transmissions back to the power company in short bursts every few seconds day after day. Exposure over time to this, "Threshold Limit Values", as known in agencies such as "OSHA" apply here. I have taken readings on these meters to prove this point so I am not repeating information from other sources. Also, these meters are transmitting low power in the 900 mhz communication band. This band of frequencies are in particular extremely hard on me and cause severe reactions. I know this for a fact because of not only the wireless 'phone experience listed above, but I also have done work for radio stations in the past, and I can not until this day even go near a radio station that uses the 900 mhz band for a studio to transmitter link. Much lower frequencies are not nearly as bad, and can be tolerated for short periods of time once in awhile. I have already informed Florida Power & Light co. to not put a "smart meter" on my house. Now I see that there is a very strong possibility that I just might be penalized for being electrically sensitive by having to pay a penalty fee for not taking a "smart meter". This is in my opinion nothing short of extortion and I will not tolerate it in any way. If I have to I will either have the electric cut off altogether and go to living as people did before the advent of electricity, or I will have to bring suit against them in a court of law under the "Americans with disabilities act" and/or a title 42 action. I will be 70 in November, so there also is a strong possibility there can be a lawsuit under the Elder Abuse Act as well as RICO.

Notwithstanding the privacy issues involved with this as well as health issues. Literally thousands, if not millions of people will suffer a lifetime of serious health consequences because of these transmission devices that are running almost constantly in multiple energy bursts day after day after day that unlike a cell 'phone cannot be cut off. I strongly urge the PSC to deny FPL request to charge for "opt out". In the long run I am absolutely convinced beyond a shadow of a doubt that with my background of over 50 years in electronics that it makes no difference if someone is electrically sensitive or not, they will with long term exposure suffer severe health consequences because of these meters as well as a host of other electronic radio transmission devices that all operate on these higher frequencies. As such I strongly urge you as the active agency that represents the interests of the people of the state of Florida to at the very least reject totally FP&L's request to charge these "Opt out" penalty fees. To at least give us that have these concerns a fighting chance without being charged a fee for being susceptible to these R.F. frequencies of which we have no control over. It's not that we have a choice to be this way. We have no choice. We are this way. Work with us, not against us. Thank you.

Sincerely: David Watkins. Edgewater, Florida.



**Shawna Senko**

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**From:** Michael Lawson  
**Sent:** Tuesday, September 24, 2013 4:19 PM  
**To:** Shawna Senko  
**Subject:** FW: Smart meters

Please have Ms. Stevens' comments below placed in the correspondence file for Docket No. 130223-EI.

Thanks,  
Mike

**From:** Mark Futrell  
**Sent:** Tuesday, September 24, 2013 3:54 PM  
**To:** Michael Lawson  
**Cc:** Steven Stolting; Elisabeth Draper; Laura King; Don Rome; David Dowds; Walter Clemence; Diana Marr  
**Subject:** FW: Smart meters

Michael,

Please have Ms. Stevens' comments below placed in the correspondence file for Docket No. 130223-EI.

Thanks,  
Mark Futrell

**From:** Steven Stolting  
**Sent:** Tuesday, September 24, 2013 12:36 PM  
**To:** Mark Futrell  
**Subject:** FW: Smart meters

For handling per our discussion.

**From:** Steven Stolting  
**Sent:** Tuesday, September 24, 2013 12:33 PM  
**To:** 'michelle Stevens'  
**Subject:** RE: Smart meters

Dear Ms. Stevens:

Thank you for your communication to the Office of Inspector General.

I have provided your comments to our staff with responsibility for the smart meter issue for their information and entry into Commission records.

Sincerely,

**Steven J. Stolting**  
**Inspector General**  
**Florida Public Service Commission**  
**2540 Shumard Oak Blvd**

**Tallahassee, Florida 32399**

**Office (850) 413-6071**

**FAX (850) 413-6339**

**sstoltin@psc.state.fl.us**

**From:** michelle Stevens [<mailto:seechelles50@gmail.com>]

**Sent:** Tuesday, September 24, 2013 11:36 AM

**To:** Steven Stoltin

**Subject:** Smart meters

I do not want smart meters for all the reasons stated by those opposing them.

Vote no to mandatory.

Our health is top priority and our privacy is our right.

No fees for keeping original meter either.

Michelle Stevens

Florida tax payer

**Shawna Senko**

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**From:** Cristina Slaton  
**Sent:** Tuesday, September 24, 2013 2:09 PM  
**To:** Commissioner Correspondence  
**Subject:** Docket Correspondence 130223-EI  
**Attachments:** Comments for Docket #130223; Comments for Docket #130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,

***Cristina Slaton***  
***Executive Assistant to Commissioner Balbis***  
***PH: (850) 413-6004***  
***FX: (850) 413-6005***  
***[cslaton@psc.state.fl.us](mailto:cslaton@psc.state.fl.us)***



## Shawna Senko

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**From:** Kathy Carter <barkingspider50@hotmail.com>  
**Sent:** Tuesday, September 24, 2013 12:19 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket #130223

Because I was ridiculed by the Honeywell smart meter installer who showed up at my place in spite of multiple written and oral assurances by FPL that I would be placed on the "hold" list, I will restrict my comments primarily to cost, even though I have serious concerns about the health issues of the smart meter grid, to say nothing of the privacy and security aspects.

What ever happened to the old adage, If it ain't broke, don't fix it?!

I feel sure that in the "rush to market" of this project, adequate independent study and unbiased hearings were not held. The federal government dangled funding, issued a mandate, and the next thing we all knew, smart meters became a reality.

The petition currently before you should be put on hold, if not just dismissed outright, pending full evidentiary hearings from a cost, health, privacy and security perspective. In fact, it is my understanding that FPL's own estimates from the recent rate case do not even show savings to the ratepayer. The smart meters cost approximately five times more than analog meters, with an estimated half-life. There is a huge requirement for additional equipment, including but not limited to, software, routers, repeaters, etc., and much of this new equipment is more sensitive to weather events, with resulting damage and replacement cost potential.

FPL even admitted in Docket #130160 that smart meters stop communicating. When that happens, the company is going to find itself in need of a method to read those that don't work properly. If that method is manual reading, why should those households with analog meters be charged a penalty to retain a meter that functions perfectly well?

There are other options for FPL as well.

For quite awhile because of limited access due to dogs, I read my own meter and posted an FPL-supplied card on my front gate, which they verified from time to time. I am also currently on the budget program, which is based partially on previous usage. Why couldn't that be utilized in billing? FPL's contention that it must have monthly manual readings by one of its contractors, thereby increasing cost, is misleading and untrue.

And what of FPL's own precedent in providing other services for *some* but not *all* without additional charge? How about Braille bills, Spanish translations of customer materials, TDDY services, and others? Do they not require added cost to the company?

The charges under current consideration are, in my opinion, discriminatory and without merit.

Thanks for your consideration.

Kathleen S. Carter  
9600 Isom Avenue  
Hastings, FL 32145

"Naturally the common people don't want war: Neither in Russia, nor in England, nor for that matter in Germany. That is understood. But, after all, it is the leaders of the country who determine the policy and it is always a simple matter to drag the people along, whether it is a democracy, or a fascist dictatorship, or a parliament, or a communist dictatorship. Voice or no voice, the people can always be brought to the bidding of the leaders. That is easy. All you have to do is tell them they are being attacked, and denounce the peacemakers for lack of patriotism and exposing the country to danger. It works the same in any country."

Hermann Goering



## Shawna Senko

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**From:** Jessica Leis <thankthesparrow@yahoo.com>  
**Sent:** Tuesday, September 24, 2013 10:30 AM  
**To:** Office of Commissioner Balbis  
**Subject:** Comments for Docket #130223

Dear Commissioner Balbis

I am an FP&L customer and I do not have a smart meter. It was installed, however, I began having heart palpitations and my sleep was negatively effected. I then heard about smart meters and the effect that they could have on a persons health and requested that mine be removed. My symptoms disappeared and now I am a firm believer that customers of FP&L should have a choice as to whether we will allow the smart meters on our homes and without having to pay extra.

When I requested that the smart meter be removed and my analogue meter be replaced, FP&L told me that the analogue meters were being destroyed as they were being removed. That was a crushing blow to my sense of environmental love and protection: adding perfectly fine operating equipment into our already overburdened landfills. The possibly that I may have to pay extra to protect my health and privacy is another staggering blow to my sense of right and wrong. If FP&L has the funds to be that wasteful, I think that the opt out fee of \$105 plus the \$16 monthly fee is punitive rather than a monetary necessity.

Additionally, the smart meters cost approx. 5 times more than the analog meters and their estimated useful life is half; more debris in the landfills. The smart meters require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees etc.) than the analog meters. This makes the cost of the smart meters far greater! Not to mention, weather conditions can wreck havoc on the sensitive communication equipment that can be damaged and need replacement; again more money and more toxic waste for our loaded-down landfills.

The precedent of some customers as opposed to all having special services without fees include: Spanish translations of materials and customer service, brail bills, TDDY services and home energy audits. It is unfair that my special service should cost me more.

The Opt Out is great (if without a fee) but it does not solve all the installation of smart meter problems. There are condominiums, apartments, office buildings, hospitals, assisted living and the list goes on where someone could have 10-100 meters behind their wall. They could not opt out. Or what happens to residents that are getting sick from their neighbors meters or the associated equipment outside their unit on the poles?

I believe and hope that you will support me on this, that the FP&L proposed non-standard meter rider tariff should not only be suspended but placed on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective. In light of the recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the grid, as well as, the fact that FP&L's own estimates from the recent rate case do not show savings to the ratepayer.



Unfortunately, my smart meter was replaced with a digital meter. The California study shows that the digital meters were still making people sick because of the dirty electricity it produced on their home electrical lines. I am grateful to be rid of the smart meter but I still feel the analog would be a much healthier and cleaner option.

By FP&L's own admission in Docket# 130160, if the smart meter doesn't work properly and stops communicating, they will need a method to get the meters read. FP&L could use the same programs to get the manual meter reads in for the opt outs. It doesn't seem as though separate programs would need to be written.

In fact, monthly manual meter reads are not required for those opting out at all. FP&L could do one of two things, either estimated billing based on history or the customer could submit their own meter reading. The customers could even be given the option to submit digital photos of their meters to support their readings. Then once a year FP&L could come out to all customers and do a meter read to verify that the customer was being billed correctly. At that time it seems reasonable that FP&L inspect their equipment on our property and make sure that it is in proper working condition. There is no need for monthly charges!

Thank you for your time.

Sincerely

Jessica Leis  
Sarasota, Florida

**Shawna Senko**

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**From:** Kathy Carter <barkingspider50@hotmail.com>  
**Sent:** Tuesday, September 24, 2013 12:19 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket #130223

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Hermann Goering



**Shawna Senko**

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**From:** Jessica Leis <thankthesparrow@yahoo.com>  
**Sent:** Tuesday, September 24, 2013 10:56 AM  
**To:** Records Clerk  
**Subject:** Comments for Docket #130223

Dear Commission Clerk Cole,

I am an FP&L customer and I do not have a smart meter. It was installed, however, I began having heart palpitations and my sleep was negatively effected. I then heard about smart meters and the effect that they could have on a persons health and requested that mine be removed. My symptoms disappeared and now I am a firm believer that customers of FP&L should have a choice as to whether we will allow the smart meters on our homes and without having to pay extra.

When I requested that the smart meter be removed and my analogue meter be replaced, FP&L told me that the analogue meters were being destroyed as they were being removed. That was a crushing blow to my sense of environmental love and protection: adding perfectly fine operating equipment into our already overburdened landfills. The possibly that I may have to pay extra to protect my health and privacy is another staggering blow to my sense of right and wrong. If FP&L has the funds to be that wasteful, I think that the opt out fee of \$105 plus the \$16 monthly fee is punitive rather than a monetary necessity.

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Thank you for your time.

Sincerely

Jessica Leis  
Sarasota, Florida

**Shawna Senko**

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**From:** Cristina Slaton  
**Sent:** Tuesday, September 24, 2013 8:57 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket Correspondence  
**Attachments:** smart meters; 130223; Docket 130223 Hearing on September 25, 2013

Please place the attached emails in Docket Correspondence of Consumers and their representatives docket 130223-EL.

Thank you,

**Cristina Slaton**  
**Executive Assistant to Commissioner Balbis**  
**PH: (850) 413-6004**  
**FAX: (850) 413-6005**  
**[cslaton@psc.state.fl.us](mailto:cslaton@psc.state.fl.us)**



## Shawna Senko

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**From:** Edward Smith <ecoeddie12@yahoo.com>  
**Sent:** Tuesday, September 24, 2013 7:12 AM  
**To:** Office of Commissioner Balbis  
**Subject:** smart meters

[www.stopthecrime.net](http://www.stopthecrime.net)

**Shawna Senko**

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**From:** Joyce Cream <j.cream@att.net>  
**Sent:** Monday, September 23, 2013 7:07 PM  
**To:** Office of Commissioner Balbis  
**Cc:** William Bigelow  
**Subject:** 130223

I opted out of having a smart meter and object to being charged to remain safe. Try protecting the consumer.

Dr. Joyce Cream

## Shawna Senko

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**From:** William Bigelow <wbigelow@live.com>  
**Sent:** Monday, September 23, 2013 5:52 PM  
**To:** Office of Commissioner Balbis  
**Subject:** Docket 130223 Hearing on September 25, 2013

Commissioner Balbis:

Re: **Docket 130223**

Our names are William and Margo Bigelow. We are FPL customers residing at 22540 Bolanos Ct., Port Charlotte, FL 33952. In March 2012, we advised four FPL executives in writing via Registered Mail, that we were denying access for FPL or any of its employees or private contractors to enter our property to install a Smart Meter. We listed nearly 10 reasons why we were refusing installation. Additionally, we erected a sign in front of our electrical meter warning FPL of trespass litigation if they chose to ignore our letter warnings.

On September 25, 2013, the Florida PSC will consider approval under the captioned docket of Florida Power & Light's proposed handling of their customers, who opt to continue to have non-standard meters (i.e. meters, which are not Smart Meters) on their homes or businesses. It is our understanding the PSC Staff is recommending the PSC commissioners agree at the meeting to delay a vote on this docket until all involved parties, including interveners, have sufficient time to review the FPL proposal in detail and submit their analyses/positions on the FPL position. Given that FPL admits that many of the installed meters are not working properly, we strongly recommend that a full public hearing on Smart Meters must be ordered. We believe that we should not have to pay a financial penalty to protect our privacy and our health.

You should know the FPL's proposed up-front and month financial penalties to be assessed by FPL on those customers having "non-standard" meters rank amongst the highest in the nation and should not be allowed to be implemented.

You should know that more and more information on the negative health affects being experienced by many people in Florida has been made public in the past 18 months and now the FCC is conducting hearing whether separate standards should be developed for the non-thermal type radio frequency emissions generated by many radio frequency based products/cell towers, etc., including Smart Meters. Floridians are now reporting sicknesses, which they never had before a "mandatory" installed Smart meter was placed on their homes. You should know, that law suits are starting to pop up all over the country stating the plaintiff's health has been negatively affected by their Smart Meter, which they never approved. Finally, you should know that if there is not a no fee Opt Out (or Opt In) ability given to electrical customers in the state, there assuredly will be health law suits filed and surely the State of Florida/PSC will be co-defendants in those suits. The ability of all electrical customers to say "no" to a Smart Meter after hearing both sides of the story, will eliminate the danger to state government of being drawn in to such suits. Our anti-Smart Meter Group has met with Senator Galvano, who has done extensive research on this issue and now has sent request letters to the FCC (recommending guidelines be established for non-thermal emissions) and Mr. Mark Futrell at the PSC (asking the PSC to suspend consideration of the captioned tariff). Senator Galvano also states he believes Floridians should have the ability to refuse a Smart Meter without being assessed a penalty.

With regard to the last paragraph, you should be appraised the emissions problem is even more concentrated in Condo/Apartment Projects, where 10-100 Smart Meters are installed in a cluster, thereby making the residents of the closest units extremely vulnerable to massive exposure. This situation has to be properly addressed by the PSC.



Finally, I believe the Smart Meter issue is a private property rights issue where a utility is mandating its customers accept a Smart Meter, which is really not just a meter, but a communication device---therefore a piece of equipment, which functionality is outside the boundaries of the tariff language allowing the utility access customer private property---under the several authorized circumstances enumerated under the tariff's language.

Our meter works fine and we refuse to accept a Smart Meter that no law in the land mandates.

William and Margo Bigelow

Hong Wang

**From:** Office of Commissioner Brown  
**Sent:** Monday, September 23, 2013 2:50 PM  
**To:** Commissioner Correspondence  
**Subject:** FW: Comments for Docket # 130223 FPL Customers Should Not Pay To Remove Cancer Causing Smart Meters

Please place the correspondence below in Docket Correspondence, Consumers, and their Representatives, in Docket No. 130223-El.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)*

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

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**From:** [jamiel40@comcast.net](mailto:jamiel40@comcast.net) [<mailto:jamiel40@comcast.net>]  
**Sent:** Monday, September 23, 2013 10:25 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Cc:** Mike Edmonson; Marilynne Martin; Susan Salisbury  
**Subject:** Comments for Docket # 130223 FPL Customers Should Not Pay To Remove Cancer Causing Smart Meters

Dear Florida Public Service Commissioner and Clerk of Public Service Commissioner Inspector General:

Please see my comments regarding Docket # 130223 below. I sent this as an email to Florida legislators.

Dr. Laura Pressley has over 17 years in semiconductor management with a chemistry and physics background. In this video [http://www.youtube.com/watch?v=dhF6C\\_pB22g](http://www.youtube.com/watch?v=dhF6C_pB22g) she explains how electrical so-called Smart Meters on homes and offices are causing you health problems. Don't believe me? Go to Bioinitiative.org where you can find 1,800 studies proving adverse biological effects from wireless energy.

She and her husband realized they were twitching in bed every 25 seconds from the external electrical stimuli from their Smart Meter. They measured the radio wave and microwave frequencies being emitted from their Smart Meter. Indeed, emissions were happening every 25 seconds.

What's the power density of a Smart Meter? Answer: 30,000 microwatts per meter squared. What

does that mean?

Dr. Pressley says to think of your body as approximately being one meter squared, one meter long by one meter wide. That's about 3 feet by 3 feet.

How much energy is your cell phone hitting you with? Answer: 50 to 1,000 microwatts per meter squared. Can you turn the cell phone off if you wish? Yes, you control it.

The Smart Meter is putting out about 30 times the injury of your cell phone. Can you turn the Smart Meter's microwave and radio wave energy off? No, you have absolutely no control over your or your children's health. How about your pet that's in the house all day? Your senior parent? Why would Florida legislators permit the Florida Public Service Commission to approve such cancer causing technology on the private property of Florida's families?

Smart Meters send over 3,000 injurious pulses a day throughout your home's electrical wiring. Our private homes have been turned into microwave ovens so that a few at the top can make millions. The Florida Public Service Commission that is charged by Florida Statute to keep you safe from utilities is considering allowing the men photographed below to charge struggling Florida families to remove a cancer causing meter with two hidden radio transmitters. Did you ever ask for this Smart Meter? No!!! Then why would you have to pay to remove a toxic device from your private property? How much? \$105.00 for the toxic removal fee and \$16.00 per month.

Please ask the Energy & Utilities Subcommittee members to perform proper oversight of the Florida Public Service Commission. Absolutely no opt-out fees for Florida families and remove the entire injurious Smart Meter grid that is nothing but a scam that will never save a single person a dime.

<http://www.freedomsphoenix.com/Article/133004-2013-04-22-another-attorney-general-exposes-smart-meter-scam.htm>

The Michigan Attorney General's statement: <http://efile.mpsc.state.mi.us/efile/docs/17000/0408.pdf> the only benefit of the "smart" grid is to utilities, not ratepayers. Utilities are gaming the system through their 8 to 10% guaranteed rate of return on so-called "capital investments".

<http://www.kionrightnow.com/Global/story.asp?>





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## POST EXCLUSIVE ANNUAL EXECUTIVE PAY SURVEY

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Lew Hay is the nation's best-paid utility executive and tops our list for sixth year in a row.

By Jeff Ostrowski  
Palm Beach Post Staff Writer

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Executives continued on A7

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Chairman, CEO  
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**Wireless Injures Your Family & Pets**

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**radiationrescue.org**

**stopsmartmeters.org**



**From:** Pamela Paultre on behalf of Office of Commissioner Brisé  
**Sent:** Monday, September 23, 2013 10:50 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Comments for Docket # 130223 FPL Customers Should Not Pay To Remove Cancer Causing Smart Meters

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223-El. .

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

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**From:** [jamiel40@comcast.net](mailto:jamiel40@comcast.net) [<mailto:jamiel40@comcast.net>]  
**Sent:** Monday, September 23, 2013 10:25 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Cc:** Mike Edmonson; Marilynne Martin; Susan Salisbury  
**Subject:** Comments for Docket # 130223 FPL Customers Should Not Pay To Remove Cancer Causing Smart Meters

Dear Florida Public Service Commissioner and Clerk of Public Service Commissioner Inspector General:

Please see my comments regarding Docket # 130223 below. I sent this as an email to Florida legislators.

Dr. Laura Pressley has over 17 years in semiconductor management with a chemistry and physics background. In this video [http://www.youtube.com/watch?v=dhF6C\\_pB22g](http://www.youtube.com/watch?v=dhF6C_pB22g) she explains how electrical *so-called* Smart Meters on homes and offices are causing you health problems. Don't believe me? Go to Bioinitiative.org where you can find 1,800 studies proving adverse biological effects from wireless energy.

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Smart Meters send over 3,000 injurious pulses a day throughout your home's electrical wiring. Our private homes have been turned into microwave ovens so that a few at the top can make millions. The Florida Public Service Commission that is charged by Florida Statute to keep you safe from utilities is considering allowing the men photographed below to charge struggling Florida families to remove a cancer causing meter with two hidden radio transmitters. Did you ever ask for this Smart Meter? No!!! Then why would you have to pay to remove a toxic device from your private property? How much? \$105.00 for the toxic removal fee and \$16.00 per month.

Please ask the Energy & Utilities Subcommittee members to perform proper oversight of the Florida Public Service Commission. Absolutely no opt-out fees for Florida families and remove the entire injurious Smart Meter grid that is nothing but a scam that will never save a single person a dime.

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[http://www.bizjournals.com/phoenix/news/2012/12/28/aps-offering-executives-potential.html?ana=yfcpc\)](http://www.bizjournals.com/phoenix/news/2012/12/28/aps-offering-executives-potential.html?ana=yfcpc)



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**Sent:** Monday, September 23, 2013 10:25 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Cc:** Mike Edmonson; Marilynne Martin; Susan Salisbury  
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**Shawna Senko**

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**From:** Pamela Paultre  
**Sent:** Tuesday, September 24, 2013 8:17 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket no. 130223-EI  
**Attachments:** Docket 130223 Hearing September 25,20136; RE: Docket 130223; Comments for Docket # 130223 - FP&L; Docket # 130223 - Comments

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives in the aforementioned docket.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

## Shawna Senko

---

**From:** William Bigelow <wbigelow@live.com>  
**Sent:** Monday, September 23, 2013 5:56 PM  
**To:** Office of Commissioner Brisé  
**Subject:** Docket 130223 Hearing September 25, 20136

Chairman Brise:

Re: **Docket 130223**

Our names are William and Margo Bigelow. We are FPL customers residing at 22540 Bolanos Ct., Port Charlotte, FL 33952. In March 2012, we advised four FPL executives in writing via Registered Mail, that we were denying access for FPL or any of its employees or private contractors to enter our property to install a Smart Meter. We listed nearly 10 reasons why we were refusing installation. Additionally, we erected a sign in front of our electrical meter warning FPL of trespass litigation if they chose to ignore our letter warnings.

On September 25, 2013, the Florida PSC will consider approval under the captioned docket of Florida Power & Light's proposed handling of their customers, who opt to continue to have non-standard meters (i.e. meters, which are not Smart Meters) on their homes or businesses. It is our understanding the PSC Staff is recommending the PSC commissioners agree at the meeting to delay a vote on this docket until all involved parties, including interveners, have sufficient time to review the FPL proposal in detail and submit their analyses/positions on the FPL position. Given that FPL admits that many of the installed meters are not working properly, we strongly recommend that a full public hearing on Smart Meters must be ordered. We believe that we should not have to pay a financial penalty to protect our privacy and our health.

You should know the FPL's proposed up-front and month financial penalties to be assessed by FPL on those customers having "non-standard" meters rank amongst the highest in the nation and should not be allowed to be implemented.

You should know that more and more information on the negative health affects being experienced by many people in Florida has been made public in the past 18 months and now the FCC is conducting hearing whether separate standards should be developed for the non-thermal type radio frequency emissions generated by many radio frequency based products/cell towers, etc., including Smart Meters. Floridians are now reporting sicknesses, which they never had before a "mandatory" installed Smart meter was placed on their homes. You should know, that law suits are starting to pop up all over the country stating the plaintiff's health has been negatively affected by their Smart Meter, which they never approved. Finally, you should know that if there is not a no fee Opt Out (or Opt In) ability given to electrical customers in the state, there assuredly will be health law suits filed and surely the State of Florida/PSC will be co-defendants in those suits. The ability of all electrical customers to say "no" to a Smart Meter after hearing both sides of the story, will eliminate the danger to state government of being drawn in to such suits. Our anti-Smart Meter Group has met with Senator Galvano, who has done extensive research on this issue and now has sent request letters to the FCC (recommending guidelines be established for non-thermal emissions) and Mr. Mark Futrell at the PSC (asking the PSC to suspend consideration of the captioned tariff). Senator Galvano also states he believes Floridians should have the ability to refuse a Smart Meter without being assessed a penalty.

With regard to the last paragraph, you should be appraised the emissions problem is even more concentrated in Condo/Apartment Projects, where 10-100 Smart Meters are installed in a cluster, thereby making the residents of the closest units extremely vulnerable to massive exposure. This situation has to be properly addressed by the PSC.



Finally, I believe the Smart Meter issue is a private property rights issue where a utility is mandating its customers accept a Smart Meter, which is really not just a meter, but a communication device---therefore a piece of equipment, which functionality is outside the boundaries of the tariff language allowing the utility access customer private property---under the several authorized circumstances enumerated under the tariff's language.

Our meter works fine and we refuse to accept a Smart Meter that no law in the land mandates.

William and Margo Bigelow

## Shawna Senko

---

**From:** Sherry Smart <consultwithsmart@gmail.com>  
**Sent:** Monday, September 23, 2013 8:17 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé  
**Subject:** RE: Docket 130223

Commissioners:

I have requested to OPT OUT of having a Smart Meter installed on my residence and do not want one on my home. It's becoming increasingly obvious that there are real inherent dangers to having a smart meter anywhere around humans. It's also obvious that you are not concerned with the growing concerns regarding the health hazards that are coming to light as regards Smart Meters, not to mention the privacy issues. It's unfortunate that the consumer is being ignored and it appears that the very people who are supposed to investigate and advocate for the consumer is in the back pocket of FPL.

I spoke against Smart Meters in front of the PSC when you were in Sarasota and later I received a letter from FPL that I would not have to have a Smart Meter on my home.

It's unfortunate that many people will eventually suffer adverse health affects from these meters and I suspect when the law suits begin to fly you all will be named in those suits as you have not been advocating for the consumer.

--

*Sherry Smart*  
In Pursuit of Liberty

## Shawna Senko

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**From:** Jimmy <jfasetti7@verizon.net>  
**Sent:** Monday, September 23, 2013 8:30 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brisé; Office of Commissioner Brown; Office Of Commissioner Edgar; Office Of Commissioner Graham  
**Cc:** Records Clerk  
**Subject:** Comments for Docket # 130223 - FP&L

Commissioners:

We are FP&L customer and do not have a smart meter and desire to keep it this way.

I'd further like the petition suspended and put ON HOLD pending full evidentiary public hearings re: smart meters cost, health, privacy and security matters. In light of recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the electrical grid recently unveiled. Besides, FP&L's own estimates from the recent rate case do not show customer savings. It is time to re-evaluate.

We have Opted-out but all our concerns are not alleviated. In particular, the health concerns. I want to keep my current meter and do not want a new one. What exactly is a "non-standard" meter?

We should not have to have to pay a fee to protect their health and privacy.

I understand so-called "smart meters" cost 5 times more than the current (analog) - and the estimated useful life is half. Further, I understand these new digital meters require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees, etc.). These costs are far greater. Weather-related events will cost more as new meters have more sensitive communication equipment that can be damaged and will need replacement.

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## Shawna Senko

---

**From:** Marilynne Martin <mmartin59@comcast.net>  
**Sent:** Monday, September 23, 2013 10:23 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Docket # 130223 - Comments  
**Attachments:** Comments to FPSC on Docket 130223-EI.doc

Attached please find my initial comments regarding Docket # 130223, Florida Power & Light filed a "Petition for approval of optional non-standard meter rider"

Thank you.

Marilynne Martin

Marilynne Martin  
420 Cerromar Ct Unit #162  
Venice, FL 34293  
941-244-0783

September 23, 2013

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

**Re: Docket 130223-EI – Comments on FP&L’s Petition for approval of optional non-standard meter rider and Staff’s Recommendation**

Dear Commissioners,

I am writing to comment on Docket 130223-EI and request these comments be considered at your 9/25/13 meeting and also placed on public record for this docket in a timely fashion.

I am a FP&L customer who has refused the Network Communication and Management Equipment commonly known as “Smart Meters”. I am currently on the FP&L “delay” list. I am also a retired accountant, a CPA certified in the State of New York with prior financial experience in regulated utilities (telecommunications) and manufacturing, serving in both divisional and corporate controller roles.

Consumers should not be charged a fee in order to protect their health and privacy. I urge the Commissioners to issue an order to establish a “Smart Meter Review” docket with full public evidentiary hearings to review all the issues with smart meters and put this current FP&L opt out tariff on a temporary hold pending the outcome of the smart meter review docket. The main issues that need to be addressed are Costs, Health, Privacy and Security.

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FPL Witness Santos testified that the savings from AMI will only happen after the completion of the entire AMI project. (TR 6048) AMI savings will not happen in ratio to the implementation of the meters. (TR 6049) Witness Santos testified that the savings will only occur after an integration of software, completion of new databases, implementation of cyber security, development of measures to maximize new functionality, and training on the new systems and processes is completed. (TR 6049) The witness testified that the project could be deferred, but FPL believes that the technology is ready, and that FPL wants to be able to help shape the market. (TR 1599, TR 1601) Below is a spreadsheet showing the capital expenditures and the associated savings from AMI implementation. (EXH 35 BSP 1712)

Deployment	2009	2010	2011	2012	2013	Total
Meters (Thousands)	170	1,128	1,099	1,076	873	4,346
Capital (Millions)	\$43.7	\$168.5	\$158.7	\$151.5	\$122.5	\$645
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Net O&M (Thousands)	\$1,489	\$6,972	\$10,526	\$9,413	\$3,484	

(Excludes payroll and store loaders)

When an entity promises Net O&M savings of \$20 million and comes back with \$3.5 million in costs, there is a problem. This is though par for the course and some states have rejected these projects upfront because the cost/benefits were not there. Maine is learning the hard way that savings can turn into costs and they recently opened a review. It is time for the Florida Commission to do right by the people and hold FP&L accountable.

Health: The Commission is falsely relying on FCC standards for public health safety having full knowledge that the Florida Department of Health has jurisdiction on non-ionizing radiation of which the smart meters emit. The Commission is also fully aware of the current FCC proceedings on such guidelines. In addition, the Commission also is fully aware of the limitations of the FCC guidelines – only protects from thermal effects, does not protect from biological effects, does not consider long-term chronic exposure consequences and does not consider accumulated exposure from other radiation emitting devices.

The Commission Staff received 5 binders of data from a resident at the Workshop on September 20<sup>th</sup> and to date has done nothing with them. Without having such data reviewed, which refuted the industry's experts, how the Commission could accept the Smart Meter Workshop Report as factual and complete is beyond comprehension. A legal opinion from the Attorney General and an opinion from the Florida Dept. of Health are necessary and should be obtained immediately.

Strawberries are "safe". But if you make my sister eat one she will wake up the next morning with very painful sores around her mouth. Smart meters are having an immediate negative impact on the health of Florida residents. These devices should not be forced upon them. They also have long-term impacts on the health of the rest of us, particularly the most vulnerable – children, pregnant women and the elderly.

Privacy:

In light of the recent NSA scandals and the well-documented proof (Congressional Research Report, Report to the Colorado PUC, as well as the NARUC resolutions) that the data from these smart meters can be used as surveillance and there is nothing anyone can do about it, it is best not to collect the data in the first place. Consumers do not want or need a 15-minute readout of

their kilowatt usage. There are better ways to understand energy usage. My favorite is the good old fashion way that has worked for decades – home energy audits.

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Cost/Causation is the excuse used to justify opt out fees. “It is not fair for all Floridians to pay for the extra costs for those who opt out of the standard meter”. This is a false premise and not applied consistently. First, the analog meter with the meter readers costs far less than the “smart meter” and the associated Neighborhood Area Network. Analogs are a fraction of the cost and their useful life is twice as long. Analogs do not require software to maintain. Smart meters and the associated NAN requires security, communication fees and a lot of communication equipment.

Regarding consistency, when you call customer service do you get charged a fee when you press 2 for Spanish? Do you get charged a fee when you dial 711 (Relay Service) for the hearing impaired? When you go on automatic bill pay did you pay a special fee for that service to cover the costs of the programming? Do you charge for Home Energy Audits? All these services cost money to provide and only benefit a small portion of the customer base. Why is it appropriate not to charge for such services? It is inappropriate to charge customers a fee for opting out of smart meters.

Mitigation: There is no real need for a FP&L employee to read the meter monthly. Bills could be estimated based on prior history or the customer can self report the reading. FP&L should be visiting each property once a year as a matter of good maintenance and safety in order to inspect the equipment that they placed on the easements. At this time they can also take a meter reading that will verify the customers self-reporting.

The nonstandard meter fee that is proposed is nothing more than extortion and should be denied. The lack of definition of what constitutes a “non-standard” meter is also a problem. The customers want to retain their analog meters. This is the only non-standard meter that protects their health and privacy.

Finally, please refer to my letters sent to you on the Smart Meter Workshop as well as Docket 130160. The issue of the authority to place a communication network on my home has never been addressed, nor the multi-family dwellings. Opt outs do not fully resolve these issues. If you are in a multi-family building and have a bank of these meters on your living space, how does opting out of one meter rectify the problem? If you are electro-sensitive and the neighbors smart meter is making you sick, how does the opt out rectify the problem? In both of these cases the answer is it doesn't.

We need full public hearings on smart meters.

Regards,

Marilynne Martin



**Shawna Senko**

---

**From:** Office of Commissioner Brown  
**Sent:** Tuesday, September 24, 2013 8:41 AM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Docket # 130223 - Comments; [Re-send] Comments for Docket # 130223 - FP&L;  
Comments for Docket # 130223 - FP&L; RE: Docket 130223; Docket 130223 Hearing On  
September 25,2013

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak*  
*Executive Assistant to Commissioner Julie I. Brown*  
*Florida Public Service Commission*  
*2540 Shumard Oak Boulevard*  
*Tallahassee, FL 32399-0850*  
*[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)*  
*(850) 413-6030 (Office)*  
*(850) 413-6031 (Fax)*

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.



## Shawna Senko

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We need full public hearings on smart meters.

Regards,

Marilynne Martin

**Shawna Senko**

---

**From:** Jimmy <jfasetti7@verizon.net>  
**Sent:** Monday, September 23, 2013 8:49 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brisé; Office of Commissioner Brown; Office Of Commissioner Edgar; Office Of Commissioner Graham  
**Cc:** Records Clerk  
**Subject:** [Re-send] Comments for Docket # 130223 - FP&L

**Re-sending: please ignore previous email (sent 15 mins ago) and replace with the following...**

Commissioners:

We are FP&L customers and do not have a smart meter and desire to keep it this way.

I'd further like the petition suspended and put ON HOLD pending full evidentiary public hearings re: smart meters cost, health, privacy and security matters. In light of recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the electrical grid recently unveiled. Besides, FP&L's own estimates from the recent rate case do not show customer savings. It is time to re-evaluate.

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I understand so-called "smart meters" cost 5 times more than the current (analog) - and the estimated useful life is half. Further, I understand these new digital meters require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees, etc.) - these costs are far greater. Weather-related events will cost more as new meters have more sensitive communication equipment that can be damaged and will need replacement.

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Monthly manual meter reads are not required for those opting out. FP&L can do one of two things: 1) send estimated billing based on history or 2) have me submit my own meter reading. FP&L can simply monitor these meters once a year.

There is PLENTY of precedent of services be performed for "some" customers and not "all" where no fee is charged, e.g.) Spanish translations of materials, Braille bills, TDDY services for the deaf and home energy audits

Sincerely,  
James Fasetti  
209 Londonderry Dr  
Sarasota, FL 34240  
(727) 823-3208



## Shawna Senko

---

**From:** Jimmy <jfasetti7@verizon.net>  
**Sent:** Monday, September 23, 2013 8:30 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brisé; Office of Commissioner Brown; Office Of Commissioner Edgar; Office Of Commissioner Graham  
**Cc:** Records Clerk  
**Subject:** Comments for Docket # 130223 - FP&L

Commissioners:

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**Shawna Senko**

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**From:** Sherry Smart <consultwithsmart@gmail.com>  
**Sent:** Monday, September 23, 2013 8:17 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé  
**Subject:** RE: Docket 130223

Commissioners:

I have requested to OPT OUT of having a Smart Meter installed on my residence and do not want one on my home. It's becoming increasingly obvious that there are real inherent dangers to having a smart meter anywhere around humans. It's also obvious that you are not concerned with the growing concerns regarding the health hazards that are coming to light as regards Smart Meters, not to mention the privacy issues. It's unfortunate that the consumer is being ignored and it appears that the very people who are supposed to investigate and advocate for the consumer is in the back pocket of FPL.

I spoke against Smart Meters in front of the PSC when you were in Sarasota and later I received a letter from FPL that I would not have to have a Smart Meter on my home.

It's unfortunate that many people will eventually suffer adverse health affects from these meters and I suspect when the law suits begin to fly you all will be named in those suits as you have not been advocating for the consumer.

--

*Sherry Smart*  
In Pursuit of Liberty

## Shawna Senko

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**From:** William Bigelow <wbigelow@live.com>  
**Sent:** Monday, September 23, 2013 5:54 PM  
**To:** Office of Commissioner Brown  
**Subject:** Docket 130223 Hearing On September 25, 2013

Commissioner Brown:

### Re: Docket 130223

Our names are William and Margo Bigelow. We are FPL customers residing at 22540 Bolanos Ct., Port Charlotte, FL 33952. In March 2012, we advised four FPL executives in writing via Registered Mail, that we were denying access for FPL or any of its employees or private contractors to enter our property to install a Smart Meter. We listed nearly 10 reasons why we were refusing installation. Additionally, we erected a sign in front of our electrical meter warning FPL of trespass litigation if they chose to ignore our letter warnings.

On September 25, 2013, the Florida PSC will consider approval under the captioned docket of Florida Power & Light's proposed handling of their customers, who opt to continue to have non-standard meters (i.e. meters, which are not Smart Meters) on their homes or businesses. It is our understanding the PSC Staff is recommending the PSC commissioners agree at the meeting to delay a vote on this docket until all involved parties, including interveners, have sufficient time to review the FPL proposal in detail and submit their analyses/positions on the FPL position. Given that FPL admits that many of the installed meters are not working properly, we strongly recommend that a full public hearing on Smart Meters must be ordered. We believe that we should not have to pay a financial penalty to protect our privacy and our health.

You should know the FPL's proposed up-front and month financial penalties to be assessed by FPL on those customers having "non-standard" meters rank amongst the highest in the nation and should not be allowed to be implemented.

You should know that more and more information on the negative health affects being experienced by many people in Florida has been made public in the past 18 months and now the FCC is conducting hearing whether separate standards should be developed for the non-thermal type radio frequency emissions generated by many radio frequency based products/cell towers, etc., including Smart Meters. Floridians are now reporting sicknesses, which they never had before a "mandatory" installed Smart meter was placed on their homes. You should know, that law suits are starting to pop up all over the country stating the plaintiff's health has been negatively affected by their Smart Meter, which they never approved. Finally, you should know that if there is not a no fee Opt Out (or Opt In) ability given to electrical customers in the state, there assuredly will be health law suits filed and surely the State of Florida/PSC will be co-defendants in those suits. The ability of all electrical customers to say "no" to a Smart Meter after hearing both sides of the story, will eliminate the danger to state government of being drawn in to such suits. Our anti-Smart Meter Group has met with Senator Galvano, who has done extensive research on this issue and now has sent request letters to the FCC (recommending guidelines be established for non-thermal emissions) and Mr. Mark Futrell at the PSC (asking the PSC to suspend consideration of the captioned tariff). Senator Galvano also states he believes Floridians should have the ability to refuse a Smart Meter without being assessed a penalty.

With regard to the last paragraph, you should be appraised the emissions problem is even more concentrated in Condo/Apartment Projects, where 10-100 Smart Meters are installed in a cluster, thereby making the residents



of the closest units extremely vulnerable to massive exposure. This situation has to be properly addressed by the PSC.

Finally, I believe the Smart Meter issue is a private property rights issue where a utility is mandating its customers accept a Smart Meter, which is really not just a meter, but a communication device---therefore a piece of equipment, which functionality is outside the boundaries of the tariff language allowing the utility access customer private property---under the several authorized circumstances enumerated under the tariff's language.

Our meter works fine and we refuse to accept a Smart Meter that no law in the land mandates.

William and Margo Bigelow

**Shawna Senko**

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**From:** Pamela Paultre  
**Sent:** Tuesday, September 24, 2013 5:04 PM  
**To:** Commissioner Correspondence  
**Subject:** Docket no. 130223-EI  
**Attachments:** Comments for Docket #130223; Comments for Docket #130223

Good afternoon,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

## Shawna Senko

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**From:** Jessica Leis <thankthesparrow@yahoo.com>  
**Sent:** Tuesday, September 24, 2013 10:36 AM  
**To:** Office of Commissioner Brisé  
**Subject:** Comments for Docket #130223

Dear Chairman Brisé

I am an FP&L customer and I do not have a smart meter. It was installed, however, I began having heart palpitations and my sleep was negatively effected. I then heard about smart meters and the effect that they could have on a persons health and requested that mine be removed. My symptoms disappeared and now I am a firm believer that customers of FP&L should have a choice as to whether we will allow the smart meters on our homes and without having to pay extra.

When I requested that the smart meter be removed and my analogue meter be replaced, FP&L told me that the analogue meters were being destroyed as they were being removed. That was a crushing blow to my sense of environmental love and protection: adding perfectly fine operating equipment into our already overburdened landfills. The possibly that I may have to pay extra to protect my health and privacy is another staggering blow to my sense of right and wrong. If FP&L has the funds to be that wasteful, I think that the opt out fee of \$105 plus the \$16 monthly fee is punitive rather than a monetary necessity.

Additionally, the smart meters cost approx. 5 times more than the analog meters and their estimated useful life is half; more debris in the landfills. The smart meters require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees etc.) than the analog meters. This makes the cost of the smart meters far greater! Not to mention, weather conditions can wreck havoc on the sensitive communication equipment that can be damaged and need replacement; again more money and more toxic waste for our loaded-down landfills.

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The Opt Out is great (if without a fee) but it does not solve all the installation of smart meter problems. There are condominiums, apartments, office buildings, hospitals, assisted living and the list goes on where someone could have 10-100 meters behind their wall. They could not opt out. Or what happens to residents that are getting sick from their neighbors meters or the associated equipment outside their unit on the poles?

I believe and hope that you will support me on this, that the FP&L proposed non-standard meter rider tariff should not only be suspended but placed on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective. In light of the recent NSA scandals and also all the Federal Government concerns and potential mandates on cyber-security for the grid, as well as, the fact that FP&L's own estimates from the recent rate case do not show savings to the ratepayer.



Unfortunately, my smart meter was replaced with a digital meter. The California study shows that the digital meters were still making people sick because of the dirty electricity it produced on their home electrical lines. I am grateful to be rid of the smart meter but I still feel the analog would be a much healthier and cleaner option.

By FP&L's own admission in Docket# 130160, if the smart meter doesn't work properly and stops communicating, they will need a method to get the meters read. FP&L could use the same programs to get the manual meter reads in for the opt outs. It doesn't seem as though separate programs would need to be written.

In fact, monthly manual meter reads are not required for those opting out at all. FP&L could do one of two things, either estimated billing based on history or the customer could submit their own meter reading. The customers could even be given the option to submit digital photos of their meters to support their readings. Then once a year FP&L could come out to all customers and do a meter read to verify that the customer was being billed correctly. At that time it seems reasonable that FP&L inspect their equipment on our property and make sure that it is in proper working condition. There is no need for monthly charges!

Thank you for your time.

Sincerely

Jessica Leis  
Sarasota, Florida

## Shawna Senko

---

**From:** Kathy Carter <barkingspider50@hotmail.com>  
**Sent:** Tuesday, September 24, 2013 12:19 PM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brown; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Comments for Docket #130223

Because I was ridiculed by the Honeywell smart meter installer who showed up at my place in spite of multiple written and oral assurances by FPL that I would be placed on the "hold" list, I will restrict my comments primarily to cost, even though I have serious concerns about the health issues of the smart meter grid, to say nothing of the privacy and security aspects.

What ever happened to the old adage, If it ain't broke, don't fix it?!

I feel sure that in the "rush to market" of this project, adequate independent study and unbiased hearings were not held. The federal government dangled funding, issued a mandate, and the next thing we all knew, smart meters became a reality.

The petition currently before you should be put on hold, if not just dismissed outright, pending full evidentiary hearings from a cost, health, privacy and security perspective. In fact, it is my understanding that FPL's own estimates from the recent rate case do not even show savings to the ratepayer. The smart meters cost approximately five times more than analog meters, with an estimated half-life. There is a huge requirement for additional equipment, including but not limited to, software, routers, repeaters, etc., and much of this new equipment is more sensitive to weather events, with resulting damage and replacement cost potential.

FPL even admitted in Docket #130160 that smart meters stop communicating. When that happens, the company is going to find itself in need of a method to read those that don't work properly. If that method is manual reading, why should those households with analog meters be charged a penalty to retain a meter that functions perfectly well?

There are other options for FPL as well.

For quite awhile because of limited access due to dogs, I read my own meter and posted an FPL-supplied card on my front gate, which they verified from time to time. I am also currently on the budget program, which is based partially on previous usage. Why couldn't that be utilized in billing? FPL's contention that it must have monthly manual readings by one of its contractors, thereby increasing cost, is misleading and untrue.

And what of FPL's own precedent in providing other services for *some* but not *all* without additional charge? How about Braille bills, Spanish translations of customer materials, TDDY services, and others? Do they not require added cost to the company?

The charges under current consideration are, in my opinion, discriminatory and without merit.

Thanks for your consideration.

Kathleen S. Carter  
9600 Isom Avenue  
Hastings, FL 32145

"Naturally the common people don't want war: Neither in Russia, nor in England, nor for that matter in Germany. That is understood. But, after all, it is the leaders of the country who determine the policy and it is always a simple matter to drag the people along, whether it is a democracy, or a fascist dictatorship, or a parliament, or a communist dictatorship. Voice or no voice, the people can always be brought to the bidding of the leaders. That is easy. All you have to do is tell them they are being attacked, and denounce the peacemakers for lack of patriotism and exposing the country to danger. It works the same in any country."

Hermann Goering



## Shawna Senko

---

**From:** Dick Blumenstein <rcblumen@cfl.rr.com>  
**Sent:** Tuesday, September 24, 2013 7:47 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Re: Docket # 130223 - "Petition for approval of optional non-standard meter rider"

To:  
Commissioner Eduardo E. Balbis  
Commissioner Julie Imanuel Brown  
Chairman Ronald A. Brise  
Commissioner Lisa Polak Edgar  
Commissioner Art Graham  
Office of Commission Clerk, Ms. Ann Cole

Re: Docket # 130223 - "Petition for approval of optional non-standard meter rider"

Hello- I am an FP&L customer, I do NOT have a smart meter on my property (as I refused to get one installed), am an electrical engineer and am NOT a luddite!

Besides being totally against the unbelievable gall of FP&L wanting to charge me \$105 upfront and \$16/month for a "non-standard meter" (not a smart meter), I think that this petition should be put on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective.

Those opting out should not have to pay a fee to protect against potential health threats and especially privacy concerns.

By now, I'm sure you know that smart meters cost approximately 5 times more than the analog meter and their estimated useful life is half. They require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees, etc.) than the analogs meters. The cost is far greater. Weather events will cost more as there is now additional sensitive communication equipment that can be damaged and will need replacement.

As FP&L admitted in Docket # 130160, smart meters stop communicating. FP&L needs a method to get the meter reads in for the smart meters that don't work properly. FP&L could use the same programs to get the manual meter reads in for the opt outs. They don't need to write separate programs.

Monthly manual meter reads are not required for those opting out. FP&L could do one of two things - either do estimated billing based on history or have the customer submit their own meter reading. Once a year FP&L should be coming out to all customers (regardless of which meter they have) to inspect their equipment on our property to make sure it is in good working order. They

could do a meter read at that time to verify that the customer was doing proper readings. In addition, customers could also submit digital photos of their meter to support their readings. No need for monthly charges.

Respectfully,

Richard Blumenstein  
1997 Ardmor Dr  
Port Orange, FL 32128



## Shawna Senko

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**From:** Office of Commissioner Brown  
**Sent:** Tuesday, September 24, 2013 4:19 PM  
**To:** Commissioner Correspondence  
**Subject:** Docket No. 130223-EI  
**Attachments:** Comments for Docket #130223; Comments for Docket #130223; Comments for Docket #130223

Please place the attached correspondence in Docket Correspondence, Consumers and their Representatives, in Docket No. 130223-EI.

Thank you,  
Terry

*Ms. Terry Holdnak  
Executive Assistant to Commissioner Julie I. Brown  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[tholdnak@psc.state.fl.us](mailto:tholdnak@psc.state.fl.us)  
(850) 413-6030 (Office)  
(850) 413-6031 (Fax)*

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.



## Shawna Senko

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**Sent:** Tuesday, September 24, 2013 12:19 PM  
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**Subject:** Comments for Docket #130223

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FPL even admitted in Docket #130160 that smart meters stop communicating. When that happens, the company is going to find itself in need of a method to read those that don't work properly. If that method is manual reading, why should those households with analog meters be charged a penalty to retain a meter that functions perfectly well?

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Hermann Goering



## Shawna Senko

---

**From:** Jessica Leis <thankthesparrow@yahoo.com>  
**Sent:** Tuesday, September 24, 2013 10:35 AM  
**To:** Office of Commissioner Brown  
**Subject:** Comments for Docket #130223

Dear Commissioner Brown

This is a duplicate of my first letter to you. I am sorry, I just wanted to address you properly.  
Jessica Leis

I am an FP&L customer and I do not have a smart meter. It was installed, however, I began having heart palpitations and my sleep was negatively effected. I then heard about smart meters and the effect that they could have on a persons health and requested that mine be removed. My symptoms disappeared and now I am a firm believer that customers of FP&L should have a choice as to whether we will allow the smart meters on our homes and without having to pay extra.

When I requested that the smart meter be removed and my analogue meter be replaced, FP&L told me that the analogue meters were being destroyed as they were being removed. That was a crushing blow to my sense of environmental love and protection: adding perfectly fine operating equipment into our already overburdened landfills. The possibly that I may have to pay extra to protect my health and privacy is another staggering blow to my sense of right and wrong. If FP&L has the funds to be that wasteful, I think that the opt out fee of \$105 plus the \$16 monthly fee is punitive rather than a monetary necessity.

Additionally, the smart meters cost approx. 5 times more than the analog meters and their estimated useful life is half; more debris in the landfills. The smart meters require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees etc.) than the analog meters. This makes the cost of the smart meters far greater! Not to mention, weather conditions can wreck havoc on the sensitive communication equipment that can be damaged and need replacement; again more money and more toxic waste for our loaded-down landfills.

The precedent of some customers as opposed to all having special services without fees include: Spanish translations of materials and customer service, brail bills, TDDY services and home energy audits. It is unfair that my special service should cost me more.

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the grid, as well as, the fact that FP&L's own estimates from the recent rate case do not show savings to the ratepayer.

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Thank you for your time.

Sincerely

Jessica Leis  
Sarasota, Florida

## Shawna Senko

---

**From:** Jessica Leis <thankthesparrow@yahoo.com>  
**Sent:** Tuesday, September 24, 2013 10:33 AM  
**To:** Office of Commissioner Brown  
**Subject:** Comments for Docket #130223

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Thank you for your time.

Sincerely

Jessica Leis  
Sarasota, Florida



**Shawna Senko**

---

**From:** Pamela Paultre on behalf of Office of Commissioner Brisé  
**Sent:** Tuesday, September 24, 2013 8:12 AM  
**To:** Commissioner Correspondence  
**Subject:** FW: Docket # 130223 - "Petition for approval of optional non-standard meter rider"

Good morning,

Please place the forwarded or enclosed correspondence in Docket Correspondence of Consumers and their representatives for docket no. 130223.

Thank you,

Pamela Paultre  
Assistant to Chairman Ronald Brisé  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399  
(850) 413-6036

---

**From:** Dick Blumenstein [<mailto:rcblumen@cfl.rr.com>]  
**Sent:** Tuesday, September 24, 2013 7:47 AM  
**To:** Office of Commissioner Balbis; Office of Commissioner Brisé; Office Of Commissioner Edgar; Office Of Commissioner Graham; Records Clerk  
**Subject:** Re: Docket # 130223 - "Petition for approval of optional non-standard meter rider"

**To:**  
Commissioner Eduardo E. Balbis  
Commissioner Julie Imanuel Brown  
Chairman Ronald A. Brise  
Commissioner Lisa Polak Edgar  
Commissioner Art Graham  
Office of Commission Clerk, Ms. Ann Cole

Re: Docket # 130223 - "Petition for approval of optional non-standard meter rider"

Hello- I am an FP&L customer, I do NOT have a smart meter on my property (as I refused to get one installed), am an electrical engineer and am NOT a luddite!

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on hold pending full evidentiary public hearings on smart meters from a cost, health, privacy and security perspective.

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By now, I'm sure you know that smart meters cost approximately 5 times more than the analog meter and their estimated useful life is half. They require more equipment (routers, repeaters, IT maintenance, security, software, telecom fees, etc.) than the analogs meters. The cost is far greater. Weather events will cost more as there is now additional sensitive communication equipment that can be damaged and will need replacement.

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Respectfully,

Richard Blumenstein  
1997 Ardmor Dr  
Port Orange, FL 32128







## Crystal Card

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**From:** john higgins <jphbjh@hotmail.com>  
**Sent:** Monday, September 23, 2013 11:59 AM  
**To:** Records Clerk  
**Subject:** comment for docket # 130223

TO: CLERK

RE: EMAILS DID NOT GO THROUGH FOR BALKIS, BROWN, BRISE, EDGAR, OR GRAHAM. PLEASE FORWARD COPY TO EACH THANK YOU.

FR: JOHN HIGGINS  
POB 1934  
VENICE, FL 34284

## Shawna Senko

---

**From:** William Bigelow <wbigelow@live.com>  
**Sent:** Monday, September 23, 2013 6:05 PM  
**To:** Records Clerk  
**Subject:** Docket 130223 Hearing On September 25, 2013

Ms. Ann Cole, Clerk of Florida PSC:

Here is a copy of the e-mail which we sent individually to the five PSC Commissioners today.

Bill and Margo Bigelow  
Port Charlotte, FL 33952

Commissioner

Re: **Docket 130223**

Our names are William and Margo Bigelow. We are FPL customers residing at 22540 Bolanos Ct., Port Charlotte, FL 33952. In March 2012, we advised four FPL executives in writing via Registered Mail, that we were denying access for FPL or any of its employees or private contractors to enter our property to install a Smart Meter. We listed nearly 10 reasons why we were refusing installation. Additionally, we erected a sign in front of our electrical meter warning FPL of trespass litigation if they chose to ignore our letter warnings.

On September 25, 2013, the Florida PSC will consider approval under the captioned docket of Florida Power & Light's proposed handling of their customers, who opt to continue to have non-standard meters (i.e. meters, which are not Smart Meters) on their homes or businesses. It is our understanding the PSC Staff is recommending the PSC commissioners agree at the meeting to delay a vote on this docket until all involved parties, including interveners, have sufficient time to review the FPL proposal in detail and submit their analyses/positions on the FPL position. Given that FPL admits that many of the installed meters are not working properly, we strongly recommend that a full public hearing on Smart Meters must be ordered. We believe that we should not have to pay a financial penalty to protect our privacy and our health.

You should know the FPL's proposed up-front and month financial penalties to be assessed by FPL on those customers having "non-standard" meters rank amongst the highest in the nation and should not be allowed to be implemented.

You should know that more and more information on the negative health affects being experienced by many people in Florida has been made public in the past 18 months and now the FCC is conducting hearing whether separate standards should be developed for the non-thermal type radio frequency emissions generated by many radio frequency based products/cell towers, etc., including Smart Meters. Floridians are now reporting sicknesses, which they never had before a "mandatory" installed Smart meter was placed on their homes. You should know, that law suits are starting to pop up all over the country stating the plaintiff's health has been negatively affected by their Smart Meter, which they never approved. Finally, you should know that if there is not a no fee Opt Out (or Opt In) ability given to electrical customers in the state, there assuredly will be health law suits filed and surely the State of Florida/PSC will be co-defendants in those suits. The ability of all electrical customers to say "no" to a Smart Meter after hearing both sides of the story, will eliminate the danger to state government of being drawn in to such suits. Our anti-Smart Meter Group has met with Senator Galvano, who has done extensive research on this issue and now has sent request letters to the FCC (recommending guidelines be established for non-thermal emissions) and Mr. Mark Futrell at the PSC (asking the PSC to

suspend consideration of the captioned tariff). Senator Galvano also states he believes Floridians should have the ability to refuse a Smart Meter without being assessed a penalty.

With regard to the last paragraph, you should be apprised the emissions problem is even more concentrated in Condo/Apartment Projects, where 10-100 Smart Meters are installed in a cluster, thereby making the residents of the closest units extremely vulnerable to massive exposure. This situation has to be properly addressed by the PSC.

Finally, I believe the Smart Meter issue is a private property rights issue where a utility is mandating its customers accept a Smart Meter, which is really not just a meter, but a communication device---therefore a piece of equipment, which functionality is outside the boundaries of the tariff language allowing the utility access customer private property---under the several authorized circumstances enumerated under the tariff's language.

Our meter works fine and we refuse to accept a Smart Meter that no law in the land mandates.

William and Margo Bigelow



**Shawna Senko**

---

**From:** Ruth McHargue  
**Sent:** Monday, September 16, 2013 11:50 AM  
**To:** Consumer Correspondence  
**Cc:** Diane Hood  
**Subject:** FW: To CLK Docket 130223

Customer correspondence

-----Original Message-----

From: Consumer Contact  
Sent: Monday, September 16, 2013 9:48 AM  
To: Ruth McHargue  
Subject:

Copy on file, see 1123440C. DH

-----Original Message-----

From: [consumerComplaint@psc.state.fl.us](mailto:consumerComplaint@psc.state.fl.us) [mailto:[consumerComplaint@psc.state.fl.us](mailto:consumerComplaint@psc.state.fl.us)]  
Sent: Saturday, September 14, 2013 11:46 AM  
Cc: Consumer Contact  
Subject: E-Form Other Complaint TRACKING NUMBER: 34369

**CUSTOMER INFORMATION**

Name: Lynette Henk  
Telephone: 941-255-3868  
Email: [mythreesonsmom@comcast.net](mailto:mythreesonsmom@comcast.net)  
Address: 25370 Kowloon Lane Punta Gorda FL 33983

**BUSINESS INFORMATION**

Business Account Name: Wayne Henk  
Account Number: 9982441066  
Address: 25370 Kowloon Lane Punta Gorda Florida 33983

**COMPLAINT INFORMATION**

Complaint: Other Complaint against Florida Power & Light Company  
Details:

I understand that FPL has petitioned you to charge all FPL customers who opted out of the Smart Meter to pay \$105 plus \$16 a month. The reason we opted out is that my husband has an implanted Medtronic Syncromed II pump to control my husbands severe pain. There are concerns that it can increase the flow of medication which could cause death or serious injury. I also suffer from fibromyalgia and chronic fatigue as well as mthfr genetic defects. When they put in Smart Meters in our area, eventually when they turned them on I had severe headaches that lasted over 2 months which I say a neurologist for. She indicated that some people are more sensitive. There have been no studies verifying these are safe. In addition, there are serious risks for special needs populations which include my 21 year old autistic son who also lives at home. Punishing individual families who have no choice but to have FPL for electric service does not seems fair. More information about the risks continues to accumulate but FPL would love you to just agree this is

the standard and everyone should be subjectd to it. I ask that you please consider individuals with health issues and special needs when making your determination. We are the individuals least able to afford these additional costs. Prove to us that my husband is not at risk with his Medtronic pump. There is a feature on his pump that allows him to give himself a bolus. If that is affected, which concerns say it may be, it could cause overmedication which could result in death or serious injury. Dont penalize us for trying to stay alive. Please do not approve FPLs request to access these charges for anyone who does not have a smart meter. In addition, FPL NEVER said they would charge us a fee at all. I called FPL, let them know of our concerns and they immediately said we would not have to worry about it. That we are on a list to not have a smart meter. No costs were ever discussed at any point.

**Shawna Senko**

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**From:** Tiffany Williams  
**Sent:** Thursday, September 05, 2013 12:25 PM  
**To:** Shawna Senko  
**Subject:** FW: FPL - fee request re smart meter

**From:** Michael Lawson  
**Sent:** Thursday, September 05, 2013 12:07 PM  
**To:** Tiffany Williams  
**Subject:** FW: FPL - fee request re smart meter

Per Mark Futrell's request please place the e-mail from Victoria Thiel in the 130223-EI as correspondence.

Let me know if you need anything else,  
Thanks,  
Mike Lawson

**From:** Mark Futrell  
**Sent:** Thursday, September 05, 2013 11:35 AM  
**To:** Michael Lawson  
**Cc:** Patti Daniel; Elisabeth Draper; David Dowds; Laura King; Don Rome; Walter Clemence; Diana Marr  
**Subject:** FW: FPL - fee request re smart meter

Michael,

Please have the email below placed in the correspondence file for Docket No. 130223-EI, FPL's Smart Meter Opt-Out Tariff.

Thanks,  
Mark Futrell

**From:** Williams, Jae [<mailto:Jae.Williams@myfloridahouse.gov>] **On Behalf Of** Roberson, Ken  
**Sent:** Thursday, September 05, 2013 10:10 AM  
**To:** Collins, Lucretia; Mark Futrell; Ellen Plendl  
**Subject:** FW: FPL - fee request re smart meter

Please see email below. FYI

Jae E. Williams (Ms.)  
Legislative Aide to Rep. Ken Roberson  
District #75  
17825 Murdock Circle, Suite B  
Port Charlotte, FL (office) 941-613-0914  
Tallahassee Address:  
214 House Office Building  
850-717-5075



**From:** Victoria Thiel [<mailto:thielv314@yahoo.com>]

**Sent:** Thursday, September 05, 2013 1:05 AM

**Subject:** FPL - fee request re smart meter

I demand that you do not allow FPL to charge all those who opt out of installation of the invasive and health damaging smart meter. I suffered from severe migraines when they installed this meter without notice or my permission on my private property. This problem was alleviated immediately once they removed it at my request.

This meter has consequences to health and privacy. This invasion of privacy and control is unconstitutional and should never be permitted and certainly should not warrant an extra fee when opposed.

Victoria Thiel

**Shawna Senko**

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**From:** Ellen Plendl  
**Sent:** Friday, August 30, 2013 2:49 PM  
**To:** Consumer Correspondence  
**Subject:** Correspondence side of Docket No. 130223-EI  
**Attachments:** FW: FPL Smart Meters; RE: FPL Smart Meters

Please add the following email and PSC reply to the correspondence side of Docket No. 130223-EI.

**Shawna Senko**

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**From:** Governor Rick Scott <Rick.Scott@eog.myflorida.com>  
**Sent:** Friday, August 30, 2013 9:12 AM  
**To:** Ellen Plendl  
**Cc:** Sunburst  
**Subject:** FW: FPL Smart Meters  
**Attachments:** signature.asc

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**From:** Richard Parks [<mailto:richardaparks@me.com>]  
**Sent:** Thursday, August 29, 2013 5:33 PM  
**To:** Governor Rick Scott  
**Subject:** FPL Smart Meters

I am sure you are aware that FPL is applying for the ability to charge a penalizing extra charge to all those who opted out of the invasive smart meter. A \$105 fee and \$16 per month on top of the approximately \$25.00 for fees and taxes per month on an average bill.

This is nothing short of extortion. Are we no longer free in this state? Do we have to take whatever is crammed down our throats whether or not it is safe, or we are targeted with punitive fees if we refuse.

Please respond to this email. I would really like to know your position on this matter.

Richard Parks  
NRA Life Member  
[richardaparks@me.com](mailto:richardaparks@me.com)  
MOΛΩN ΛABE



**Shawna Senko**

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**From:** Mark Futrell  
**Sent:** Friday, August 30, 2013 2:13 PM  
**To:** 'richardaparks@me.com'  
**Cc:** Ellen Plendl; Randy Roland; Cindy Muir; Rhonda Hicks; Brenda Stallcup  
**Subject:** RE: FPL Smart Meters

Mr. Parks,

In response to your email to Governor Scott, the Florida Public Service Commission has opened Docket No. 130223-EI to consider the petition by Florida Power and Light Company to approve its smart meter opt-out tariff.

The Commission will consider FPL's petition at a future public meeting.

Here is the link to the docket file which includes access to all documents, including FPL's petition:  
<http://www.floridapsc.com/dockets/cms/docketDetails2.aspx?docket=130223>

I hope this information will be of assistance to you.

Mark Futrell  
[mfutrell@psc.state.fl.us](mailto:mfutrell@psc.state.fl.us)

Information Request 112645C

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**From:** Richard Parks [<mailto:richardaparks@me.com>]  
**Sent:** Thursday, August 29, 2013 5:33 PM  
**To:** Governor Rick Scott  
**Subject:** FPL Smart Meters

I am sure you are aware that FPL is applying for the ability to charge a penalizing extra charge to all those who opted out of the invasive smart meter. A \$105 fee and \$16 per month on top of the approximately \$25.00 for fees and taxes per month on an average bill.

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Please respond to this email. I would really like to know your position on this matter.

Richard Parks  
NRA Life Member  
[richardaparks@me.com](mailto:richardaparks@me.com)  
MOΛΩN ΛABE

August 22, 2013

Ms. Ann Cole  
Division of the Commission Clerk and  
Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
Re: FPL Meters

RECEIVED-FPSC  
13 AUG 26 AM 8:02  
COMMISSION  
CLERK

Dear Ms. Cole,

I am one of the significant number of customers who declined a digital system that has many questions surrounding its safety. **In my monthly bill I am already being charged by FPL to come and read my meter monthly.**

The Corporate mouth pieces would like to paint the people who opted to stay with the traditional meter as somehow not quite normal. Is concern for one's safety, security and privacy abnormal behavior?

FPL through their mouthpieces naturally want to stick it to customers desiring to continue with the traditional service as if we are living in another age and we should pay an exorbitant amount for that privilege and a monthly tax for daring to stand in the way of the almighty corporation.

One question is how much did FPL charge the people to install their current meters? How much did it cost FPL to switch over and are they intent on recovering their costs by charging customers who have not cost the company a penny in installation costs to pay for the others installed?

The thug tactics and attempt to change the language for persuasion by the corporate mouthpieces as to what is standard and non-standard should be ignored by your group. You regulate them and their service to us should continue on as it has in the past without intimidation and threat of outlandish charges to remain with standard equipment.

Respectfully,



George R. Fuller

Retired

3860 Afton Circle Sarasota, Florida 34233-4106 grfuller1@msn.com

DISTRIBUTION CENTER

13 AUG 26 AM 7:17

Ms. Ann Cole  
Dir. of the Comm. Art. & Admin. Services  
Florida Public Service Commission  
2540 Shawwood Oak Blvd.  
Tallahassee, FL 32399-0850  
FPL METERS

32399085099



TAMPA FL 335  
SAINT PETERSBURG FL  
23 AUG 2013 PM 3 L





August 23, 2013

Ms. Ann Cole  
Division of the Commission Clerk and  
Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd  
Tallahassee, FL 32399-0850

RECEIVED-FPSC  
18 AUG 29 AM 9:26  
COMMISSION  
CLERK

Re: Florida Power & Light Company's (FPL's)  
**Petition for Approval of Optional Non-standard Meter Rider**

Dear Ms. Cole,

I am one of FPL's customers who has requested a now "non-standard" meter for my home. I'll share my reasons below.

Concerning the above mentioned Petition, I am willing to pay a reasonable surcharge to continue using my current meter. As I read the petition, I noticed some items that should be addressed before your Commission approves the petition.

1. Exhibit B, page 1 of 15, Line No 12 refers to "Remaining Up-Front and One Time Cost to be paid in Monthly Surcharge over 36 months (Line 11 / 36)." That cost is \$7.14 per month for 36 months. No mention is made about what happens after 36 months, when those costs have been fully absorbed. Surely the monthly surcharge should be reduced after those costs have been covered.
2. Exhibit B, page 2 of 15, Column 5 "Pre-tax COC" indicates a cost of capital rate of 9.48%. Even though rates are rising as I write to you, this rate seems unreasonably high.
3. A fair analysis of the actual costs of accommodating customers who want now "non standard" meters should also include a credit for what it would otherwise cost FPL to service those same customers, if they were using a smart meter.

My main reasons for not wanting a smart meter are, (a) I do not believe that sufficient testing has been done to insure that the Radio Frequency (RF) blasts from smart meters is not harmful to human health. Unlike cellphone RF emissions, which are aimed at a tower and therefore less-likely to pass through the bodies of other people, the smart meter emissions are aimed parallel to the ground and therefore at "human" level. In some cases meters have been mounted on homes, just outside children's bedrooms. And (b), since the new meters are radio transmitters, I believe it will make my house more accessible to burglars with properly tuned radio receivers. They could drive through a neighborhood and see which homes are vacant, based on the current energy draw.

I have some other concerns which are less serious than these.

If it is FPL's intention is to be neutral concerning the support of now "non-standard" meters, then their on-going surcharges should reflect only the net cost differential, (stand-alone costs of supporting electromechanical meters minus the cost they would otherwise incur supporting smart meters for those same customers). Any approach to such surcharges that results in more than the net cost differential would be punitive and far from neutral.

With respect,

A handwritten signature in black ink that reads "Richard Brackett". The script is cursive and fluid.

Richard L. Brackett  
8286 Butler Greenwood Drive  
West Palm Beach, FL 33411  
(561) 792-5188