

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CONSIDERATION OF THE IMPLEMENTATION OF) CASE NO.
SMART GRID AND SMART METER TECHNOLOGIES) 2012-00428

ORDER

On February 23, 2015, the Commission received a request from Ruby Holloway to submit public comment regarding the implementation of “wireless water meters” at her home by Kentucky-American Water Company (“Kentucky-American.”)¹ In response to her request, Ms. Holloway was advised to file a formal complaint memorializing her opposition to smart meters. On February 25, 2015, Ms. Holloway submitted a formal complaint, via certified mail, to Kentucky-American and the Commission stating her objection to wireless meters. Ms. Holloway alleges adverse health impacts from wireless meters and requests that her wireless water meter be replaced with an analog meter.

Here, having reviewed Ms. Holloway’s complaint, it appears that the issues raised by Ms. Holloway are currently being examined by the Commission in Case No. 2012-00428.² This proceeding was initiated on October 1, 2012, to develop a record upon which the Commission can consider matters relating to the implementation of “Smart Grid” and “Smart Meter” technologies in Kentucky, as well as issues related to

¹ Attached hereto as the Appendix.

² Case No. 2012-00428, *Consideration of the Implementation of Smart Grid and Smart Meter Technologies* (Ky. PSC filed Oct. 1, 2012).

dynamic pricing. This case also includes the specific issue of whether customers should have the right to decline the use of smart meter technology.

Since the substantive issues raised by Ms. Holloway are the subject of a proceeding currently pending before the Commission, the Commission finds that Ms. Holloway's formal complaint should be construed as public comment in Case No. 2012-00428. Her complaint will be accepted as public comment and will be placed into the case file in this proceeding for the Commission's consideration.

Additionally, Ms. Holloway may review all documents filed in this case and monitor the proceedings via the Commission's website at the following web address: http://psc.ky.gov/PSC_WebNet/ViewCaseFilings.aspx?Case=2012-00428.

Ms. Holloway may also file comments as frequently as she chooses, and those comments will be entered into the record of this case.

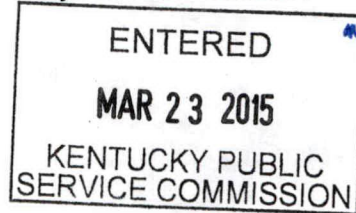
The Commission notes that Ms. Holloway requests, among other things, that she be credited for 60 percent of all of her Kentucky-American utility bills paid since the installation of the wireless meter and be reimbursed for certain electrical equipment. Pursuant to KRS 278.040, the Commission has exclusive jurisdiction over the regulation of rates and services of utilities in Kentucky. Indeed, the Commission is "a creature of statute and has only such powers as have been granted to it by the General Assembly."³ Kentucky-American's rates for the sale of water are on file with the Commission, as required by KRS 278.160(1), and as specified in KRS 278.160(2), no person can receive service from Kentucky-American "for a compensation greater or less

³ *Boone County Water and Sewer Dist. v. Public Service Com'n*, 949 S.W.2d 588, 591 (Ky. 1997).

than that prescribed in such schedules.” Thus, the Commission does not have the statutory authority to reduce Ms. Holloway’s water bills to compensate her for alleged health effects of wireless meters or to award compensation to reimburse her for any damage to electrical equipment. Therefore, this relief cannot be granted.

IT IS HEREBY ORDERED that Ms. Holloway’s formal complaint shall be filed as public comment and placed into the case file in this proceeding.

By the Commission



ATTEST:


Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2012-00428 DATED **MAR 23 2015**

RECEIVED

FEB 25 2015

PUBLIC SERVICE
COMMISSION
2/22/15

Dear Kentucky Public Service Commission, David L. Armstrong, James W. Gardner, Commissioner Daniel E. Logsdon Jr. and all agents, officers, employees, contractors and interested parties:

This letter is in reference to the Public Hearing regarding Case File 2012-00428 which was announced on December 5th 2014 and then immediately held on December 16th and 17th.

First let me say how unfair I believe the timing and short notice on this meeting was. Was it done deliberately to prevent public comment? I have been writing you and the utility companies since 2011 regarding the subject of smart meters. Not only have I begged to have the smart water meter (placed illegally on my property) removed, but I have sent in 100's of documents (including medical letters, research, and public opinions across the U.S.) regarding these "death meters" to Case File 2012-00428. (My family has spoken and e-mailed Andrew Melnykovich numerous times and he has been the one responsible for placing the documentation in the Case File mentioned above.)

Was the Public Hearing just a formality since you have already authorized numerous installations of these meters across the state, while still announcing to the public that no decisions have been made?

Over the last 2 years, I have consistently asked Mr. Melnykovich to notify me of the public meeting, but when it was announced I received no notice and I did not find out about the meeting until after the fact! (How interesting that the notice was given only 11 days prior to the meeting, in the dead of winter, and during the holidays!)

After some research we found the video on the public meeting and I agree 100% with the comments made by Melissa Curtley on December 16th 2014 and I am adding the following comments:

Please be aware that I expect each of you to be ethical and thoroughly read ALL Documentation and Research regarding the illness and death caused by these meters, all the fires and explosions caused by these meters, and all the violations of privacy and human rights caused by these meters. These were sent in through Andrew Melnykovich (over the last 2 years) to case file 2012-00428 for your review.

Please be aware that the link listed in this letter below lists legal violations and I expect all of you to be aware of them and that each of you will be held accountable if you allow the Smart Grid and Smart Meters to move forward. (I have attached a brief overview, but would ask that you read the document so that you can fully understand the legality of it!)

I believe that ALL PERSONS who allow the installation of these smart meters/ radio read meters, should be prosecuted to the full extent for all the violations listed below. I also believe they should be held accountable for causing all illness, death, medical bills (Humans and animals) etc... and damages occurring to personal property (electronic devices, plants and trees, etc...) which result from the installation of these wireless death meters!

Please know that I also consider it extortion to claim to offer "opt out" fees! I have never opted in and my analog meter works just fine! (You also already have copies of my letters from 2011 where I informed the utility companies that they could not install wireless meters on my property or connect any wireless

device that transmits through my home.

There are NO BENEFITS to any living human, animal, or plant from Smart Meters!

The smart water meters installed in my neighborhood have already killed several plants and trees in my yard, and make me sick when I try to work in my yard! I want those removed and the madness stopped!

Please Read: (Link is complete document, summary is below)

<http://www.electricsense.com/wp-content/uploads/2014/05/Legal-Constitutional-and-Human-Rights-Violations-of-Smart-Grid-and-Smart-Meters1.pdf>

Legal, Constitutional and Human Rights Violations of Smart Grid and Smart Meters

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I greatly appreciate your time and ask that you protect yourself, your family, your friends, as well as all of mine.

I apologize if this letter comes on strong and is offensive, but I have already been exposed to these meters and I know what happens!

These wireless devices are part of Agenda 21 and should be removed from all buildings and homes immediately!

Kentucky should not participate in Agenda 21 and the deception of Sustainability. These wireless meters were never mandated, therefore it is illegal to force them on us:

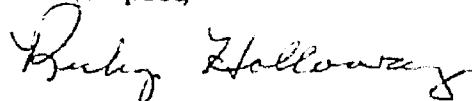
“THERE IS NO FEDERAL SECURITY MANDATE FOR SMART METERS, according to George W. Arnold the national coordinator for smart-grid interoperability at the National Institute of Standards and Technology. This agency of the U.S. Department of Commerce is said not to be involved in regulations but is only tasked with promoting standards among industries.

While both the 2005 and 2007 faux energy bills were codified into public laws, NO part of them creates a federal law pertaining to individual consumers or dictating that the public must be forced to comply with provisions of SMART Grid. “

(Perhaps you should consider living in an apartment exposed to numerous smart meters and then see how sick you become?)

Please make the right ethical choice and stop this madness!

With Respect,



Ruby Holloway

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