

Handwritten signature

NOTICE OF PUBLIC OPPOSITION

*NOTICE OF LIABILITY
Petition*

Regarding the LGE/KU Request for a Certificate of Public Convenience and Necessity

Primary Notice given at Public Service Commission Meeting – July 14, 2025
Accompanied by Petition Signatures

[Case 2025-00045]

TO:

- Angela C. Hatton, Chair, Kentucky Public Service Commission
- Mary Pat Regan, Commissioner
- John Will Stacy (former), and Andrew W. Wood, current Commissioner, *U.S. CERTIFIED MAIL 7021 2720 0002 3178 0255*
- All current and future officers, employees, agents, and contractors of the Kentucky PSC

Dr. Andrew Wood
in your individual and official capacities.

I. INTRODUCTION AND SUMMARY

This document is submitted by a member of the public in **lawful exercise of First Amendment rights**, including the **right to petition the government for redress of grievances**. It concerns the proposed expansion of electric infrastructure by Louisville Gas & Electric and Kentucky Utilities (LGE/KU), under the ownership of PPL Corporation.

There is no public need. There is no public consent.

This project is **not** justified under the standard of public convenience or necessity. The people of Kentucky **oppose** this project and have expressed their concern through **the attached petition of 25 signatories** and at the July 14, 2025 Public meeting.

II. GROUNDS FOR OPPOSITION

1. Absence of Public Necessity

The proposed expansion is driven by private demand—**not public necessity**. The load projections hinge on future development of **data centers**, not residential, small business, or public service needs. LGE/KU's application serves speculative corporate growth at **public expense**.

2. Lack of Informed Public Consent

No formal process has demonstrated **free, prior, and informed consent** from the residents or people who will bear the financial, environmental, and societal costs. The PSC's mandate is to protect the public interest, not subsidize private foreign shareholders.

3. Corporate Profit, Public Cost

RECEIVED

AUG 07 2025

PUBLIC SERVICE
COMMISSION

PPL Corporation—a **foreign, for-profit entity**—has disclosed to its investors that ratepayers will fund the infrastructure needed to serve these energy-intensive facilities. Shareholders receive dividends; People in **Kentucky and residents absorb risk and suffer harm.**

4. Regulatory Failure at the Local Level

Open records responses from the Louisville Metro Planning Commission and Design Review Committee reveal:

- No record of the data center operator's identity, ownership, or safety record;
- No environmental impact assessment;
- No analysis of financial, ecological, or health-related harms.

Despite this, **approvals were issued**, in absence of meaningful review, and without an adequate ordinance framework for a project of this scale. The cost of the proposed infrastructure **exceeds the entire annual operating budget of Louisville Metro.**

5. Foreseeable Harms Ignored

The following harms are foreseeable and must be fully accounted for before any approval:

- **Financial harm** via increased utility rates;
- **Environmental harm** (to air, soil, groundwater, and surface water);
- **Health impacts**, including pediatric, neonatal, and reproductive harm, infant death, cancer, developmental delays;
- **Release of toxic substances** including benzene, barium, xylene, arsenic, PCBs, PCAHs, and microfine particulates;
- **Impact on pollinators, wildlife, and human life** (including elevated cancer, early death, and harm to elderly populations);
- **Infringement on constitutional protections**, including surveillance, biometric collection, and control inconsistent with Kentuckians' liberties under **Sections 1–26 of the Kentucky Constitution.**

III. CONSTITUTIONAL DUTY AND LIABILITY

All PSC commissioners are sworn under **Section 228 of the Kentucky Constitution** to uphold the Constitution of Kentucky and of the United States. Acting without informed public consent, or contrary to the public good, undermines that oath.

Section 229 provides a constitutional remedy for failure to uphold that duty, including removal from office.

Approval of this project without fully addressing and disclosing these concerns may result in lasting **personal and professional responsibility**—in both public and private capacities.

Accordingly, responsibility for harm arising from such approval is understood by the public to rest with:

- Angela C. Hatton, Commissioner and Chair
- Mary Pat Regan, Commissioner
- Andrew W. Wood, Commissioner (successor to John Will Stacy)
... and future commissioners who affirm or continue the project.

IV. PUBLIC DEMAND: BOND REQUIREMENT

You are **hereby demanded**, in your individual and official capacities, to:

Post and maintain a minimum \$1 billion USD bond each, held in trust for the full scope of anticipated economic, environmental, and public health harms arising from any approval of the LGE/KU energy supply expansion. This bond must be secured **prior to issuance of any certificate or authorization**.

This demand reflects the serious risks posed by this project and the solemn responsibility you bear as public officials entrusted to protect the People of Kentucky.

Failure to comply will be understood by the public as a breach of your constitutional oath and grounds for personal and official accountability.

V. CONCLUSION

- The **People of Kentucky do not consent** to this expansion.
- The **public necessity is unproven** and unsubstantiated.
- The **project advances corporate gain over public good**.

Accordingly, the undersigned **opposes** the LGE/KU Certificate of Public Convenience and Necessity and respectfully **calls upon the PSC to deny** the application in full.

Submitted by a member of the public at the July 14, 2025 Kentucky PSC meeting. Petition signatures attached.

DISCLAIMER

This document is submitted as a **lawful exercise of First Amendment rights**, including the **right to petition the government for redress of grievances**. It expresses the **individual viewpoint** of the author and is not intended as legal advice. No part of this notice should be interpreted as legal counsel or instruction. Individuals seeking remedies or legal interpretation are advised to consult a qualified attorney licensed in the Commonwealth of Kentucky.

Notice of Liability to the Kentucky Public Service Commission and Its Members

Submitted at Public Meeting – July 14, 2025

By a member of the public with attached petition signatures

To:

- **Angela C. Hatton**, PSC Commissioner (Chair)
- **Mary Pat Regan**, PSC Commissioner
- **John Will Stacy**, PSC Commissioner

And to all officers, employees, contractors, and agents of the Kentucky Public Service Commission (PSC)

RE: Formal Notice of Personal and Individual Liability for Harm Arising from Data Center Projects and Related Utility Actions

This Notice is submitted by a member of the public attending the July 14, 2025 PSC meeting. I do **not claim to represent others**, nor have I been appointed to speak on their behalf. However, a **petition with 25 signatures** accompanies this Notice, representing individuals who have chosen to sign in support of the contents herein.

DUTY OF OFFICE

Each of you is reminded that, as public officers, you are duty-bound to:

1. **Protect the rights of the People;**
2. **Limit government interference in those rights;**
3. **Provide benefit only with the consent of the People.**

Consent is not present. Continuing action without informed, voluntary consent constitutes **coercion**, and coercion under color of law violates your **Oath under Section 228 of the Kentucky Constitution**.

Section 229 provides the remedy: removal from office and disqualification. Depending on the knowledge and willfulness of the violation, this may also rise to **constructive treason**.

PETITION FOR REMEDY AND DEMAND FOR BOND

We Petition for Remedy: Due to the grave risks associated with hyperscale data center development—including but not limited to the WHP Lincoln Project—we hereby demand that each PSC officer, Commissioner, and approver **post a personal bond equal to 100x the total cost of each such data center project**, to ensure remedy for:

- Injury or death from **unregulated diesel generator pollution** (up to 1,000,000++ gallons/day)
- Exposure to **RF, EMF, frequency radiation**
- **Reproductive harm, infant mortality, neurological injury**
- Harm to **pollinators, trees, water, air, and land**
- **Noise and light pollution**, subsidence, vibration
- **Flooding, fire, tornadoes, earthquakes** (including geoengineered)
- **Loss of peaceful enjoyment**, property damage, and displacement

This liability is personal, individual, and continuous.

LEGAL NOTICE

This is **public notice**, not legal advice.

- As confirmed in **Marbury v. Madison, 5 U.S. 137 (1803)**:
"An act repugnant to the Constitution is void."
"Violation of the oath is a crime."
- As restated in **Section 26 of the Kentucky Constitution**, any act transgressing the People's inviolate rights is **null and void**.

NOTICE TO OFFICE AND OFFICE HOLDER

Liability attaches to:

- **The individual officer** as long as they remain alive
- **The Office** until remedy is provided
- **Any successor** who inherits or sustains unlawful action

This liability cannot be discharged by resignation, delegation, or silence.

Respectfully submitted on July 14, 2025
By an individual member of the public
Accompanied by voluntary petition signatures
All rights reserved, without prejudice

PETITION IN SUPPORT OF PUBLIC NOTICE OF LIABILITY

Presented to the Kentucky Public Service Commission
July 14, 2025 -- Louisville, Kentucky

We, the undersigned, are members of the public who support the attached Notice of Liability delivered to the Kentucky Public Service Commission on July 14, 2025.

By signing below, we affirm the following:

- We are not represented by any other person.
- We sign voluntarily and without coercion.
- We support the contents of the Notice, including the call for accountability, constitutional adherence, and protection from harmful infrastructure and environmental risks.
- We understand this is not legal action or legal representation, but a public statement of support and concern.

Printed Name.

Signature.

County.

Date signed

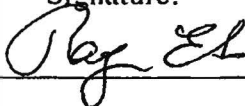
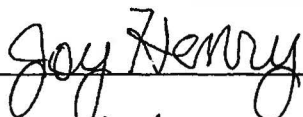

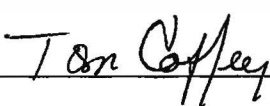

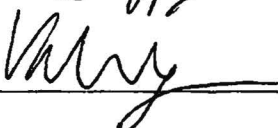
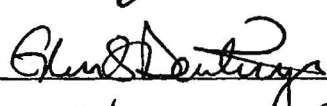






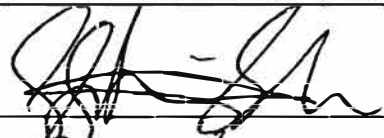

Kurt Alan Hunter Jefferson July 14, 2025

Michael Geoghegan Mike Geoghegan Jefferson 7/14/2025

Tina Burnell Tina Burnell Jefferson July 14, 25

Patti Heate Patti Heate Jefferson 7/14/25

DAVID HATH David Hath Jefferson 7-14-25

Printed Name.	Signature.	County.	Date signed
Ray Ehlers		Jefferson	7-14-25
Joy Henry		Jefferson	7-14-25
Mark Warns		Jefferson	7-14-2025
Tom Coffey		Jefferson	7/14/2025
Betty Coffey		Jefferson	7/14/25
Valerie Magnus		Jefferson	7/14/25
Glen S Dentinger		Jefferson	7/14/25
Claudia Stephens		Jefferson	7/24/25
Ruby Raymond-Henle		Jefferson	7/14/25
Isabella Turner		Jefferson	7/14/25
Kristofer Abplanalp		Jefferson	7/14/25
Aleve Douglas		Jefferson	7/14/25
Rebecca Stirkman		Jefferson	7/14/2025
Stephanie Bohr		Jefferson	7/14/2025
LARRY HANE-KER		Jeff.	7/14/2025

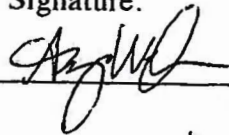
Printed Name.

Signature.

County.

Date signed

Amy Welborn



Oldham

7.14.25

Sarah Little



Oldham

7-14-25

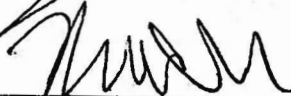
Jeanne Hudnott



Oldham

7-14-25

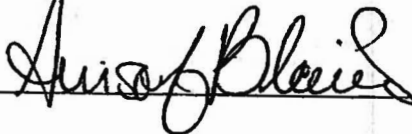
Rob Houchens



Oldham

7-14-25

Amion Bleins



Jefferson

14 July 25

Robert DeLore 8223 Rachelle rd Louisville Ky 40228

Gann Ramser

P.O. Box 14243

40214

Kathy Little

5307 Cane Run Rd

40258

Myatt Little

5307 Cane Run Rd

40258

Myatt Little

4414 Louisville, KY

40215

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

[illegible]

PUBLIC BRIEFING and PETITION

Subject: Lincoln and Louisville Data Centers – Public Oversight, Ecological Harm, and Constitutional Safeguards

Date: June 21 2025

Prepared By: The People affected by Oldham and Jefferson Counties

Distributed To: Louisville Metro Government, State Officials, Utility Boards, and the Public

Purpose of This Briefing

This briefing is presented by the People to inform local officials, public servants, and fellow Kentuckians of grave concerns surrounding the Lincoln Data Center (Oldham County), the Louisville Data Center, and affiliated utility infrastructure operated by:

- Louisville Gas & Electric (LG&E)
- Louisville Water Company (LWC) - governed by the Board of Water Works (BOWW)

These projects have raised serious and substantiated concerns about:

- EMF and diesel-related health risks
- Pollinator and ecological harm
- Mass surveillance and biometric tracking systems
- Potential misuse of public utility infrastructure for concealed federal, pharmaceutical, or AI-linked operations

This document is intended as a respectful, lawful, and collaborative request for full transparency, investigation, and constitutional accountability.

Included Exhibits

Exhibit	Title
A	Stargate Infrastructure & Surveillance Concerns – Briefing to Public Officials
B	Potential Violations: Lincoln Data Center and the May 21, 2025 TRC Meeting and June 18, 2025 DRC Meeting
C	EMF, Diesel Emissions, and Health Risk Addendum (Including Pollinator Collapse), pediatric, and reproductive harm, health harm
D	Public Trust, Jurisdictional Clarification, and Rights Framework (Including Pinkerton Doctrine)
E	Legal Remedies and Enforcement Table (Civil, Criminal, Administrative, Constitutional)

Core Rights of the People Affirmed

- Bodily autonomy, ecological stewardship, and freedom of conscience
- Right to know what technologies and emissions are placed near their homes and families
- Right to refuse biometric, AI, or EMF-based infrastructure that infringes upon unalienable liberties

These are not privileges granted by corporations or boards—they are natural and constitutional guarantees, protected under the Kentucky Constitution, the U.S. Constitution, and Divine law as affirmed in Public Law 97-280.

Primary Requests

1. Halt expansion or activation of related infrastructure until full investigation is complete
2. Formal audit by Kentucky State Auditor Allison Ball into the Louisville Data Center, LG&E, LWC, and BOWW
3. Public hearings and disclosure sessions by all agencies involved
4. Affirmation of duty to protect the health, conscience, and liberty of the People—not legal fictions, not commercial licenses

A

Exhibit A and A1 – Stargate Infrastructure & Surveillance Concerns

This briefing identifies concealed data infrastructure programs—referred to by some as “Stargate” systems—supporting:

- Biometric pattern recognition
- Predictive law enforcement modeling
- Pharmaceutical compute (e.g., mRNA)
- Massive cloud storage for social or behavior tracking

Rights Implicated:

- Bodily autonomy, religious conscience, parental rights

Remedies Sought:

- Halt deployment
- Full disclosure of infrastructure end-use

EXHIBIT A1

Briefing on Project “Stargate” Infrastructure and Surveillance Concerns

Prepared for Public Oversight – City of Louisville / Greater Jefferson-Oldham Area

Originally Presented to the People of Douglass Hills – May 2025

(Updated for Distribution on May 28, 2025)

Purpose

This briefing identifies concealed data infrastructure programs—referred to by some as “Stargate” systems—which may be present in recent data center installations across Kentucky. The information raises urgent questions about **surveillance, biometric data capture, and pharmaceutical deployment systems** operated without full transparency or lawful public disclosure.

Summary of Findings

Stargate Infrastructure—whether formally labeled or not—appears to support:

- **Biometric pattern recognition and ingestion systems**
 - Facial scans, gait detection, voiceprint logging
- **Predictive behavior modeling for law enforcement or social control**
- **AI model training linked to health data and social profiles¹**
- **Pharmaceutical compute stacks**, including simulation of mRNA payloads
- **Massive data storage nodes** aligned with DHS or DoD commercial cloud contractors

These nodes are frequently located **near schools, neighborhoods, or municipal hubs**, under the guise of commercial data centers.

Key Surveillance & Ethical Risks

Function	Risk
Facial Recognition Cameras + Networked Nodes	Enables 24/7 behavioral surveillance without consent
Voice & Gait AI Profiling	Violates right to travel, speak, assemble freely
mRNA/Pharma Compute	Enables predictive testing or modeling on population-scale health scenarios
No Disclosure of End Use	Constitutes material misrepresentation to elected officials and the People

¹ Enables predictive testing or modeling on population-scale health scenarios, and uniformed medical experimentation without consent.

B

Exhibit B – Potential Violations

Potential Violations (Lincoln TRC, May 21, 2025)

Potential Violations Include:

- Presentation of 8 buildings while submitting 7
- Concealed diesel/EMF risks
- Failure to disclose surveillance technology

Potential Violations (Louisville DRC, June 18, 2025)

Potential Violations Include:

-failing to include the scope and impact and hyperscale data center in its Public Notice of Cat3 which failed to mention any of such to public- conditions not according to Open Meetings Act.

-requiring name and address for anyone to speak-conditions not according to Open Meetings Act.

-non-disclosure thereby denying full public access for participation and review for a scope of industrial project this size.

-despite having been alerted to the potential violations above prior to the meeting June 18, 2025, DRC willfully held the meeting anyway, potentially subjecting every member and public servant to a personal penalty sum of \$100 per the Open Meetings Act. The full planning commission was also notified at the same time.

-citing non-jurisdiction as a reason for non-disclosure of full impact of potential environmental harm, despite University of Louisville having the expertise to conduct such impact assessments through its environmental, toxicology and epidemiology and EPA centers.

-concealed, failed to disclose diesel/EMF risks

-failure to disclose surveillance technology.

.. failure to disclose KU 13% increase in rates to build data centers.

bas

Legal Frameworks Implicated:

- KRS §§ 100.211, 211.350, 367.170
- Kentucky Constitution §§ 1, 2, 4, 5, 25
- Kentucky Open Meetings Act

C

Exhibit C – EMF, Diesel Emissions, Pollinator Collapse and C1 with expanded Pediatric Harm

Risks:

- Diesel generator emissions (PM2.5, NO2)
- EMF exposure from smart meters, server banks
- Mass pollinator death since smart grid expansion
- increased fetal death, increased reproductive harm, increase neonatal harm

Utility Failures:

- LG&E, LWC, BOWW issued no public disclosures
- No health impact studies provided

Remedies Sought:

- EMF and air quality audit
- Moratorium on infrastructure deployment

EXHIBIT C with Expanded Pediatric Harm

EMF, Diesel Emission, and Health Risk Addendum

Concerning the Lincoln Data Center and Louisville Data Center and Supporting Utility Infrastructure

Prepared by and for the people affected

Date: updated June 21, 2025

Overview

This addendum outlines **potential harms** linked to the infrastructure supporting the Louisville Data Center (Rubbertown/ Jefferson County) and Lincoln Data Center (LDC) project (Oldham County). This includes **high-voltage electrical systems, diesel generators, computer systems and RF/EMF-emitting “smart meter” technologies** deployed by utilities—specifically:

- **LG&E (Louisville Gas & Electric)**
- **LWC (Louisville Water Company)**
- **BOWW (Board of Water Works), which oversees LWC**

No full disclosures have been issued by these entities regarding **environmental or health impacts**, nor have they responded to known risks already reported by affected People.

Diesel Emission Hazards – see also the Expanded Toxin Reference Table (p 5)

Diesel backup systems tied to data centers are not regulated for emission as back up generator however they emit heavy metal arsenic, benzene, and they

- **Emit PM2.5, carbon monoxide, and nitrogen dioxide**
- **Can cause or worsen:**
 - Asthma
 - Neurological stress
 - Heart conditions

Despite this:

- **LG&E has provided no public notice of the total generator count, exhaust dispersal patterns, or cumulative pollutant impact.**
- **No environmental impact statement or hazard zone map was included in the public record as of the May 21, 2025 TRC meeting (Oldham). DRC June 18, 2025 did not address the hazards adequately instead stating non-jurisdiction for wetlands. To date, no operator has shown the true health and environmental**

hazards known to be present by the individual or composite components of the data center and power sources.

EMF and Smart Meter Risks

High-powered EMF sources in these systems include:

- Data nodes
- Switching banks
- Smart meters mounted on homes and infrastructure

Scientific and medical studies have identified correlations between **chronic EMF exposure** and:

- Neurological symptoms (headaches, insomnia, dizziness)
- Arrhythmias
- Behavioral irregularities in children

Collapse of Pollinator Populations

Since the **regional deployment of smart meter systems**—in tandem with infrastructure that now supports the Data Center energy grid—the People have observed:

- **Massive decline of bee and butterfly populations**
- **Disruption of seasonal pollination**
- Increased **sudden death and hive disorientation**, consistent with EMF interference patterns recorded in peer-reviewed entomological research

These losses harm:

- Ecological balance
- Community gardens and food security
- Local agriculture and biodiversity stewardship

Despite this:

- **LWC and BOWW have not acknowledged** the ecological risks tied to water meter telemetry systems
- **LG&E has failed to address EMF emissions from grid-tied components**, including smart meter antennae, transformers, and switching relays

Water & Public Utility Trust Concerns

LWC and BOWW have fiduciary and public service duties. However:

- No safeguards were announced concerning **EMF leakage or vibration through buried lines** shared with homes

- Thermal or frequency pollution may affect **biological systems, household water quality, and soil microbial health**

None of the utilities have published:

- EMF shielding standards
- Eco-impact data
- Pollinator recovery initiatives
- Mitigation at point of use to mitigate RF and EMF hazards to Pollinator populations, including faraday enclosures for all smart meters.

Constitutional and Ethical Anchors

Principle	Application
Kentucky Constitution §§ 1, 2, 19, 25	Protection of life, property, and ecological integrity
KRS § 211.350	Mandates health oversight where risks exist
Public Trust Doctrine	Utilities must act in service of the People and their habitat, not private data interests
Moral Law / Public Law 97-280	Defending life includes safeguarding pollinators and all systems under Divine ordinance

Prepared for: Kentucky State Auditor, Kentucky Attorney General's Office – Environmental and Civil Rights Divisions

I. Overview

This submission outlines violations of:

- **Section 1 and Section 2 of the Kentucky Constitution** (natural rights and protection from arbitrary power);
- **Kentucky Administrative Code environmental protection standards;**
- **Public trust doctrine** where air, water, and ecological systems are concerned.

II. Specific Allegations of Risk or Failure

- The **approval process** failed to include any environmental risk modeling for EMF emissions so far in the public process .
- No **formal air quality impact assessment** was disclosed to the public for generator use scenarios.
- No **toxic diesel spill contingency plan** has been made available, despite the large-scale diesel storage facilities disclosed in prior zoning and development filings.

III. Statutory Duties of State Officials

- The **Auditor is obligated** to investigate misuse of tax-exempt industrial development bonds that result in public harm.
- The **Attorney General is obligated** to intervene where public resources (air, water, health) are degraded by private actors operating without sufficient oversight.

IV. Relief Requested

- **Immediate forensic audit** of public cost and environmental modeling omissions.
- **Injunction referral** to halt generator installation until emissions impact and emergency run-time disclosures are made.
- **Public health advisory** issued jointly with the Kentucky Department of Public Health.

Scientific and Medical Authorities Regarding Toxic Exposure

This exhibit is submitted in support of community health to substantiate the foreseeable harms caused by exposure to fuel oil, diesel exhaust, benzene, jet fuel, and particulate matter.

The listed scientific and regulatory sources establish:

- Known carcinogenicity and liver toxicity of benzene and diesel fuels
- Respiratory and reproductive harm from particulate exposure
- Developmental and epigenetic consequences from polycyclic aromatic hydrocarbons (PAHs)
- Long-term neurological, cognitive, and systemic health effects from exposure to military-grade jet fuels and combustion byproducts

These materials form the evidentiary basis for civil liability under NEPA, the Clean Air Act, and public health protection laws invoked in the present complaint.

EXPANDED TOXIC EXPOSURE REFERENCE TABLE

Toxin / Exposure Agent	Documented Health Effects	Developmental / Pediatric Harms	Sources
Xylene	Liver damage, kidney damage, lung inflammation, spleen and GI toxicity, CNS depression, sleep disturbance	Asthma, premature birth, developmental delay, brain pathology, ROP-linked neurotoxicity	ATSDR, WHO, EPA IRIS, medical toxicology literature
Diesel Exhaust & Fuel Oil	Respiratory illness, asthma, lung inflammation, cardiovascular disease, liver toxicity, cancer	Premature birth, immune disruption, sleep apnea, neurotoxicity	ATSDR Fuel Oils Profile: EPA: Brown Univ. SPII
Benzene	Leukemia, aplastic anemia, liver injury, immunosuppression, CNS depression	Fetal toxicity, low birth weight, developmental delay, cognitive impairment, blindness	ATSDR Benzene Profile: WHO; EPA IRIS
Jet Fuel / JP-8 [kerosene]	Liver/kidney damage, neurotoxicity, skin irritation, respiratory depression	Neurological harm, developmental risk, sleep apnea, learning impairment	VA/DOD Reports; WarRelatedIllness.VA.gov
Particulate Matter (PM)	Cardiopulmonary mortality, stroke, lung fibrosis, systemic inflammation	Pediatric asthma, low birth weight, neuroinflammation, ROP, ADHD	EPA, CDC, WHO
Polycyclic Aromatic HC (PAHs)	Endocrine disruption, liver toxicity, immune dysfunction, cancer	Epigenetic injury, fetal growth restriction, neurobehavioral toxicity	Peer-reviewed environmental medicine sources; ATSDR

Toxin / Exposure Agent	Documented Health Effects	Developmental / Pediatric Harms	Sources
Arsenic in Petroleum	Carcinogenic, liver damage, GI ulcers, kidney damage, cardiovascular effects	Developmental neurotoxicity, blindness, cancer, reduced fetal viability	ATSDR, CDC, WHO Environmental Health Criteria
Barium (Coal-Linked)	Gastrointestinal hemorrhage, cardiac arrhythmia, CNS excitation, muscle weakness, liver and kidney stress	Teratogenic effects, birth defects, neurotoxicity, delayed development	ATSDR Toxicological Profile for Barium; EPA; medical toxicology journals

Retinopathy of Prematurity (ROP) is noted across several toxins (xylene, benzene, particulate matter, arsenic) as linked to oxidative stress, low oxygenation from respiratory damage, and systemic inflammation during critical developmental windows. **ROP is a leading cause of infant blindness, particularly among premature infants exposed to toxic environmental insults during retinal vascular development.**

All entries in this table are supported by scientific literature, including ATSDR Toxicological Profiles, EPA IRIS, CDC reports, peer-reviewed studies in environmental and reproductive toxicology, and Department of Veterans Affairs assessments.

SCIENTIFIC SOURCES AND AUTHORITIES

- ATSDR. (1995). *Toxicological Profile for Fuel Oils*. U.S. Dept. of Health and Human Services. <https://www.atsdr.cdc.gov/>
- ATSDR. (2007). *Toxicological Profile for Benzene*. <https://www.atsdr.cdc.gov/toxprofiles/tp3.pdf>
- Brown University School of Public Health. (2024). "Veteran Health and Environmental Exposure." <https://sph.brown.edu>
- EPA IRIS Database. (2023). Integrated Risk Information System. <https://www.epa.gov/iris>
- CDC. (2023). Health Effects of Particulate Matter. <https://www.cdc.gov>
- VA and Department of Defense. War Related Illness and Injury Study Center. <https://www.warrelatedillness.va.gov>
- World Health Organization (WHO). *Air Quality Guidelines and Carcinogenic Risk Factors*. <https://www.who.int>

D

Exhibit D – Jurisdiction & Public Trust Obligations

Clarifications:

- **PSC does not govern LWC; LWC is under BOWW & Louisville Metro Government**
- **Public officials may bear direct liability under Pinkerton doctrine for failure to act**

Requested Oversight:

- **Auditor Allison Ball to review regulatory process, compliance, and concealment risk**

E

Exhibit E – Legal Remedies and Enforcement Table

Civil Remedies:

- Nuisance, trespass, fraud (KRS § 446.070)

Criminal Exposure:

- Official misconduct (KRS § 522.030)
- Deceptive practices (KRS § 367.170)
- Federal wire fraud (18 U.S.C. § 1343)
- Conspiracy (Pinkerton liability)

Administrative Avenues:

- Auditor Ball, KY CHFS, KY EEC, EPA, PSC (LG&E only as LWC is under liability of Metro)

Constitutional Rights:

- Kentucky Constitution §§ 1, 2, 5, 25; U.S. Const. Amends. 1, 4, 5, 14• Mitigation at point of use to mitigate RF and EMF hazards to pollinator populations, including Faraday enclosures for all smart meters.

- Pollinator recovery initiatives
- Eco-impact data
- EMF shielding standards

None of the utilities have published: full disclosure of the known or potential risks or the remedies, or disclosed how the energy will be provided without harm to the people and their progeny, their property, or to the bees, animals, butterflies, other pollinators, and energy or medical/wellness recovery bills.

PUBLIC PETITION SIGNATURE PAGE

Concerning: Lincoln and Louisville Data Centers – Public Oversight, Ecological Harm, and Constitutional Safeguards

Date: June 21, 2025

Prepared By: The People affected by Oldham and Jefferson Counties

[CASE NO25-CAT3-0006]

To Be Submitted To: Louisville Metro Government, State Auditor Allison Ball, LG&E, LWC, and the Board of Water Works

We, the undersigned People, affirm our natural and constitutional right to petition for redress of grievances, to protect our bodily autonomy, conscience, ecological stewardship, and public trust infrastructure. We respectfully demand:

1. An immediate halt to any activation or expansion of the Lincoln and Louisville Data Center infrastructure;
2. A full independent audit by Kentucky State Auditor Allison Ball into regulatory conduct and utility coordination;
3. Public hearings, full disclosure, and remedy of health, environmental, and surveillance-related risks

Avoprint
We sign below in peaceful solidarity and lawful demand for transparency, accountability, and constitutional governance:

Name: Samuel B. Bryant County: Taylor Date: 6-21-25

Name: Gary E. Thorneill County: Coyson Date: 6/21/2025

Name: Larry Davis County: LaRue Date: 6/21/25

Name: PATRICIA C. DAVIS County: LaRue Date: 6/21/25

Name: Phyllis C. Hardy County: Jefferson Date: 6-21-25

Name: Richard Treitz County: Green Date: 6-21-25

Name: Tani Bennett County: Jefferson Date: 6-22-25

Name: Angela Sheehan County: Jefferson Date: 6-22-25

^{Matthew B Sheehan}
Name: Matthew B Sheehan County: Jefferson Date: 6-22-2025

^{Elizabeth Ellen Braum}
Name: Elizabeth Ellen Braum County: Jefferson Date: 6/22/25

^{Amy Ma}
Name: Amy Ma County: Nelson Date: 6/22/25

^{Claudia O'Neil}
Name: CLAUDIA O'NEIL County: Fayette Date: 6-22-25

^{Colleen Kelly}
Name: Colleen Kelly County: Fayette Date: 6/22/25

^{Rebecca Robinson}
Name: Rebecca Robinson County: Jefferson Date: 6-22-25

^{Lisa Goodlett}
Name: Lisa Goodlett County: Jeff Date: 6-22-25

^{Brendan Kelly}
Name: Brendan Kelly County: Fayette Date: 6-22-25

^{Park Kelly}
Name: Park Kelly County: Fayette Date: 6/22/25 PK

^{Siera Hamm}
Name: Siera Hamm County: Nelson Date: 6/22/25

^{Sandra Kelly}
Name: Sandra Kelly County: Fayette Date: 6/22/25

^{Vanessa Roberts}
Name: Vanessa Roberts County: Bullitt Date: 6/22/25

^{David Roberts}
Name: David Roberts County: Bullitt Date: 6/22/25

^{Connie Wade}
Name: Connie Wade County: Hardin Date: 6/22/25

^{Kari Ostby}
Name: Kari Ostby County: Shelby Date: 6/29/25

^{Jeff Eden}
Name: Jeff Eden County: Shelby Date: 6/29/25

^{Ann Whalen}
Name: Ann Whalen County: Shelby Date: 6/29/25

Name: SHAWNA MURPHY County: Adham Date: 6/29/25
Name: Susan Eden County: Shelby Date: 6.29.25
Name: Linda Altic-Born County: Shelby Date: 6/29/25
Name: Laurie Wood County: Jefferson Date: 6/29/25
Name: David C. Darr County: Jefferson Date: 6/29/25
Name: Tracy L. M. Key County: Jefferson Date: 6/29/25
Name: Kurt A. Darr County: Jefferson Date: 6/29/25
Name: Theresa D. Darr County: Adham 093 Date: 7-14-25

Name: _____ County: _____ Date: _____

Name: _____ County: _____ Date: _____

Name: _____ County: _____ Date: _____

Name: _____ County: _____ Date: _____

Name: _____ County: _____ Date: _____

Name: _____ County: _____ Date: _____

Name: _____ County: _____ Date: _____

Name: _____ County: _____ Date: _____

Name: _____ County: _____ Date: _____

**Open Records Request showing lack of studies
essential for a project of such magnitude**

-Updated with most recent response July 3, 2025 from Planning -

From: Portwood, Stacy M. stacy.portwood@louisvilleky.gov
Subject: RE: LM: OPEN RECORDS2 -data center
Date: July 3, 2025 at 8:59 AM
To: [REDACTED]



Please see the below responses from the Office of Planning and Design.

1. The record of the technical review committee on the Louisville data center,

The Technical Review Committee did not have any involvement with the review of this case.

2. The record of meetings with LG and E on the Louisville data center

The Office of Planning was not involved with any meetings with LG&E regarding this case.

3. Record of planning and zoning meetings in Data Center.

The Minutes from the DRC meeting will not be approved until July 16th.

4. Record of toxic production and EMF generation by the on-site diesel fuel storage, including arsenic benzene xylene diesel particulate in the known health effects and reproductive harm and 5. record of the known EMF hazards associated with a data center fire such as PC, A,H and PFOA and water contamination, and

The Office of Planning does not have any records related to this portion of the request.

5. record of acceptance liability, presented by the operators, and the public officials who approve the data center ,

We need further clarification from the requestor about their meaning of "record of acceptance liability."

6. record showing that this is not a military operation, and not connected to Dept of Defense or Homeland Security

We have no information about the proposed owner/operator of this facility.

8. record showing the source of funds for the project, including any sovereign wealth, fund, or foreign investment

We have no information about the proposed owner/operator of this facility.

9. record showing this is not part of project star gate or surveillance and biometric collections system using AI.

We have no information about the proposed owner/operator of this facility.

If you do not have the records on these issues, please show your exemption from state audit for failure to do to due diligence and perform ministerial duties,

10. Please provide the record of the oath of office of every official who gave approval for this project, such record, including a record of signature on approval and

Planning Commission members are sworn in during their first meetings. They are not required to sign any kind of oath as part of this.

11. record of participation on a review committee such as minutes with meeting members and how they voted or supported the Data Center

The Minutes will be approved at the July 16 DRC meeting.

12. Record of clearance fro Office of Foreign Asset Control (OFAC) for investors/investment/developers.

This is not applicable to what the Office of Planning will have on file.

13. Record of prior construction showing that the names developers have ever built this scale of a data center in Kentucky or on the land known as United States of America.

The Office of Planning does not have any information related to this request.

14. Record of environmental damage caused by the developers in developing their previous data centers and the location of such damage and centers.

The Office of Planning does not have any information related to this request.

Please advise on the question Planning and Design has posed regarding "record of acceptance liability" in order to proceed with your request.

Stacy Portwood

Open Records Specialist
745 W Main Street, 4th Floor
Louisville, KY 40202
Phone 502.574.3981
Fax 502.588.3121



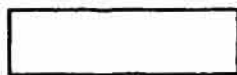
**LOUISVILLE METRO
OPEN RECORDS**

From: Open Records

Sent: Friday, June 27, 2025 4:42 PM

To: [REDACTED]

Subject: RE: LM: OPEN RECORDS2 -data center



Regarding your open records request, we have received the following responses:

This is a response from the Louisville Air Pollution Control District to your Open Records Request received June 19, 2025. A review of our databases for records regarding your list of criteria returned no files or other materials.

LMPHW has no records.

No responsive solid waste management records.

No responsive zoning enforcement records.

We are still waiting on a response from Planning and Design. A reminder was sent

to the department this morning for a response, but we have not received anything at this time. We will follow up with them on Monday to see how long they expect it will take to fulfill your request.

Stacy Portwood
Open Records Specialist
745 W Main Street, 4th Floor
Louisville, KY 40202
Phone 502.574.3981
Fax 502.588.3121



**LOUISVILLE METRO
OPEN RECORDS**

From: [REDACTED]
Sent: Thursday, June 19, 2025 11:08 AM
To: Open Records <openrecords2@louisvilleky.gov>
Subject: Fwd: LM: OPEN RECORDS2 -data center

CAUTION: This email came from outside of Louisville Metro. Do not click links, open attachments, or give away private information unless you recognize the sender's email address and know the content is safe.

Dear Presiding officer of agency/Open Records custodian Louisville Metro
please see enclosed records request.

Begin forwarded message:

From: [REDACTED]
Subject: LM: OPEN RECORDS-data center
Date: May 31, 2025 at 11:53:35 PM EDT
To: openrecords@louisville.ky.gov

May 31, 2025

Dear Presiding officer of agency/Open Records custodian Louisville Metro

As a property owner at Kentucky and make this statement that I meet the requirements of the Open records act. For non-commercial purposes, I request the following records, concerning the Louisville Data Center

1. The record of the technical review committee on the Louisville data center,
2. The record of meetings with LG and E on the Louisville data center
3. Record of planning and zoning meetings in Data Center.
4. Record of toxic production and EMF generation by the on-site diesel fuel storage,

including arsenic benzene xylene diesel particulate in the known health effects and reproductive harm and 5. record of the known EMF hazards associated with a data center fire such as PC, A,H and PFOA and water contamination, and
6. record of acceptance liability, presented by the operators, and the public officials who approve the data center ,

And

7. record showing that this is not a military operation, and not connected to Dept of Defense or Homeland Security

And

8. record showing the source of funds for the project, including any sovereign wealth, fund, or foreign investment

And

9. record showing this is not part of project star gate or surveillance and biometric collections system using AI.

If you do not have the records on these issues, please show your exemption from state audit for failure to do to due diligence and perform ministerial duties,

10. Please provide the record of the oath of office of every official who gave approval for this project, such record, including a record of signature on approval and

11. record of participation on a review committee such as minutes with meeting members and how they voted or supported the Data Center

12. Record of clearance fro Office of Foreign Asset Control (OFAC) for investors/investment/developers.

13. Record of prior construction showing that the names developers have ever built this scale of a data center in Kentucky or on the land known as United States of America.

14. Record of environmental damage caused by the developers in developing their previous data centers and the location of such damage and centers.

The time. For the record request is from 01012001 to present until the record is provided..

The definition of records is as defined by the Kentucky open record act.

15. Louisville Metro is served notice that your Form on NextRequest requires a phone number which is in violation of the Open Records Act. Please remove the requirement and provide an email for processing as is required by the Kentucky Open Records Act. It is unclear from the Louisville Metro Website. We assume that the Countv Attorney is

responsbile but is unclear from the policy posted. Please bring the Louisville Metro website into compliance.

Tha *indicates a required field.

Per the Open Records Act , the phone is not required. We believe Your form is out of conformance based on prior ORD of the Attorney General/

Please provide the email link to the records, such as videos and meeting minutes or provide a copy of the record themselves by email to

~~If you do not have the records, please stay where I can get the records.~~

If for any reason, you withhold the records please cite the statutory exemption for each and every record exempted.

Done in good faith,

Without prejudice, all rights reserved.

Done in good faith with all rights liberties privileges immunities waivers guarantees remedies protections and records claimed without limitation or prejudice, nunc pro tunc,

"This matter is by the decree of the watchers, and the demand by the word of the holy ones: to the intent that the living may know that the most High ruleth in the kingdom of men, and giveth it to whomsoever he will, and setteth up over it the basest of men." Daniel 4:17 KJV

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.

Date: _____ June 29, 2025

To:

Louisville Metro Council

c/o Metro Council Clerk

metrocouncilclerk@louisville.ky.gov

Louisville Metro Council Members (as of May 28, 2025) in their individual capacities:

- Tammy Hawkins (District 1)
- Barbara Shanklin (District 2)
- Shameka Parrish-Wright (District 3)
- Ken Herndon (District 4)
- Donna Purvis (District 5)
- J.P. Lyninger (District 6)
- Paula McCraney (District 7)
- Ben Reno-Weber (District 8)
- Andrew Owen (District 9)
- Josie Raymond (District 10)
- Kevin Kramer (District 11)
- Jonathan Joseph (District 12)
- Dan Seum Jr. (District 13)
- Crystal Bast (District 14)
- Jennifer Chappell (District 15)
- Scott Reed (District 16)
- Markus Winkler (District 17)
- Marilyn Parker (District 18)
- Anthony Piagentini (District 19)
- Stuart Benson (District 20)
- Betsy Ruhe (District 21)
- Kevin Bratcher (District 22)
- Jeff Hudson (District 23)
- Ginny Mulvey-Woolridge (District 24)
- Khalil Batshon (District 25)
- Brent Ackerson (District 26)

Subject: Formal Submission of Public Briefing Packet on Louisville and Lincoln Data Centers

Dear Council Members,

We, the concerned people respectfully submit the enclosed Public Briefing and Petition **"Louisville and Lincoln Data Centers – Public Oversight, Ecological Harm, and Constitutional Safeguards"**

This packet includes Exhibits A through E, and a Petition Signature Page.

Our intent is to bring to your attention the pressing environmental, health, and governance concerns associated with the development and operation of the Louisville and Lincoln Data Centers, as well as the supporting utility infrastructure managed by LG&E, LWC, and BOWW.

We urge the Louisville Metro Council to:

1. Initiate a comprehensive review of the environmental and health impacts of the data centers.
2. Ensure transparency and public involvement in decision-making processes related to utility infrastructure.
3. Collaborate with state officials, including State Auditor Allison Ball, to conduct audits for compliance with regulatory and administrative procedures.

We appreciate your attention to this matter and stand ready to engage in constructive dialogue to address these critical issues.

Sincerely,

One of we the People Affected by Oldham and Jefferson Counties