



BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**FILED**

05-21-12

04:59 PM

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| Application of Pacific Gas and Electric Company for approval of Modifications to its SmartMeter™ Program and Increased Revenue Requirements to Recover the Costs of the Modifications (U39M).  | Application 11-03-014<br>(Filed March 24, 2011) |
| Application of Utility Consumers' Action Network for Modification of Decision 07-04-043 so as to Not Force Residential Customers to Use Smart Meters.  | Application 11-03-015<br>(Filed March 24, 2011) |
| Application of Consumers Power Alliance, Public Citizen, Coalition of Energy Users, Eagle Forum of California, Neighborhood Defense League of California, Santa Barbara Tea Party, Concerned Citizens of La Quinta, Citizens Review Association, Palm Springs Patriots Coalition Desert Valley Tea Party, Menifee Tea Party-Hemet Tea Party–Temecula Tea Party, Rove Enterprises, Inc., Schooner Enterprises, Inc., Eagle Forum of San Diego, Southern Californians For Wired Solutions To Smart Meters, and Burbank Action For Modification of D.08-09-039 and A Commission Order Requiring Southern California Edison Company (U338E) To File An Application For Approval of A Smart Meter Opt-Out Plan. | Application 11-07-020<br>(Filed July 26, 2011)  |

### NOTICE OF EX PARTE COMMUNICATION

Pursuant to Rule 8.3 of the California Public Utilities Commission (Commission) Rules of Practice and Procedure, Center for Electrosmog Prevention (CEP) hereby gives notice of ex parte communications sent by e-mail and reproduced below. The first e-mail was sent on May 17, 2012, at 7:23 pm to the administrative law judge assigned to the above captioned proceeding and to the following e-mail addresses:

info@sdge.com

cc: brad\_mclellan@kgtv.com,

martinhomec@gmail.com,

ayk@cpuc.ca.gov,  
writerink@cox.net,  
ken.stone@patch.com

The second e-mail was sent May 17, 2012, at 9:19 pm to the administrative law judge assigned to the above captioned proceeding and to the following e-mail addresses:

martinhomec@gmail.com,  
ayk@cpuc.ca.gov.

First e-mail sent on May 17, 2012, at 7:23pm:

“Request replacement of Elster analog with other analog due to RF's measured

**SBRINCHMAN@aol.com**

to info, brad\_mclellan, me, ayk, writerink, ken.stone

Dear SDG&E,

I have received an Elster analog meter that is consistently showing RF emissions of from 0.048 up to 0.200 microwatts per cm<sup>2</sup>, measured by my TenMars Rf Field Meter (TM-195). This analog replaced the SDG&E smart meter just a little over a week ago. The purpose of using analogs is to avoid RF radiation - and the one I have been given has excessive RF. I note that in the Elster manual for this particular model it is possible to add a radio inside in the field. I am not sure (yet) of the source of the RF emitting from the analog, but I do know that I measured several others (both Elsters) and these did NOT emit the RF radiation like mine.

Therefore I request an ABB meter or GE, out of the box, no special "parts" ordered for mine, as I had been told on the phone was being done. I would like to see the Elster meter disassembled here to check it also for the source of the RF and for SDG&E to come out and test.

The gas "analog" meter also emits RF at the level of 0.035 microwatts per cm<sup>2</sup>. So does another identical model analog gas meter that another La Mesan has received. This is wrong, as RF is what we want to avoid. That same person's electric meter, an Elster, measured 0.001 microwatts per cm<sup>2</sup>, two hundred times less than the one on my home. I still cannot use my bedroom, and this has gone on now for 1.5 years.

I want an analog that does not emit RF for electric AND gas, and the electric analog meter MUST be changed out promptly to the ABB or GE analogs, older models, that I understand people are also receiving. I am CCing Brad McLellan of Channel 10 News, Miriam Raftery of East County Magazine, Ken Stone, Regional Director of the Patch, and will be contacting Michael Turko as well as other media, and my attorney, Martin Homec. I am also Ccing the Administrative Law Judge, Amy Yip-Kikugawa. I understand that the electric meter may be a "hybrid" and I don't want it.

I realize that I am a Party to the Opt-out Proceeding and have been informing the public about the dangers of smart meters and that SDG&E may not be pleased with that. BUT I do want to be treated equally well and receive a comparable analog meter with no RF's. A true analog does not have this. I am very sensitive to RF radiation now that the smart meter exposure has occurred and I expect nothing but an analog without it for both gas and electric.

Lastly, I have been told (and had it confirmed by numerous people at SDG&E answering the phones) that I am **only allowed to speak with the SDG&E director of the opt-out program**, Tessa Howard, no one else is allowed to speak to me at SDG&E This was read from the computer screen. I object to that sort of discriminatory treatment. I wish to be treated according to the law and like any other customer. I am a senior, and a disabled person with multiple medical conditions, in addition, and cannot have my health nor rights continued to be stomped on.

I expect that this situation will be swiftly rectified. I would like to be called immediately to be informed about what actions SDG&E can do to replace these RF-emitting analog meters.

Sincerely,  
Susan Brinchman  
La Mesa, CA

[619-463-0249](tel:619-463-0249)

Second e-mail sent May 17, 2012, at 9:19 pm:

photos of measurements on day of opt-out for both types of meters

Inbox x

smart meters/A.11-03-015 x



**SBRINCHMAN@aol.com**

May 17 (3 days ago)

to me, ayk

These photos were taken at my residence in La Mesa on the day of the SDG&E opt-out, 5/7/12, pre and post-opt-out, noted by times in properties of each photo.

9:54 AM, pre-opt out, measuring smart electric meter - 0.069 Microwatts per cm<sup>2</sup>

9:58 AM, Smart gas meter 0.075 Microwatts per cm<sup>2</sup> pre-opt out

10:18 AM smart electric meter replaced with analog      10:36 AM new Elster analog meter measured at 0.081 microwatts per cm<sup>2</sup>

new analog gas meter measured at 0.111 microwatts per cm<sup>2</sup>

Susan Brinchman  
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[director@electrosmogprevention.org](mailto:director@electrosmogprevention.org) [www.electrosmogprevention.org](http://www.electrosmogprevention.org)

Smart Meter Dangers <http://www.smartmeterdangers.org/>

[Southern Californians Against Smart Meters](http://www.southern-californians-against-smart-meters.org/)

American Coalition Against Smart Meters [www.causes.com/acasm](http://www.causes.com/acasm)

[No2SmartMeters@Twitter.com](https://twitter.com/No2SmartMeters)

Dated: May 21, 2012

Respectfully Submitted,

/s/ Martin Homec

MARTIN HOMEc

Attorney for Center for Electrosmog  
Prevention

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