

February 14, 2018

**Notice of NYS Public Service Commission Oversight**

**To: Secretary Kathleen Burgess  
Public Service Commission  
State of New York  
3 Empire Plaza  
Albany, New York 12223-1350**

**Re: Case 14-M-0196**

**Dear Secretary Burgess,**

**Regarding PSC case 14-M-0196, Stop Smart Meters Woodstock NY (SSMWN Y) submitted a request to the NYS Public Service Commission (PSC) dated November 16, 2017 for an extension of time to submit our petition. The PSC granted the extension of time of two weeks stipulating "no additional comments" but only "errors of law and fact or new circumstances." SSMWN Y submitted our petition titled "Petition for Rescinding New York Public Service Commission Decision on Order Denying , In Part, Requests for Modification of Opt-Out Tariff" on November 20, 2017 before the 30 day time period expired and the extension began. The PSC then issued a Notice regarding the petition on December 1, 2017 stating that SSMWN Y's petition would be regarded as a petition for Reconsideration . The PSC Notice stated the SSMWN Y petition did not contain "errors of law**

**and fact". The PSC Notice did not account for SSMWNY's "Addendum to the Petition" which contained 25 errors of law and fact and was submitted December 4, 2017 which was before the two week extension granted by the PSC ended. The PSC also did not account for the errors of law and facts detailed in the original petition throughout it's 36 pages.**

**A glaring example is when the PSC stated as fact in it's order that "available research shows solid state meters pose no credible threat to the health and safety of Central Hudson customer, nor for that matter, do the AMR meters." SSMWNY's petition details in great length that current peer-reviewed scientific studies certainly do in fact document potential harm from the emissions of AMR meters and solid state meters. Conversely the PSC has supplied no current peer-reviewed scientific studies that demonstrate said meters pose no threat to Central Hudson's customers. SSMWNY's petition documents the error of that PSC purported fact. Furthermore the PSC has stated as fact that "electromechanical meter technology is obsolete". The Merriam-Webster Dictionary primary definition of obsolete as "no longer in use, not useful". The SSMWNY has documented that the PSC contention is not a fact as 12 states are using remanufactured analog meters as an opt-out choice and three manufacturers remanufacture analog meters. One of these companies has 500,000 ANSI approved analog meters in stock**

**which is almost twice the amount needed for the entire Central Hudson's customer base. SSMWNY's petition has supplied facts documenting analog meters are not "obsolete" as they are in use and for sale.**

**SSMWNY affirms that our Petition and Addendum has an abundant number of "errors of law and fact found" in the October 20, 2017 PSC decision/order. Somehow the PSC has overlooked "the "errors of law and fact" that SSMWNY has clearly documented as evidenced by the PSC statements in their "Notice With Respect to Petition Rescission, in Part, and Modification". This SSMWNY Notice is to highlight and documented the oversight on the part of the PSC in interpreting the Petition and Addendum of SSMWNY.**

**Thank you for your time and consideration, Steve Romine**

**Stop Smart Meters Woodstock NY**

**p.o. box 657 Woodstock, NY 12498**

**845-532-5120**

**[stopsmartmeterwoodstockny.com](http://stopsmartmeterwoodstockny.com)**