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Missouri Public Service Commission

ATTENTION Case EC-2026-0150 DATE 1/2/25

COMPANY MORSC Tribunal FAX# 573-526-1500

From: Elizabeth Peterson Total pages, including cover sheet 32

Message:

Response Jan 8<sup>th</sup> Deadline

Motion for Extraordinary Measures

Motion for Chambers prior to preliminary hearing

Top Layers of Two Party's Plaintiff Two Separate Cases

plausible depending on two parts of Main Case SAFE & SCOTUS citation

**Glossary for Submission of more Jan 8 DEADLINE**

**Motion for Extrodinary Measure by ALJ JUDGE A 1-3**

**Motion for Chambers prior to preliminary hearing B 1-2**

**SCOTUS ANALOG Current CASE citation C 1-3**

**Vendor written communication regards Contract D 1-3**

**per Scotus Case citation implementation from informal**

**Illegal Regulatory as unconstitutional E 1-2**

**Landmark Case Citation on EHT vs. FCC F 1**

**harm injury 11,00 white pages can be court ordered**

**Analog ADA Form 2 consent forms one opt in one opt out G 1-3**

**ADA not a choice and Physcian Letter H 1-4**

**Field EMF Expert & Building Biologist Electromagnetic I 1-3**

**Engineer EMF Expert and UL Industry EMRS J 1**

**I can provide all his WHITE PAPERS on fire hazard**

**Letters & Notes to EJ Environmental Justice WDMO**

**Environmental Attorney for MO Charles Thomas K 1-5**

**who can via Intergovernmental Federal-STATE AFFAIRS he can help bring MO Utility Commission both into ADA compliance as well as in MO assist on AG recall and and Fire Division analysis with perhaps DNR if necessary as well as local Building Inspectors in a multi lateral level matter to ensure SAFE equipment for MO**

**Motion for EXTRODINARY MEASURES REQUEST OF ALJ JUDGE**

Dear ALJ Judge Clark,

I asked the main intake for my data how long case can take and it was mentioned it depends on how much is involved. I feel that I need to do full discovery as I have to make sure my white papers and evidences and active external investigators including the Federal aspect upon state compliance of Federal Acts like beyond ADA just common attention to detail of the nature of this compexity of "SAFE" service that as the regulator body is achieved to ensure the public is safe in the formulary of equipment or equipment type. This Case I've enclosed a personal accounting of how the plaintiff pro se' became an attorney whilst she got her first foothold pending win. What it take to bring in Full scope relaying of evidence and substanciation for safe equipment is very tedious. I again feel reluctant to simply induce thousands of white pages from prior landmark cases whereby the injury from EMF has been validated and rendered admissable by that Judge. I can get each case citation accomplished. But, the point is what is the standard of measurement of SAFE and so how deep past Fire hazard is necessary. The ways to show the fire hazard and the product recalls of these Advanced meters and to present those Engineering reports that are 100's of pages is doable. But, I do not want to be later told I unindated this evidence. It is my desire to first scratch the surface like the normal thing I do is educate with my power point and I would be grateful to get it passed along to help make the FULL aspects of the trouble with these Advanced meters in an array and myriad of ways that are layman terms.

To go into more I can supply all that heavy documentation at the juncture that suits best. However, the remark that you made that I had not moved on this case in TWO weeks was not because I was not working on the case it was because I was building the framework.

When you said I could not have unbounded time? I thought that maybe it is a notion that this case could not require any length depth or breath.

That is potential for a disaster because then your going to say it was insufficient. What I need to present is not simple and that I cannot simply get into WEBX and discuss this within Chambers to you and the Electric Vendor is not to my liking. It is looking like all I want to do is spin my wheels and type. I actually in a courtroom setting would be presenting video clips and illustrations of the parts inside the meter and

I assure you I killed 2 hours talking to my City on these important matters as I was invited to educate and inform of the dangers of these and in particular requested to start a committee and help change some things in my own community that are potentially fire hazards waiting to happen. These things in Tribunal manner may move slow. It is not possible to do a rush summary Bench judgement unless I would first explain why we have a false dichotomy going about the quoted opt out non RF advanced meter as an opt out? That is a false dichotomy the EMF it creates is just as bad so literally by process of elimination the only safe meter is an ANALOG. But, then again I do have to give Electric Vendor the opportunity to make rebuttle and prove that my findings one by one etc. are viable to be shown otherwise and thereby craft an illusion that everyone is going by under the present regulatory. When regulatory is unconstitutional then it must be challenged. I realize that what I am saying is when it is untrue what by lack of proper definition and lack of discernment by qualified experts who work in the Field of

this science those are the reference points that guide us not our own misnomers regardless of a current regulatory the Advanced meter is not safe it emit's EMF and it is a fire hazard. How extensive this gets I would love to prove without a shadow of a doubt through conveying the evidences and the research and the authorities that are qualified to explain these factors and facts. But, I myself know them it's just I do not wear the hat of the authorities. I have them available by webx and they can submit their research independently into the court file. I have several Experts that I can bring in. Would you allow how we can do the best SAFE role that your Commission offers the Consumer can we take that time and I will now ask of you ALJ to go to extrodinary measures to do so to give this CASE matter the attention to detail that it deserves.

The Case Matter I am presenting is  
 EXTrodinary and there is one like it  
 actively at SCOTUS.

I must be permitted to be thorough  
 nothing I present can be construed as  
 insufficient. I will bring in layer by  
 layer as not to uninndate these  
 are the Best application so meeting  
 an Jan 8<sup>th</sup> Deadline for ALL discovery  
 that is pertinent would be overload. I  
 want to be given elbow room to supply  
 beyond a shadow of a doubt to convince  
 my position as not insufficient.

Dear ALJ Judge Clark,

The alternate route to the ADA

## MOTION CHAMBERS

As the SAFE equipment determination of health and fire safety concerns

The SECOND CASE MATTER is with myself as the First person as Co- Account holder under the rule in MO that as I permanently reside now over 10 yrs. in the continued contract of Service of the Home Owner. That my role is springing forth due to the limitation of your Jurisdiction on ADA. If that case matter needs transferred seperately to Human Rights Commission. That is fine.

Yet, my party role with Liberty is presumed relevant to proceed with the same Case Citation I had presented directly to Liberty. That case is currently at the Supreme Court. It is doubly that it is applicable for myself first person as well as the Disabled person.

The SAFE CASE MATTER is co-occurring with the ADA specifically but it is also able to co-exist with the Supreme Court Case Citation. The time frame of my negotiations with Liberty as embedded in this FULL multiple Case Matter and is definately now needing to be re addressed with Liberty from the informal preliminary of this process to bring it higher to the Tribunal.

The Tribunal has issued an emerging limitation and now also I am properly presenting the already pre existing Citation Case from SCOTUS that I turned in to Nate Hackney in writing to give to his legal team. That must at this juncture be paramount to the CASE MATTER in regards to the SAFE CASE MATTER that has defined itself seperately due to the emerging of the Fire and Safety issues as well as the ALJ limited scope as a modified manner of handling the ADA matter. I.E. the SAFE CASE MATTER as a substitute modified version of the ADA matter. However, that is not to say the discrimination seperate matter is not merit to be transferred specifically to Human Rights Commission simultaneously so either I can file it as a simulatenous request or PSC can do an intergovernmental in state transfer of that ADA violation to Human Rights Commission.

The TWO CASES that ALJ can address are the SAFE CASE MATTER and the SCOTUS citation case matter that I was hopeful we could avoid. This Case has to emerge now it is "not" a new case it was embedded in the preliminary requests that I made with Liberty legal Division to address.

The preliminary informal case matters addressed with Liberty legal are now being brought into concurrence within the phases of process of the MO PSC.

The two phases known as preliminary informal in which that action was discussed with Liberty in specificity of two cases was provided to Liberty legal in writing as part of this FULL

processes as the two step PSC processing whereby bringing everything informal into formal. The ability to bring both Cases now is pertinent at this juncture as there was not a way that I could have known the ADA was not ALJ jurisdiction. The co-existing SCOTUS citation case is springing forth as a higher priority to immediately rise out of the informal communication with Liberty that I have hoped would not be relevant as the ADA seemed like the first remedy and yet I did plan to allow time to let the SCOTUS case citation emerge as the co-occurring contention.

**I really think it is time to make a motion with ALJ Judge CLARK for a preliminary Chambers** request so that we can carve out what exactly my position is with the roadblocks that as an ALJ jurisdiction will not be able to utilize this Tribunal within confinements of ALJ jurisdiction limitations.

Please accept this motion to help all party's move forward. There are now 2 partys myself first person per the SAFE case portion of this MAIN CASE as well as the SCOTUS case citation as inclusive of this MAIN CASE. The other inclusive party is the Disabled person for THIS MAIN CASE.

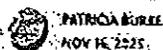
There is additionally the SEPERATE CASE per jurisdiction case matter as the ADA case as discrimination and which it is not based on SAFE case matter which needs transferred to Human Rights Commission for a qualified Judge.

\* 2 individual plaintiffs on the Account \*

and finding a group in your area?

ANALOG current case

# SCOTUS BRIEF Summary



01 D2 01

Share

Case \*  
Citation

ANALOG  
SCOTUS

Forward: Courtesy Kimberly, Pennsylvania

Hello my fellow CUSTOMER CHOICE advocates,

Since 2015, we've been battling pro se to keep the smart meter off our property. To this day, we still have our analogue meter -- and now our fight has reached the U.S. Supreme Court (SCOTUS).

The Court has granted us an extension to file our Petition for Writ of Certiorari by December 28.

Because the extension was granted on the original due date, we made the difficult but necessary choice to hand-deliver the petition to Washington, D.C. to ensure timely filing.

This case raises urgent questions about consumer choice, privacy, and due process.

At its core, it challenges whether state utility commissions may override federal and state statutes requiring customer request for advanced metering devices, by substituting "opt-out" presumptions that effectively eliminate consent.

As I've often asked: *How can one opt out if they never opted in?*

Our legal argument is grounded in federal law (PURPA, EPAct, EISA) and Pennsylvania's Electricity Generation Customer Choice and Competition Act, a.k.a. Act 129 (§§ 2801 and § 2807(f)(1), (2)(i) and (3)).

These laws clearly state that smart meters are to be installed upon customer request, not by corporate assumption. Yet regulators have created a de facto framework that undermines these protections, resulting in unequal treatment of customers across state lines.

I am asking for your help:

- If you know a member of the Supreme Court Bar, please connect us. Their ability to e-file would eliminate the costly burden of producing 15 physical copies and level the playing field.
- If you know attorneys or organizations willing to draft an amicus curiae brief, please share this case with them.
- If you know attorneys committed to defending constitutional rights, privacy, and consumer choice, please pass this along.

The December 28 deadline is approaching quickly. I'd be glad to provide a case summary, docket number, and draft questions presented. Together, we can ensure that the Supreme Court hears the voices of consumers who never requested this technology and who continue to fight for their rights.

Thank you for considering this request and for your dedication to protecting rights.

Warm regards, Kimberly <NoMeansNo.NeverRequested@outlook.com>

# ACTIVE SCOTUS ANALOG CASE

One of the things I sued for was a restraining order. This was to restrain FirstEnergy from putting the "smart" meter on my house or from shutting off my electricity for refusing the "smart" meter.

Yesterday, I had a deliberation (discussion) with Defendant FirstEnergy in the courtroom. The outcome is that FirstEnergy reluctantly agreed to give me my ask during the pendency of the litigation. Judge Wilson then wrote it up as an order (attached to this email). In addition, if the mechanical meter breaks for any reason, then Judge Wilson ordered that it would be replaced with another mechanical meter, not a "smart" one.

The outcome was the same as if I had indeed been given the restraining order against FirstEnergy. I also feel that had FirstEnergy not agreed to this, that Judge Wilson would have indeed given the restraining order to protect me. (Judge Wilson stated that she did not want to leave me in a state of emergency. She said that if FirstEnergy and I could not reach an amicable resolution for the (pendency of the litigation,) then she would make a decision on what would happen in the meantime to protect me. I feel that her decision was going to be in my favor. I expect that Judge Wilson's strong actions persuaded FirstEnergy to do the right thing, in this instance. What happens next is that if I win the litigation, then the mechanical meter on my house becomes permanent.

This is my first win in court! I expect to have more wins in the near future. Overall, I got one of the main things that I was asking for! The rest will be decided later, after discovery, more litigation, and a trial. This is a big federal case, and it will set a nationwide precedent. I researched this, and I have not seen any other cases like this anywhere in the country. It's a landmark case. Therefore, I expect the final judicial opinion to be published as a binding precedent.

I was proud that I, as a student member of the PA Bar, symbolically walked past the actual "bar" in federal court that separates those who are bar members and those who are not. Actually walking past the "bar" in the courtroom is symbolically a meaningful endeavor. My recognition of this symbolic meaning at that moment in time made it all the more important. Everything on this day came together like a beautiful symphony or a hymn. This was because of our prayers and God's glory!

I, along with my support team being my dad, Lexi, and Donna, were up against 4 eager attorneys that arrived in defense. The defense included:

# ACTIVE SCOTUS ANALOG CASE

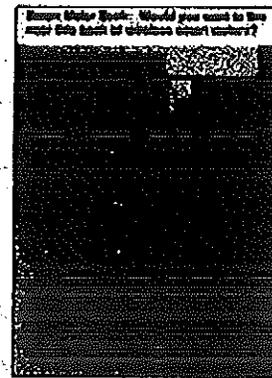
## Health Risks Associated with Smart Meter Wireless Emissions

Posted on October 2, 2016 by SkyVision Solutions

by K.T. Weaver, SkyVision Solutions

### Article Key Points

- There is a "reasonable basis" for concern regarding health risks associated with smart meter wireless emissions.
- It is "unreasonable" to involuntarily and chronically expose consumers to the electromagnetic energy emitted by smart meters.



Unfortunately, smart meter deployments continue throughout the world and in some locations consumer refusals are not allowed. Such is the case in the state of Pennsylvania where consumers are not permitted by the Public Utility Commission (PUC) to retain safer analog meters.

Based upon my review of peer-reviewed literature over the past few years, one of the studies that helped convince me that exposure to low-level electromagnetic fields (EMFs) could indeed be harmful included "Electromagnetic Hypersensitivity: Evidence for a Novel Neurological Syndrome." One of the authors of that study was Andrew A. Marino, Ph.D. [1]

Recently, it is my understanding that Dr. Marino submitted an "expert report" as part of a case before the Pennsylvania PUC. In this proceeding several consumers have alleged that their health is being negatively affected by smart meters installed by PECO Energy Company [2].

The conclusions reached by Dr. Andrew Marino and presented in his expert report are as follows:

*First, [there] is a reasonable basis in established science for the Complainants' concern regarding risks to human health caused by man-made electromagnetic energy in the environment, including the type of electromagnetic energy emitted by smart meters. These health risks are heightened in the very young, the very old, and in those with preexisting diseases or disorders.*

*Second, electromagnetic hypersensitivity is a documented neurological condition in which the affected person experiences musculoskeletal, immunological, and/or neurological symptoms that noticeably flare or intensify upon exposure to man-made electromagnetic energy in the environment. About 5-10% of the general public are self-reported to suffer from this disorder.*

*Third, the Complainants were forced into the almost-impossible position of conducting a lawsuit [1]*

This complaint period is part of  
My FULL Scope  
Case Matter



**Missouri Public Service Commission**

**MAIDA J. COLEMAN**  
Commissioner

**GLEN KOLKMEYER**  
Commissioner

**KAYLA HAHN**  
Chair

**VACANT**  
Commissioner

**JOHN P. MITCHELL**  
Commissioner

POST OFFICE BOX 360  
JEFFERSON CITY, MISSOURI 65102  
573-751-3234  
573-751-1847 (Fax Number)  
<http://psc.mo.gov>

Nov. 12, 2025

Complaint # CI-2026-00752 Liberty Investigator Leng,

Mike Avery  
c/o Elizabeth Peterson  
1221 Euclid Ave.  
Joplin MO 64801

Dear Ms. Peterson

This letter is to acknowledge receipt of your informal complaint against UTILITY. We are in the process of investigating this matter. When the investigation is completed, we will be back in touch with you. Please be advised that our investigation may take up to 30 days.

In the meantime, if you have any questions or additional information to provide concerning this matter, please send it to the Missouri Public Service Commission, Consumer Services Department, P. O. Box 360, Jefferson City, MO 65102 or you may contact our office at 1-800-392-4211.

Sincerely,

Consumer Services  
Missouri Public Service Commission

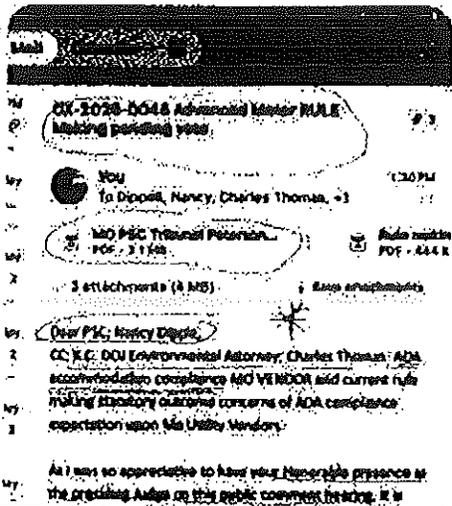
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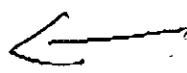
on this just some MAJOR communications  
Adam Brockmiller  
+16365844950 Liberty Utilities

2 of 3

Sunday, December 14, 2025



Breach of Contract

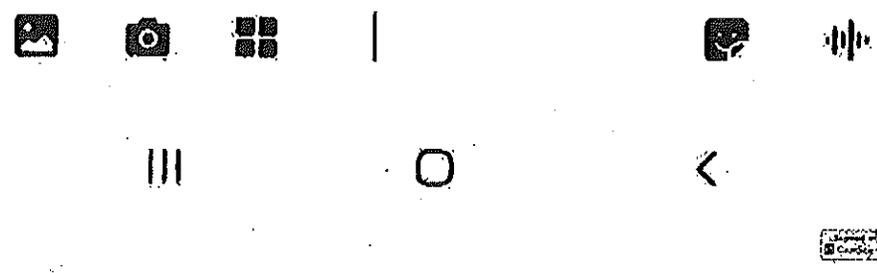


Dear Nate,  
 Sorry to bother you on a Sunday.  
 But I do not want Adam or his team showing up tomorrow with no warning. I have past clearances on the ADA accommodation Federal jurisdiction as breach of contract also that my patients service line was originally established.  
 My position with your legal

Hi Adam sorry to be texting so late. But, Nate did not respond yet so IDK if he is working tomorrow? I just cannot be dealing with any of your mobile crew showing up unexpectedly tomorrow. We have now a new hearing Tribunal so as pending litigation is effectively in place. And since that renders a c

MMS 7:20 PM

View all





Nate Hackney

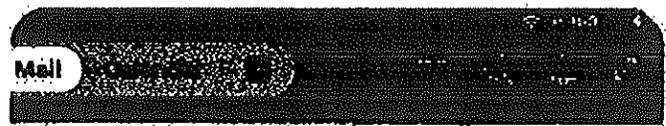
Case communications

+14174341107

Liberty Utilities

1:02 PM great voice

Sunday, December 14, 2025



**OX-2026-0045 Advanced Meter RULE**  
Making pending vote

You  
To Dippell, Nancy, Charles Thomas, +1 1:30 PM

MO PSC Tribunal Peterson... PDF - 3.1 MB Rule maki... PDF - 344 K

3 attachments (4 MB) Save attachments

Dear PSC, Nancy Dipple,

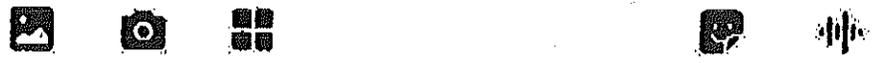
CC: K.C. DOJ Environmental Attorney, Charles Thomas ADA accommodation compliance MO VENDOR and current rule making statutory outcome concerns of ADA compliance expectation upon Mo Utility Vendors.

As I was so appreciative to have your Honorable presence as the presiding judge on this public comment hearing, it is

Dear Nate,  
 Sorry to bother you on a Sunday.  
 But I do not want Adam or his team showing up tomorrow with no warning. I have past clearance on the ADA accommodation Federal jurisdiction as breach of contract also that my patients service line was originally established.  
 My position with your legal

MMS 4:32 PM

View all





**Frank Campbell**  
1h · 0

HS

ILLEGAL to force ...  
Advanced Meters

## Why smart meters cannot be made a mandatory legal requirement

### 1. No constitutional authority

The U.S. Constitution grants no enumerated power to the federal government to mandate surveillance-capable utility equipment inside private dwellings. Under the 10th Amendment, any power not delegated is reserved to the States or the People.

### 2. Fourth Amendment - unreasonable search

Smart meters collect granular usage data that reveals occupancy, behavior patterns, and appliance use. Courts and regulators acknowledge this is private data. Compulsory collection without consent constitutes a continuous, warrantless search, which the Fourth Amendment prohibits.

### 3. Due Process - forced contract is unlawful

Utilities operate by contract, not by police power. Forcing a customer to accept new equipment or new terms without voluntary consent violates procedural due process under the 5th and 14th Amendments. Silence or continued service does not equal lawful consent.

### 4. State utility law limits authority

In New York, utilities are regulated monopolies, not sovereign entities. The NY Public Service Law allows service regulation, not forced modification of private property or mandatory acceptance of unproven technology. Opt-out provisions exist because compulsion would be unlawful.

### 5. Health & safety cannot be overridden

Federal law (including FCC rules) sets exposure limits, but does not authorize forced exposure. Where credible health, fire, or malfunction risks exist, mandatory installation fails the reasonable safety standard required under state utility law.

### 6. Takings Clause problem

Installing utility-owned surveillance equipment on private property without consent or compensation raises a Fifth Amendment Takings issue, especially when the device benefits the utility, not the homeowner.

### 7. Malfunction liability

When smart meters malfunction and cause excessive billing, utilities rely on estimated data and algorithms, not verified mechanical measurement. This violates basic evidentiary standards and shifts the burden of proof unlawfully onto the customer.

on grounds that such laws unconstitutionally regulate interstate commerce, are preempted by existing Federal regulations, or are otherwise unlawful in the Attorney General's judgment, including, if appropriate, those laws identified pursuant to section 4 of this order."

E 2 of 2

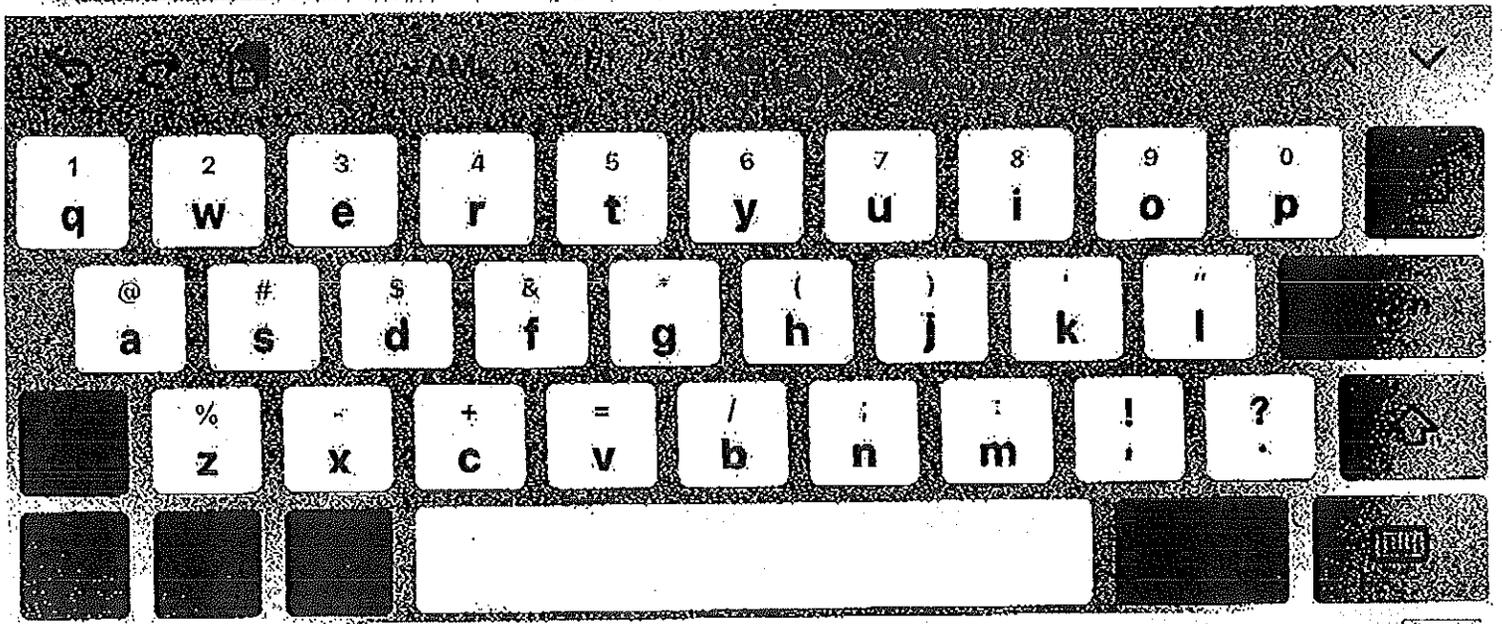
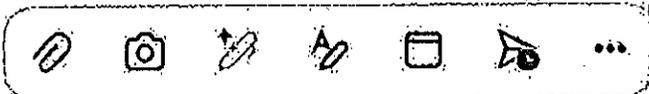
UNCONSTITUTIONAL Regulations are violation of Civil Rights  
<https://www.whitehouse.gov/presidential-actions/2025/12/eliminating-state-law-obstruction-of-national-artificial-intelligence-policy/>

What Now

Missouri, currently, has no law specifically limiting AI. Pre-filed SB (Senate Bill) 859 attempts to address the 'personhood' (meaning: AI is electronic; not human and therefore should not be granted any right afforded to humans) of AI, developer responsibilities, preventing potential harm caused by AI, et cetera.

Unfortunately, in my experience, many state officials seem to ignore state sovereignty. The Tenth Amendment clearly states that what is not addressed (e.g., "...powers not delegated to the federal government, nor prohibited by it to the States, are reserved to the States respectively, or to the people") is up to the state to decide. Of course, the EO references the Commerce Clause as the basis for federal authority. Since that's the case,

if any, action the federal government might take would be based on what is written into law.



# Odette Executive Summary



47 CFR 1.1307(b)(2): "Time-averaging period is a time period not to exceed 30 minutes for fixed RF sources or a time period inherent from device transmission characteristics not to exceed 30 minutes for mobile and portable RF sources." [https://www.ecfr.gov/current/title-47/chapter-I/subchapter-A/part-1/subpart-I/section-1.1307#p1.1307\(b\)](https://www.ecfr.gov/current/title-47/chapter-I/subchapter-A/part-1/subpart-I/section-1.1307#p1.1307(b))

4.  
**Landmark Case that EMF Regulatory is wrong**  
**Citation Case EHT US. FCC**



Odette J. Wilkens, Chair & General Counsel  
odette@thecallfor.org <https://thecallfor.org/>

effects of the constant peaking and pulsations of RF radiation which causes adverse health effects, and does not account for 24/7 exposure by the population.<sup>20</sup>

**EMF** b) The FCC received in its docket, when requesting public comment on the adequacy of its 1996 RF radiation emission limits, 11,000 pages of peer-reviewed scientific studies showing biological effects from RF radiation and a couple hundred personal submissions of injury. When the FCC closed the docket, it declined to update its limits. The FCC was sued and in 2021 the D.C. Circuit Court of Appeals ruled against the FCC and remanded the case back to the FCC because the FCC failed to provide a reasoned explanation for not updating its limits and ignoring the current science.<sup>21</sup> The FCC has not yet complied.

c) FCC's Maximum Permissible Exposure Limit (MPEL) are the limits of RF radiation for human exposure. MPEL allows for a very high human exposure limit of ten million microwatts per square meter.<sup>22</sup> The FCC has acknowledged a "worst-case" scenario of transmitters "operating simultaneously and continuously" at the MPEL with an individual "in the main transmitting beam and within a few feet of the antenna for several minutes or longer."<sup>23</sup> While the FCC dismisses this scenario as "extremely remote," it is allowing 4G and 5G cell

<sup>20</sup> Human-made electromagnetic fields: Ion forced-oscillation and voltage-gated ion channel dysfunction, oxidative stress and DNA damage (Review) (2021) Pengopolous DJ, et al. International Journal of Oncology; August 23, 2021. <https://pubmed.ncbi.nlm.nih.gov/34617575/>

Computational modeling investigation of pulsed high peak power microwaves and the potential for traumatic brain injury. Sci Adv. 2021 Oct; 7(44): <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8555891/>. "These studies reveal that the MAE threshold depends on the energy in a single pulse (not the average power density) for sufficiently short pulses [e.g., 32 μs in (46)], and peak power densities of 102 to 105 mW/cm<sup>2</sup> have been known to cause auditory effects in human participants (45)."

"Diplomats' Mystery Illness and Pulsed Radiofrequency/Microwave Radiation," Dr. Beatrice Golomb, Neural Comput. 2018 Nov; 30(11):2882-2985. <https://pubmed.ncbi.nlm.nih.gov/30183509/>; "reported facts appear consistent with pulsed RF/MW as the source of injury in affected diplomats."

"5G: Great risk for EU, U.S. and international health. Compelling Evidence for Eight Distinct Types of Great Harm Caused by Electromagnetic Field (EMF) Exposures and the Mechanism that Causes Them," Martin L. Pall, PhD, <https://praeceinspace.blogspot.com/files/5g-emf-hazards-of-martin-l-pall-gu-enf-2018-6-11-us3.pdf>.

Belyaev, I., Dean, A., Feyer, H. et al. "EUROPAEM EMF Guidelines 2016 for the prevention, diagnosis, and treatment of EMF-related health problems and illnesses." Rev Environ Health. 2016;31(3):363-397. Doi:10.1515/rev-en-2016-0011.

B. W. G. (2012). "Bioinitiative Report 2012: A Rationale for Biologically-based Exposure Standards for Low-Intensity Electromagnetic Radiation."

<sup>21</sup> [https://media.cadc.uscourts.gov/opelions/docs/2021/08/20\\_1025-1910111.pdf](https://media.cadc.uscourts.gov/opelions/docs/2021/08/20_1025-1910111.pdf)

<sup>22</sup> 47 CFR 1.1310(e)(1)(ii) shows 1 mW/cm<sup>2</sup>, which is equivalent to 10 million uW/m<sup>2</sup>, <https://www.ecfr.gov/current/title-47/chapter-I/subchapter-A/part-1/subpart-I/section-1.1310>.

<sup>23</sup> FCC's Guidelines for Cellular Antenna Site Calculations. <https://www.fcc.gov/consumers/guides/human-exposure-radio-frequency-fields-guidelines-cellular-and-pcs-sites#:~:text=In%201998%2C%20the%20FCC%20adopted,lower%20powered%20cell%20site%20transmitters.>

Download [Dropdown arrow]

Sample of TRUE ADA  
"ANALOG" "ADA"

61 of 83  
Fin... [Search icon]

Sample of Letter to Utilities or PUC to Request Reasonable Accommodations for person with disability/medical condition[s] related to smart meters and RF radiation exposure.

*This is only a sample and is not intended to substitute for legal advice.*

[DATE] 12/31/25

Sample of what I asked FOR

[NAME OF PUBLIC UTILITY COMMISSION]  
[ADDRESS] Missouri Public Service Commission

[NAME OF UTILITY] Empire Electric  
[ADDRESS]  
UTILITY CUSTOMER ACCOUNT #  
TRUE ADA

Re: Reasonable Accommodation for my disability / disabilities / medical condition[s]

Dear [PUBLIC UTILITY COMMISSION ADA COORDINATOR] [UTILITY MANAGER]:

I am a customer of your utility [NAME OF UTILITY]. I live at [ADDRESS] and have lived there since [DATE]. I am a qualified individual with a disability / medical condition [disabilities and multiple medical conditions] as defined by the Fair Housing Amendments Act of 1988, the Americans with Disabilities Act, and Section 504, Title 10, as well as other related state and federal discrimination laws.

My residence received [a gas and] an electric smart meter on or about [DATE]. [Both of these] This meter[s] emit[s] RF radiation, which aggravates my existing medical conditions and disability. Because of my disability [ies], I request the following accommodations: LIST ACCOMMODATIONS, INCLUDE: REMOVAL OF SMART METER, REPLACEMENT WITH SOLELY ELECTROMECHANICAL (ANALOG) METER AT NO CHARGE, REMOVAL OF OTHER SMART METERS SURROUNDING RESIDENCE AT A

Ad.

**Chat with an Expert Online Now**

Open >

A Technician Will Answer Your Questions in Minutes. Chat Now. Just Answer.

Requires INFORMED CONSENT

and signature

ADVANCED METER  
OPT-OUT FORM

G 2 of 3



UTILITIES

A residential customer may request to opt out of City of Brady Utilities (CoBU) Electric Advanced Meter program, as defined as the disconnection, removal, or powering off of relevant radio frequency signal within or connected to an (CoBU) electric meter at their point of service. Only the Customer of Record may request an Advanced Meter removal for the respective meter(s). There is a one-time fee to switch meter(s) to a non-Advanced/digital Meter of \$50. A customer desiring to switch back to Advanced Meter services would incur no fee to reset or re-install fully automated device(s).

Please complete the form below and return to: CoBU, 201 E. Main Brady, TX 76825 M-F 8:30 am - 5:00 pm.

Name: (print) \_\_\_\_\_

Account #: \_\_\_\_\_

Service Address: \_\_\_\_\_  
Unit City State Zip

Phone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

Are there any meter access issues we should be aware of?  Yes  No

If yes, please describe: \_\_\_\_\_

I want to exchange my electric Advanced Meter for a meter that requires a field visit on a monthly basis.

By checking this box, I certify that I am the authorized Customer of Record and acknowledge that a meter that requires a field visit will be installed at this location. I am aware of and agree to the one-time \$50 fee, due with this application, to switch the meter(s) and the monthly \$15 meter read fee which will be added to my next billing statements.

I understand that by opting out, I will not receive the benefits of an advanced meter, including:

- Automated meter reading that does not require a representative to visit my house.
- Access to detailed information on my home's electric use can help me manage costs.

I understand that if I move out of my current residence and into a new residence, that has an advanced meter, I must complete and submit a new opt-out application with payment of the one-time \$50 exchange fee.

Customer Signature

Date

For more information about advanced meters and CoBU, please visit bradytx.us.

If you have questions or prefer to speak to one of our customer service representatives, please call 325.597.2152.



Requires Informed Consent and Signature  
**UTILITIES**

G30f3

**ADVANCED METER ACCEPTANCE FORM**

This form only applies to customers currently enrolled in the Advanced Meter Opt-Out Program and are requesting the installation of City of Brady Utilities' Advanced Electric Meter.

There is no fee to reset or re-install a fully automated meter(s).

Please complete the form below and return to: 201 E. Main M-F 8:30am - 5:00pm.  
You may also fax it to Customer Service at 325-597-2068.

Name: (print) \_\_\_\_\_

Account #: \_\_\_\_\_

Service Address: \_\_\_\_\_

Unit: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

I am requesting and accepting the installation of an Advanced Meter.

By checking this box, I certify that I am the authorized Customer of Record and acknowledge that the meter will no longer require a field visit and the Advanced Meter will be reinstalled.

If you have questions or prefer to speak to one of our customer service representatives, please call 325-597-2152.

Customer Signature

Date



ADA is Law Utility cannot

H 1 of 4

**Letter of Request for Reasonable Accommodations**

**Subject:** Spire GAS Consumer; Mike Avery established as a **DISABLED** person requesting Fee offset. All formulary for a disabled person with a medical smart meter opt out such fees are by definition ADA inclusive.

**ANY penalizing Fees for the Medically based accommodation are Impermissible under ADA.**

Case and point the disabled are "not" electing to opt out; they are by the Utility Corporation be given the concession for a "Medical" opt out so therefore the ADA accommodation is granted and does not include an elected opt out as a choice. Treating this accommodation as a choice is impermissible and any associative fees for normal opt out consumers are not granted governance by the ADA compliances.

**FEDERAL REGULATORY/ ADA COMPLIANCE**

**OFFICIAL DISCRIMINATION COMPLAINT of Fee surcharges upon a Medically opted out circumstance these are Medical orientation of mitigating circumstances which supersede any state Tariff's. Such Tariff's are not applicable to a Medical opt out consumer by the very nature of the opt out is not elective in orientation. )**

Medical opt out is ADA compliance based and granted on those grounds.

**REGARDS to Spire Utilities Unlawful Fee practice and policy pertaining to Federal Discrimination Law ADA/ADAA and FHAA**

Mike Avery

Plaintiff Contact Party Name; POA Representation

Elizabeth Peterson; POA  
1221 Euclid Ave.  
Joplin, MO 64801  
(417) 626-2125  
Buffypeterson@hotmail.com

3rd September 2023

override  
Medical  
Conditions!  
with non  
medically  
approved Equipment  
that is  
clinically  
inappropriate  
which worsens  
conditions due  
to EMF ELF  
from ↓  
Advanced NONRF  
still emits  
EMF,



let Outlook for iOS

From: Josh del Sol <info@takebackyourpower.net>

Sent: Friday, October 24, 2025 1:09 PM

To: Elizabeth <buffypeterson@hotmail.com>

Subject: EMFs vs. Heart Rate Variability

Hey Elizabeth,

According to studies from institutions like National Institutes of Health, Stanford Medicine, and Cleveland Clinic, **heart rate variability (HRV)** can indicate health problems and even predict serious health challenges.

The problem: Studies show that EMFs can decrease your HRV while increasing your stress.

Understanding HRV is key to health and longevity.

HRV is a measurement of the variations in time BETWEEN each heartbeat.

It's controlled by the most primitive part of your central nervous system and it's an indicator of how well your nervous system is responding to external stressors.

In fact, researchers at Harvard University say your HRV is "a visual insight into the most primitive part of your brain."

A low HRV means that your nervous system is stuck in "fight or flight" mode — constantly tense, stressed, and anxious (you can imagine what being stuck in this mode does to your health).

... [here how they improved HRV](#)

Subscribe

Past Issues

# Invisible Disabilities

Translate ▾

RS

H 3 of 4



Wheelchair user



Low vision / blindness



Deafness / Hard of hearing

## Invisible disabilities



Chronic pain / Chronic illness



Neurodivergence (e.g., ADHD, autism)



Mental health condition (e.g., anxiety, depression, PTSD)

**Inclusion means making space for every ability.**

## What This Bill Does

Massachusetts has one of the best civil rights laws in the country, but it needs to be brought current!

Thank you to Senator Paul W. Mark for sponsoring a bill to update the law to reflect how people access the world today. S.1175: An Act prohibiting injurious operations or offering services or products that discriminate against or injure protected classes.

S.1175 prohibits injurious operations or offering services or products that discriminate against or injure protected classes. While this bill does not specify particular protected classes, it would codify that those with EMR Syndrome (Electromagnetic Radiation Syndrome), Multiple Chemical Sensitivities (MCS) and all other disabilities have a right to ask for reasonable accommodations.

H 4 of 4

**Freeman Health System**  
**Freeman Clinic of Anderson**  
610 Park Street  
Anderson, MO 64831  
417-845-0548 Fax: 417-845-0548

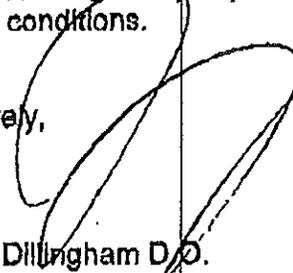
12/30/2025

Re: Mike R Avery  
1221 Euclid Ave  
Joplin, MO 64801-1303

To whom it may concern:

I believe a change in Mike's home electric meter would increase his anxiety which can negatively impact his overall health due to his chronic behavioral health conditions.

Sincerely,

  
Justin Dillingham D.O.

ST. LOUIS  
EXPERTS (STL) EMRS Specialist I 1 of 3

<https://buildingbiologyinstitute.org/find-an-expert/certified-consultants/electromagnetic-radiation-specialists/robert-workman-bbec-emrs/>

Robert Workman has had an extensive 30-year career in the Residential remodeling industry and is currently a managing partner in a St. Louis Missouri based remodeling company — Jones Home Improvements. In addition to being an expert in exterior Home Remodeling, Robert has become St. Louis' first certified Building Biologist Environmental Consultant (BBEC) specializing in assessing and mitigating harmful electromagnetic fields within both the residential and commercial industries. With his in depth knowledge of residential building construction and materials, Robert offers a unique insight into the physics of a home's construction to help homeowners create a healthy living environment. He has a Second Certification as an EMRS Specialist from The Building Biology Institute along with advanced training using an Oscilloscope and PicoScope to see what type of Dirty Power is riding on home wiring created by all Smart Devices that have a SMPS

Robert has performed 230 surveys in Missouri, Illinois, Tennessee, and Michigan many with Bill Bathgate, a 40 year Electrical Engineer and EMRS specialist. Robert has also surveyed homes in St Louis with Andrew McAfee EMRS Specialist Electrician and BBI Trainer that has performed over 900 surveys around the country. Robert works closely with Dr Simon Yu MD and a dentist Dr. Wiley and have seen remarkable changes with mitigation strategies recommended.

Robert was injured from the Smart Meter Pulsing and Blue Light from Ipad used doing his home improvement training and sales presentation not knowing it was exceeding the 6 minute Maximum Exposure recommended by the FCC.

**Rob Workman**

**Workman Home Improvements**

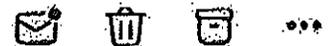
**Owner, EMRS Specialist**

**Certified Building Biology**

**Environmental Consultant**

...

← Reply



# CERTIFICATE OF COMPLETION

BBI Department of Student Services Does Hereby Certify That

## Robert Workman

Has Met All Benchmarks & Demonstrated Proficiency As

A Certified Professional EMRS

### ELECTROMAGNETIC RADIATION SPECIALIST

Certified on 04 May 2022

BUILDING BIOLOGY INSTITUTE

P.O. Box 8520 | Santa Fe, New Mexico 87504

Michael Conn

Executive Director



Creating Safe Havens in a  
Toxic, Electromagnetic World



Building Biology Institute

# CERTIFICATE OF COMPLETION

*BBI Department of Student Services Does Hereby Certify That*

## **Robert Workman**

Has Met All Benchmarks & Demonstrated Proficiency As

A Certified Professional BBEC

### **BUILDING BIOLOGY ENVIRONMENTAL CONSULTANT**

Certified on 20 February 2020

BUILDING BIOLOGY INSTITUTE

P.O. Box 8520 | Santa Fe, New Mexico 87504

Michelle Carr

Executive Director



**Creating Safe Havens in a  
Toxic, Electromagnetic World**

 **Building Biology Institute**

Wrote all the White Papers on the Advanced Meters  
**About the Author**

"Fire Hazard" "Faulty" no  
All Advanced Meters  
Usable way to correct

**BACKGROUND: William S. Bathgate**

I hold an electrical engineering and mechanical engineering degree and previously was employed through late 2015 for 8 years at the Emerson Electric Company. While at Emerson Electric I was the Senior Program Manager for Power Distribution Systems and in charge of RF and IP based digitally controlled high power AC power switching system product lines in use in over 100 countries. I was also directly responsible for product certifications such as UL, CE, PSE and many other countries electrical certification bodies. I am very familiar with the electrical and electronic design of the AMI meters in use because I was responsible for very similar products with over 1 Million units installed across the world.

I hold a DOD Top Secret Clearance, serving in Cyber Security at the USMDA and Homeland Security

I have done this analysis due to my own curiosity without conflict of interest of this new technology.

I have 40 Years work experience in design and deployment of:

- High tech power management systems, UPS and power distribution
- Switched Mode Power Supplies
- Electrical and Electronic hardware engineering
- Computer systems engineering
- Radio Systems design and testing
- High Current and High Voltage switches
- Internet communications using both wired and wireless technologies
- UL, CE (Europe), Africa, Japan, Australia and China product safety certifications
- Cyber encryption and protection of Radio Communications using digital signals
- RF/EMI mitigation

J 1



# Building Biologist with EMR credentials from STL MO

From: Buffy Peterson [buffy.peterson@stlmobio.com](mailto:buffy.peterson@stlmobio.com)

To: Charles Thomas [Charles.Thomas@ul.com](mailto:Charles.Thomas@ul.com)

Date: Thu, Jan 1, 2026, 3:53 PM

Bill Bathgate BIO.jpeg  
Food and Drug Electronic Equipment Radiation Control.jpeg

K 1 of 5

White Paper 4 Researched Reports over (70 Pgs.)

Hi Charles,

Thank you for taking my call sorry to bother you on your day off.

Rob Workman is describing there is hazard radiation toxicity occurring with the Utility Industry "opt out" model Meter NON RF Advanced Meter.

*This non RF model has no FCC control. The FCC controls RF meters only and puts a red sticker on them.*

The non RF model is controlled by the **Food and Drug Administration per Electronic Product "Radiation" Control**. The only Industry checking on the non RF Advanced meter for safety is the UL Industry and so there is a **UL sticker**.

The **non RF Advanced meter** produces an electrical current byproduct known as **"ELF fields"**. These **ELF's are derived** from the electrical and electronic components as during functionality of electronic equipment. There are some electronic fields ELF's being generated by the NON RF Advanced meter. The fields are generated in an "active" state as in live or "hot" and those fields are being carried on hard wiring in this particular case of the NON RF Advanced meter whereby those loose electrical fields bleed off as a transient.

However, with this non RF Advanced meter the componentry known as the power switch is unusually suspect per in using that type of power switch itself in this application which in all is not really feasible to properly switch as a step down from 240 volts with that unusual type of power switch-supplies design. For one thing to put a circuit board in a meter that alone was not a good idea. The switch itself is actually the culprit of what is creating excessive bleed off of electrical current called transients. Due to the meters switch power mode supply and oddity of design per use of a circuit board the entirety of the componentry as far as functionality upon application with your main power lines coming into your home is not good. This wacky switch mode power supply design therein is the point of purpose not meeting the designs applicability. Subsequently, that D.E. Carries electrical external current along the entire interior wiring of the home.

In conclusion, one of these on the home's environment aftermath per the ELF EMF toxicity of **Electronic Radiation** actually requires an extremely specialized specialist just like smart meters in general this non RF Advanced meter take's a Building Biologist with EMRS; Electromagnetic Radiation Specialist to diagnosis why the homes toxicity is manifesting or figure out how it is that the **Electronic Radiation** is disseminating as ELF EMF electromagnetic radiation. The diagnosis is it's now emitting from your home's interior wiring? This situation of EMF is often termed as synthetic EMF yet its significance is the same as standard EMF and it is just as dangerous to biological harm impact per the ELS's Field of the EMF synthetic or not is still EMF one and the same.

K 2 of 5

This ELF's toxicity fills the home environment with EMF in an "indirect" manner as a byproduct or side effect of the non RF Advanced meter *vs. a SMART METER is also radiating "cellular wireless" which cellular is emanating directly from the point of site of the smart meter wireless product as it's peak point.* The Advanced non RF meter contributes from point of reference power line entry and then continues from the non RF meter point of entry to permeate the same transients as ELF EMF throughout the entirety of the whole house's interior wiring in a dissemination manner.

In conclusion the NON RF meter is just as TOXIC as the SMART METER.

The UL industry is privately owned and has little if anything to do with diagnosing by products of Electronic Radiation per the external dissemination manner of hard wiring transients as nothing that extensive is being field tested or researched by UL Industry.

Methodology of the Electronic Non RF Advanced product at immediate point of site as the point of the reference as far as UL testing. The UL is not required to regard any existential dissemination byproduct **Electronic Radiation**.

The UL Industry is a private owned Industry, and it is not a government operations Agency. NON RF in this instance is a product that is actually being created via it's own oddity of switch mode power supply per by it's operation of actual "function" is flawed as it is the culprit that creates a transient current that is shown in this 2 ½ min. Video.

<https://youtu.be/RvbGUNM12-U?si=2iXtlf9vDtFk8t5N>

UL listing does not have to do extensive existential product application of that transient which is toxic and goes into the environmental aspects of subsequent consequence of the non RF Advanced meter. That aspect is a side effect of this Electronic radiation is an expanded form of **ELECTRONIC RADIATION** known as the **field of ELF EMF** so that is just a side effect of the UL tested product.

NON-RF Advanced Meter. Determined by a BBI EMR Expert at the MO PSC rule making hearing on

Nov. 13<sup>th</sup> 2025. This video is **cued up** and **his Testifying was 8 minutes** (my testimonial follows Rob's.)

K 3 of 5

<https://www.youtube.com/live/4va5grbxrJI?si=1coMzg7dBYyAxUod&t=2395>

**Rob Workman**

**Workman Home Improvements**

**Owner, EMRS Specialist**

**Certified Building Biology**

**Environmental Consultant**

**C: 314-517-1608**

**H: 636-294-0896**

21 U.S.C.

United States Code, 2010 Edition

Title 21 - FOOD AND DRUGS

CHAPTER 9 - FEDERAL FOOD, DRUG, AND COSMETIC ACT

SUBCHAPTER V - DRUGS AND DEVICES

Part C - Electronic Product Radiation Control

Sec. 360kk - Performance standards for electronic products.

From the U.S. Government Publishing Office, www.gpo.gov

K 4 of 5

§360kk. Performance standards for electronic products(a) Promulgation of regulations

(1) The Secretary shall by regulation prescribe performance standards for electronic products to control the emission of electronic product radiation from such products if he determines that such standards are necessary for the protection of the public health and safety. Such standards may include provisions for the testing of such products and the measurement of their electronic product radiation emissions, may require the attachment of warning signs and labels, and may require the provision of instructions for the installation, operation, and use of such products. Such standards may be prescribed from time to time whenever such determinations are made, but the first of such standards shall be prescribed prior to January 1, 1970. In the development of such standards, the Secretary shall consult with Federal and State departments and agencies having related responsibilities or interests and with appropriate professional organizations and interested persons, including representatives of industries and labor organizations which would be affected by such standards, and shall give consideration to—

- \* (A) the latest available scientific and medical data in the field of electronic product radiation;
- (B) the standards currently recommended by (i) other Federal agencies having responsibilities relating to the control and measurement of electronic product radiation, and (ii) public or private groups having an expertise in the field of electronic product radiation;
- (C) the reasonableness and technical feasibility of such standards as applied to a particular electronic product;
- (D) the adaptability of such standards to the need for uniformity and reliability of testing and measuring procedures and equipment; and
- (E) in the case of a component, or accessory described in paragraph (2)(B) of section 360hh of this title, the performance of such article in the manufactured or assembled product for which it is designed.

(2) The Secretary may prescribe different and individual performance standards, to the extent appropriate and feasible, for different electronic products so as to recognize their different operating characteristics and uses.

(3) The performance standards prescribed under this section shall not apply to any electronic product which is intended solely for export if (A) such product and the outside of any shipping container used in the export of such product are labeled or tagged to show that such product is intended for export, and (B) such product meets all the applicable requirements of the country to which such product is intended for export.

(4) The Secretary may by regulation amend or revoke any performance standard prescribed under this section.

(5) The Secretary may exempt from the provisions of this section any electronic product intended for use by departments or agencies of the United States provided such department or agency has prescribed procurement specifications governing emissions of electronic product radiation and provided further that such product is of a type used solely or predominantly by departments or agencies of the United States.

(b) Administrative procedure

The provisions of subchapter II of chapter 5 of title 5 (relating to the administrative procedure for rulemaking), and of chapter 7 of title 5 (relating to judicial review), shall apply with respect to any regulation prescribing, amending, or revoking any standard prescribed under this section.

(c) Publication in Federal Register

Each regulation prescribing, amending, or revoking a standard shall specify the date on which it

effects have not been considered for regulation of exposure. Recently a more comprehensive report was published at Internet [1] that documents considerable scientific evidence for bioeffects and adverse health impacts at exposure levels far below current public safety standards. The purpose of that report was to assess scientific evidence on health impacts from electromagnetic radiation below current public exposure limits and evaluate what changes in these limits are warranted now to reduce possible public health risks in the future. This report was written by 14 scientists, public health and public policy experts to document the scientific evidence on electromagnetic fields. The current short review is based on the BioInitiative Report and gives summaries of relevant topics. For more details including complete reference list, see that document at <http://www.bioinitiative.org>.

Everyone is exposed to two types of electromagnetic fields (EMFs): (a) ELF fields from electrical and electronic appliances and power lines, and (b) RF radiation from wireless devices such as cell phones and cordless phones, cellular antennas and towers, and broadcast transmission towers. In this report we will use the term EMFs when referring to all electromagnetic fields in general, and the terms ELF and RF when referring to the specific type of