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Friday, August 4, 2023 2:07:37 PM  
IDAHO PUBLIC  
UTILITIES COMMISSION

August 4, 2023

***VIA ELECTRONIC DELIVERY***

Jan Noriyuki  
Commission Secretary  
Idaho Public Utilities Commission  
11331 W Chinden Blvd.  
Building 8 Suite 201A  
Boise, ID 83714

**Re: CASE NOS. PAC-E-23-04; PAC-E-23-05; PAC-E-23-06; PAC-E-23-07; PAC-E-23-08; PAC-E-23-11  
FORMAL COMPLAINT OF JACOBA H. VAN MASTRIGT ET AL**

Dear Ms. Noriyuki:

Please find Rocky Mountain Power's Answer to Petition for Reconsideration in the above referenced matter.

Informal inquiries may be directed to Mark Alder, Idaho Regulatory Affairs Manager at (801) 220-2313.

Very truly yours,

A handwritten signature in black ink that reads "Joelle Steward".

Joelle R. Steward  
Senior Vice President, Regulation and Customer & Community Solutions

Enclosures

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*Attorney for Rocky Mountain Power*

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

FORMAL COMPLAINT OF JACOBA H. VAN MASTRIGT ET AL VS PACIFICORP D/B/A ROCKY MOUNTAIN POWER	CASE NOS. PAC-E-23-04; PAC-E-23-05; PAC-E-23-06; PAC-E-23-07; PAC-E-23-08; PAC-E-23-11
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**ANSWER TO PETITION FOR RECONSIDERATION**

1. In accordance with Rule 331 of the Rules of Procedure of the Idaho Public Utilities Commission (“Commission”), Rocky Mountain Power, a division of PacifiCorp (“Rocky Mountain Power” or the “Company”), hereby responds to the petition for reconsideration (“Petition”) submitted by Samuel and Peggy Edwards (collectively “the Petitioners”). The Petitioners are seeking reconsideration of Order No. 35849 issued on July 11, 2023, which dismissed their complaint against the Company. Rocky Mountain Power respectfully requests that the Commission deny the Petition, as the Petition fails to provide sufficient reasoning as to why Order No. 35849 is unreasonable or unlawful, and the Petitioners have not presented any new evidence to substantiate their concerns regarding advanced metering infrastructure (“AMI”) meters.

2. On March 23, 2023, the Petitioners submitted a complaint against Rocky Mountain Power, alleging that the Company improperly notified them of termination of electric service due to their refusal to allow the installation of an AMI meter at their residence.

3. On July 11, 2023, the Commission issued Order No. 35849, dismissing the Petitioners' complaint. The Order stated that Rocky Mountain Power has the necessary authority, as a public utility, to install an AMI meter on the Petitioners' property under the Electric Service Regulations ("ESR). The Order also concluded that the Petitioners failed to provide sufficient evidence to support their claim that AMI meters pose a legitimate safety concern or that there should be an opt-out option for AMI meters for public utilities in Idaho. Additionally, the Commission found that the Company had complied with the Utility Customer Relations Rules (UCRRs).

4. In accordance with Rule 331 of the Rules of Procedure of the Idaho Public Utilities Commission, a petition for reconsideration "must specify (a) why the order or any issue decided in it is unreasonable, unlawful, erroneous or not in conformity with the law, and (b) the nature and quantity of evidence or argument the petitioner will offer if reconsideration is granted." The Petition fails to provide any new evidence or reason as to why the findings in Order No. 35849 are unreasonable, unlawful, erroneous, or not in conformity with laws. UCRR 302 explicitly provides that denial of access to the meter is grounds for termination of service. The Commission found that failing to provide Rocky Mountain Power access to replace an existing meter with an AMI meter is a violation of ERS 6(2)(d), which requires customers to provide unencumbered access to the meter. Rocky Mountain Power agrees with this finding by the Commission and the Petition fails to provide any reasoning as to why this finding is unreasonable or unlawful.

5. The Petition alleges that the AMI meters are a "downgrade" due to alleged health concerns associated with them. However, these allegations are not supported in the record. AMI meters offer substantial benefits to customers by reducing meter reading costs and providing improved customer service through enhanced information and billing options. Moreover, in Order

No. 35849, the Commission has already addressed the Petitioners' health concerns, stating that they "go against well-established evidence on AMI meter safety."

6. The Company's motion to dismiss further reinforces the safety of AMI meters, as they have been deemed safe by the Federal Communications Commission ("FCC"). It is important to note that AMI meters emit 100 times less radio frequency density than a laptop computer, 300 times less than a cell phone, and 50,000 times less than standing next to a microwave oven. All these devices have been approved by the FCC as safe for human use. The Petitioners' claims, that contradict findings of the FCC, lacks credible evidence and the Petition merely cites evidence already referenced in the record and the initial complaint. Consequently, the Commission's determination that the Petitioners have not provided sufficient evidence to support the idea that AMI meters pose a legitimate safety concern or that Rocky Mountain Power should be obliged to provide an opt-out option is reasonable and well-supported by the record in this proceeding.

7. For the foregoing reasons, the Company respectfully requests that the Commission deny the relief sought in the Petition.

DATED this 4th day of August, 2023.

Respectfully submitted,

ROCKY MOUNTAIN POWER



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