

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Notice of Proposed Rulemaking)	
18 FCC Rcd 13187, 13188 ¶1 (2003))	ET Docket No. 03-137
)	
And)	
)	
Service Rules for the Advanced Wireless Services)	WT Docket No. 12-357
H Block---Implementing Section 6401 of the)	
Middle Class Tax Relief and Job Creation Act of)	
2012 Related to the 1915-1920 MHz and)	
1995-2000 MHz Bands ¶53 footnote 95)	

To: Office of the Secretary
Federal Communications Commission
Washington, DC 20554

Public Comment Filed by: Barbara Schnier,

Southern Californians for a Wired Solution to Smart Meters (SCWSSM)

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February 6, 2013

**AFFIDAVIT OF Barbara Schnier, Southern Californians for a Wired Solution to
Smart Meters (SCWSSM)
Apple Valley, CA**

State of California

San Diego County

I, Barbara Schnier, attest that my statements are true to the best of my knowledge.

Comment round for ET Docket No. 03-137 and WT Docket No. 12-357.

1. My name is Barbara Schnier . My address is PO Box 501, Warner Springs, CA 92086.

2. I am the Director of *Southern Californians for a Wired Solution to Smart Meters* (SCWSSM), a non-profit association registered with the California Secretary of State that advocates for those who are disabled or have medical conditions adversely effected by non-ionizing radiation (wireless technology).

3. The Federal Communications Commission (FCC) has failed to set safety standards that take into consideration safety for the disabled population and those with medical conditions adversely affected by non-ionizing radiation at far lower levels than that of the general population.

4. A legal brief was filed in the California Public Utility Commission (CPUC) Proceeding A.011-03-014 et. al. on July, 2012 regarding the obligations of the CPUC, not to discriminate intentionally or unintentionally against this class of people, in promulgating and applying its policies, practices and procedures. (See Exhibit 1, with Attachments 1 & 2, a true and correct copy of SCWSSM's legal brief. and two attachments, filed with the CPUC and incorporated by reference as though fully set forth herein.)

5. The arguments and federal laws, set forth in the attached legal brief, require the CPUC not to discriminate against the disabled in the application of its policies, practices, and

procedures; ARE identical and equally apply to the FCC 's policies, practices, and procedures.

6. The Federal Communications Commission is similarly bound by the ADA and other federal precedents cited in the attached brief, as is the CPUC. The arguments are the same and the federal laws that apply to the FCC are the same.

7. The FCC is bound to abide by the ADA, U.S. Constitution, and various other applicable laws to make sure its policies, practices, and procedures do not violate the rights of the disabled.

8. SCWSSM supports and reiterates the COMMENTS OF CINDY SAGE AND ASSOCIATES AND THE CENTER FOR ELECTROSMOG PREVENTION FILED IN THIS PROCEEDING.

9. SCWSSM will not duplicate the extensive comments in the interest of brevity and duplication of information.

10. SCWSSM requests this commission to institute the suggestions to create new guidelines consistent with those set forth by Sage and Associates and Center for Electrosmog Prevention.

11. Additionally SCWSSM respectfully requests the Commission to set guidelines and modifications to its policie, practices, and procedures to respect the rights of those disabled by much lower levels of non-ionizing radiation as follows:

- a. Regulation and registry of all sources of non-ionizing radiation including that generated by telecommunications industries, utilities, businesses, governmental entities and individuals, by location. This would include but not be limited to: all telecommunications equipment, Internet and other satellite dishes, ham radio antennas, and Wi-Fi. Therefore individuals could insert an address and receive full information regarding sources of EMF/RF at that location.

b. Each source registered should be required in the registration of its use to designate the frequency and power emitted from the source.

(1.) This allows the public to protect themselves so proper shielding of homes and businesses can be accomplished.

(2.) This also gives the FCC information to allow regulation of sources as multiple sources overlapping may violate FCC guidelines (hopefully new guidelines will be instituted that shall better protect public safety).

(3.) FCC should require a zone of safety in every County in America with a 15 mile radius for refuge for disabled.

Respectfully submitted by

Barbara Schneir

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