FCC 12-152

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

Reply Filed by: (Nancy-Louise Mottesheard . .)
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March 5, 2013

AFFIDAVIT OF _____

State of West Virginia]

___Kanawha County]

I, Nancy-Louise Mottesheard, 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 Nancy-Louise Mottesheard . My address is 1414 Oakmont Road

2. I am an artist/ financial investor/ YoungLiving Oils Distributor.

- IARC of the World Health Organization classified radiofrequency radiation as a class 2B possible carcinogen in May 2011.
- 2012 BioInitiative Report classifies radiofrequency radiation as a carcinogen. (Here is a sample wording to use to include 2012 BioInitiative Report in your comment without uploading the whole thing: The 2012 BioInitiative Report is incorporated by reference herein in its entirety (http://www.bioinitiative.org/))
- "Public safety standards are 1,000 – 10,000 or more times higher than levels now commonly reported in mobile phone base station studies to cause bioeffects."(http://www.bioinitiative.org/conclusions/) - You can find other great quotes relevant to your situation to include by visiting their conclusions section.
- The Fenton Reaction, which is partially responsible for the carcinogenic nature of exposure to low levels of ionizing radiation, also occurs with exposure to radiofrequency radiation. See 2012 BioInitiative Report.
- The FCC has a duty to the public to protect the public health and safety from harm from radiofrequency radiation.
- US citizens and tax payers deserve radiofrequency radiation safety limits based on biology, not physics. In order for the FCC to fulfill its Congressional mandate to protect the public health and safety from harm from radiofrequency radiation it must update its RF safety regulations.

> "In the Telecom Act of 1996 Congress directed the FCC to set its own RF safety regulations for emissions from Personal Wireless

Services Facilities (PWSF). The House Committee on Commerce said it was the Commission's responsibility to adopt uniform RF regulations "with adequate safeguards of the public health and safety." (H.R. Report No. 104-204, p. 94)

The FCC's failure to protect the health and safety of citizens by providing updated biologically- based RF safety limits on electromagnetic radiation exposure goes to the heart of the Chevron and Massachusetts v. EPA rulings on an agency's authority to disregard its Congressional mandate. Such agency action and inaction are "arbitrary and capricious...[and] otherwise not in accordance with law." (Massachusetts v. EPA, 549 U.S. 497, 534-535 (2007))

The statute requiring the FCC to adopt and update RF safety regulations is not ambiguous, and therefore the clear intent of Congress applies." EMR Policy Institute Comment in FCC Docket

- FCC does not possess the expertise to set biologically-based radiofrequency radiation safety limits. EPA does. Therefore, the FCC should advocate that Congress direct the EPA to establish biologically-based radiofrequency radiation safety limits and provide the budget and resources to carry out that task. 2012 HR6358 was an excellent example of legislation to authorize the EPA to establish biologically-based radiofrequency radiation safety limits
- Compliance with FCC radiofrequency radiation limits is often cited as an excuse to ignore evidence of harm by transmitting utility meters...etc and force harmful exposure on people against their will. Be sure to support with documentation from your experience.
- A moratorium should be placed on sales of new spectrum, transmitting utility meter installation, and installation of additional base stations for wireless service while biologically-based safety limits are being developed.

Respectfully submitted by

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March 5, 2013