

# INSTRUCTIONS for Filing Your COMPLAINT

## Concerning the Installation of the Smart Meter

1. Using the appropriate “EXAMPLES” provided, write your COMPLAINT and DECLARATION in your own words concerning the installation of a smart meter on your home or office, or the attempted installation, along with the circumstances surrounding or leading up to installation/ attempted installation, as well as your objections to smart meters. Your DECLARATION/ AFFIDAVIT is a crucial separate document which stands in support of your COMPLAINT.
2. You will be writing one COMPLAINT with attached EXHIBITS, and one DECLARATION in the form of an AFFIDAVIT (separate document) which will ultimately go to four different government offices. The **first** COMPLAINT will be hand carried to your local elected SHERIFF in person (always go with at least one witness who can double as a process server if necessary, and any others who also have similar COMPLAINTS). Do not give or leave your COMPLAINT with any deputies or clerks regardless of what they tell you. You want to be sure that the SHERIFF himself receives your COMPLAINT. This is very important. As you hand your COMPLAINT to the SHERIFF tell him that you have a CRIMINAL COMPLAINT that you want him to process. If the SHERIFF tells you he can't accept it because the matter is only a civil matter, tell the SHERIFF that your COMPLAINT is criminal in nature and that it has criminal elements attached. If the SHERIFF still refuses to accept your COMPLAINT, have your witness “serve” your COMPLAINT on the SHERIFF by handing it to him or dropping it on the desk/counter in front of him stating “you have been served” and then walk out.

The **second** COMPLAINT will be hand carried to the elected COUNTY PROSECUTOR in person (always go with at least one witness who can double as a process server if necessary, and any others who also have similar COMPLAINTS). Do not give or leave your COMPLAINT with any deputy prosecutor(s), only the elected PROSECUTOR in person. As you hand your COMPLAINT to the PROSECUTOR tell him that you have a CRIMINAL COMPLAINT that you want him to process. If the PROSECUTOR tells you he can't accept it because the matter is only a civil matter, tell the PROSECUTOR that your COMPLAINT is criminal in nature and that it has criminal elements attached. If the PROSECUTOR still refuses to accept your COMPLAINT, have your witness “serve” your COMPLAINT on the PROSECUTOR by handing it to him or dropping it on the desk/counter in front of him stating “you have been served” and then walk out.

The **third** COMPLAINT will be sent to the IDAHO ATTORNEY GENERAL, Attn.: RAÚL R. LABRADOR via USPS Certified Mail with Return Receipt (green signature card). Do not address your COMPLAINT to the CONSUMER PROTECTION DIVISION, only to Raúl R. Labrador.

The **fourth** COMPLAINT will be sent to the IDAHO PUBLIC UTILITIES COMMISSION, Attn.: JAN NORIYUKI, COMMISSION SECRETARY via USPS Certified Mail with Return Receipt (green signature card).

**NOTE:** Because we are already very late into this process, you will need to “fast-track” the process by first sending your COMPLAINT to the ATTORNEY GENERAL and the IDAHO PUBLIC UTILITIES COMMISSION. Then you can plan your strategy to take your COMPLAINT to the SHERIFF and COUNTY PROSECUTOR later.

3. **Filing your COMPLAINT with the IDAHO PUBLIC UTILITIES COMMISSION:** There are two Complaint processes with the IPUC. One is the “Informal” Complaint process which all new complainants must go through **first** by going to the IPUC website at <https://puc.idaho.gov> and filling out their application. The other is the “Formal” Complaint process which one can apply for **only** after the “Informal” Complaint process has run its course without any resolution. After applying for the “Informal” Complaint process on their website, email a **PDF** copy of your

COMPLAINT, DECLARATION in the form of an AFFIDAVIT, and EXHIBITS to the secretary of the Commission at [jan.noriyuki@puc.idaho.gov](mailto:jan.noriyuki@puc.idaho.gov). Then mail your original COMPLAINT, with your DECLARATION (all with the blue ink signatures) and EXHIBITS, Certified Mail, return receipt to:

JAN NORIYUKI, COMMISSION SECRETARY  
IDAHO PUBLIC UTILITIES COMMISSION  
PO Box 83720  
Boise, ID 83720-0074

4. Writing your DECLARATION in the form of an AFFIDAVIT. Your DECLARATION should be short and to the point, stating the facts of what happened, when it happened, who the players are, what crimes, if any were committed against you, the injury/harm that you suffered, and witness(es), etc. Make only statements of fact, leaving out your opinions and desires. Try to keep each statement of fact to two sentences only.

Understand that Declarations and Affidavits are very powerful instruments, because an uncontested DECLARATION or AFFIDAVIT stands as fact in law. They are also your authority to bring forth an actual COMPLAINT that the SHERIFF and PROSECUTOR can proceed on. Typically it is your DECLARATION or AFFIDAVIT which identifies you as the injured party.

5. **Signatures and Notary Seal:** When preparing your documents for service, you will make 4 “original” copies of your COMPLAINT, DECLARATION, and EXHIBITS. One addressed to the SHERIFF, one to the COUNTY PROSECUTOR, the ATTORNEY GENERAL, and the IDAHO PUBLIC UTILITIES COMMISSION. These four “originals” will need two witness signatures each where noted. All signatures need to be in blue ink only, never black. All four DECLARATIONS in the form of an AFFIDAVIT needs to be Notarized, the COMPLAINTS do not. A fifth copy you will retain for your records. All witnesses and the Notary must be present at the same time in order to witness you signing your COMPLAINTS and DECLARATIONS.
6. If you already have a smart meter installed on your home or office and you expressed to ROCKY MOUNTAIN POWER/PACIFICORP that you did not want a smart meter but they installed it anyway, or if you are just finding out that ROCKY MOUNTAIN POWER/PACIFICORP installed a smart meter without your knowledge and you don’t want it, use the “**[ 1 ] COMPLAINT To A. G. - Example, Installed**” and “**[ 5 ] DECLARATION / AFFIDAVIT – Example**” located in the attachments to write your COMPLAINT and DECLARATION to the ATTORNEY GENERAL. Be sure to include any EXHIBITS you may have.
7. If you do not currently have a smart meter installed and are facing termination of electric power service by ROCKY MOUNTAIN POWER/PACIFICORP for refusing a smart meter, use the “**[ 3 ] COMPLAINT To A. G. - Example, Not Installed**” and “**[ 5 ] DECLARATION / AFFIDAVIT – Example**” to write your COMPLAINT and DECLARATION to the ATTORNEY GENERAL. Be sure to include any EXHIBITS you may have.
8. When you have finished writing your COMPLAINT to the ATTORNEY GENERAL and the IDAHO PUBLIC UTILITIES COMMISSION, you can just take one of these and copy it and then change the address on the first page to that of the SHERIFF and the other to the COUNTY PROSECUTOR.
9. Whenever you mail or hand serve your COMPLAINT, fill out a PROOF OF SERVICE document and retain it for your records. This is very important, do not neglect this. You will find the examples titled “**[ 8 ] PROOF OF SERVICE – By Mail**” and “**[ 9 ] PROOF OF SERVICE By Hand**” in the attachments.