

**Agenda for National Conference Call  
Friday, August 26, 2022  
1:00pm-3:00pm EST**

***SPECIAL GUEST:  
ERICA ROSENBERG, FORMER NEPA ATTORNEY AT THE FCC***

1:00 - 1:02	Hello's
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1:03 – 1:25

**Updates on Hearings and Comments** (see below the agenda for details):  
Odette Wilkens

- Draft submission to the Upper Delaware Council in NYS
- EPA Nomination to serve on Children’s Health Protection Advisory Committee (Federal Advisory Committee) – Theodora Scarato
- New meter measures 5G ultrawide band <https://rfinfo.co.uk/radiation-meters/>
- Senators Ask FCC to Delay Ligado 5G Deployment Due to Harmful Interference Risks to DoD, GPS, and Satellites, <https://www.activistpost.com/2022/08/senators-ask-fcc-to-delay-ligado-5g-deployment-due-to-harmful-interference-risks-to-dod-gps-and-satellites.html>
- CNN Coverage on Fiber’s Superiority for Transmission Capacity, <https://www.youtube.com/watch?v=4DIKVY5NbA>
- On FCC website: EHT’s Scientific Research of Studies from 2019 to present (1700+ pages), <https://ehtrust.org/wp-content/uploads/Scientific-Research-with-Studies-FCC-Submission-Ehtrust.org-.pdf>

**Court Decisions:**

- PA Supreme Court Decision on Smart Meters,\* <https://zero5g.com/2022/victory-federal-judge-rejects-fcc-order-limiting-towns-powers-to-regulate-wireless-facilities/>
- Victory in Flower Hill, NY\*\*  
Judge Says Village’s Denial of Small Cell Applications Was Legal and Reasonable, <https://mailchi.mp/f866723851bc/breaking-victory-against-5g-in-flower-hill?e=236b87866a>
- EMS Guidelines (Ruth Moss (NY) on transportation, hotels)
- EMS Accommodation success in UK  
UK Tribunal Rules that UK Child Must be Accommodated (also see attached)  
<https://phiremedical.org/education-health-care-plan-ehcp-awarded-aug-2022-for-uk-child-on-the-basis-of-electromagnetic-hypersensitivity-ehs/>

**Andrew Campanelli Video:**

Compliments of Doris Knick: (first 3 minutes encapsulates a lot of law)  
<https://drive.google.com/file/d/1tLEWrUuurA3KhWrLipjEIu3oTfxZixjW/view>

**Initiatives:**

- Global 5G Protest – September 24/25, 2022 <https://www.facebook.com/groups/548912049259423>
- Open Letter to the United Nations, 2020,

1:26 – 1:35	Kirstin Beatty – Last Tree Laws (MA) – on filing state petitions
1:36 – 1:41	Robert Janku – Green Party candidate running for Montgomery County Council requesting info on EMFs; and video (:30): <a href="https://www.youtube.com/watch?v=2bXtJPy6w2">https://www.youtube.com/watch?v=2bXtJPy6w2</a>  (Sandi Mauer of emfsafetynetwork.org is now a candidate for city council in Sebastopol, CA)
1:42 – 1:46	Donna Ott – Dr. Robert Brown’s seminar Wednesday, August 24, 2022 7pm EST (see attached)
1:47 – 1:51	Andrea Mercier – Dr. Dariusz Leszczynski’s project; was in the WHO’s IARC working group that classified EMF as a 2B human carcinogenic in 2011 <a href="https://betweenrockandhardplace.wordpress.com/2022/04/11/grant-awarded-leszczynskis-ehs-project-has-started-and-is-looking-for-additional-volunteers/">https://betweenrockandhardplace.wordpress.com/2022/04/11/grant-awarded-leszczynskis-ehs-project-has-started-and-is-looking-for-additional-volunteers/</a>
1:52 – 2:35	<b>Erica Rosenberg – former NEPA attorney at the FCC***</b>

2:36 – 2:44	<p><b>Gigi Sohn as FCC Commissioner:</b>  <b>Sept 5 – send emails to Senators</b>  <b>Sept 6 – call Senators</b></p> <p><b>States to focus on:</b> Alaska, Arizona, Nevada, Montana, Colorado, Maine and West Virginia.</p> <p><b>US Senators to focus on:</b>  <b>Manchin – WVa – who knows people in Wva?</b>  Cortez – Matso – Nevada – <b>up for election</b>  Kelly – Arizona – <b>up for election</b> – tough race  Murkowski – Alaska – <b>up for election</b>  Collins – Maine</p> <p><b>Advice provided:</b></p> <ul style="list-style-type: none"> <li>• Show up on their campaigns b/c they remember people who helped them when they were in trouble. “I know that he is in a tough race and I hope he gets re-elected, I really want to emphasize the importance of confirming Gigi.”</li> <li>• “We need more women appointed to FCC; otherwise, it’ll be 4 men and 1 woman. Let’s support Pres Biden’s agenda.”</li> <li>• <b>Be persistent, be polite, be polite.</b></li> <li>• <b>No health, no wireless, no 5G.</b></li> </ul> <p><a href="https://www.benton.org/headlines/gigi-sohn%E2%80%99s-backers-dismiss-call-different-fcc-nominee">https://www.benton.org/headlines/gigi-sohn%E2%80%99s-backers-dismiss-call-different-fcc-nominee</a></p>
2:45 – 2:58	Open discussion and presentations from the floor
2:59 – 3:00	Closing remarks; next steps

\* Information from Scott McCullough: Case law states that the PA state agency in charge of ADA lacks jurisdiction over utility matters, so Public Utility Commission controls. However, the ruling does not preempt the ADA – it can’t. The federal statutes would need to be invoked in a venue that can adjudicate the federal disabilities laws. There are the ADA, FHAA and Rehab Act.

\*\* Flower Hill decision: “Most importantly, the Judge ruled that the provisions of the 1996 Act do not necessarily apply to the new uses of wireless to provide broadband and other services.

‘Improved capacity and speed are desirable (and, no doubt, profitable) goals in the age of smartphones,’ he wrote, ‘but they are not protected by the Act.’”

\*\*\*Erica Rosenberg served as Assistant Chief of the Competition and Infrastructure Policy Division of the FCC's Wireless Bureau for 7 or so years as a NEPA attorney. Erica has worked at various agencies as an environmental policy lawyer (including USEPA) and has worked as Committee staff/counsel (for both the US Senate and House) on public lands issues. Erica has been in academia, teaching public lands and legislation at the law school at Arizona State University. She has been a consultant to a range of environmental NGOs, including, most recently, NRDC (National Resources Defense Council).