

**DOCKET NO. 23-057-10**  
Formal Complaint of Marcia Darger dba Archimedes 5 LLC  
**HEARING on 8-28-2023**

First of all, I really appreciate the Court for giving me the opportunity and the time to send in this information. As you all noticed, I have no experience with this type of situation. I was asked if I had an attorney, but unfortunately we are experiencing hardships so we cannot afford an attorney. We are maintaining 3 properties not counting our home.

WE ARE INCLUDING:

- Voice recording of appointment with technician sent to the address 618 N. 2720 E. unit A on March 30th, 2023 around 9:22 AM.

Recording started with the phone call from the technician letting me know that he was being sent to the residence. 20 minutes later I met him at the address, (I do not live there, the unit is empty and has been empty for over a year going on 2 years).

- Photos from the meters, showing the physical conditions. As far as I know that meter, (Unit A), has been there since August 2014, (date when we acquire the property), and one photo of meter, (Unit B), showing that it was only partially spray painted, ( Dated June 2023).

OUR CLOSING STATEMENT:

According to the the list of items given on the document issued by the Court on August 10, 2023 concerning the part that addresses Dominion Energy Utah, (DEU), to be prepared to specifically address the following noted:

Dominion Energy had a couple of employees, (I assume), give reports and when I cross-examined them, I felt that their answers were inconclusive and for some answers they stated that they didn't know. This left us thinking that there were too many unanswered questions, making their argument very weak with limited supporting evidence, therefore it doesn't prove their argument.

As I stated earlier I am not an expert with or have any experience concerning this type of Court setting and it definitely showed. We are simply concerned Consumers that are trying to figure out and understand what happened. We want a fair decision in this case, we are not asking for handouts and we only want to pay what is properly due and to get to the bottom of what went wrong.

The Technician stated that in some instances the needles stick and jump, (this statement can be heard on the voice recording), so maybe it's this or maybe it is that something, (spray paint, humidity/ice), that got into the case of the meter's needles, possibly from painting or from the irrigation system. The location of the meter is where the sprinklers hit it directly every time that particular station comes on.

I don't recall the witnesses testifying as to when the existing meter had been installed prior to the Technician changing it on March 30, 2023. The appearance of the meter shows that there was a lot to be concerned about by looking at it's condition, something that the witness failed to acknowledge in his report, (Photos provided).

The reason why I am leaning toward the reason of the spray paint being the cause of the issue is because when comparing Unit A and Unit B that at that time were in the same situation, (both empty), is because I noticed that the meter in Unit B was only partially spray painted, which is an important difference to consider and that was the reason it raised concerns. (Photo taken in June 2023 and provided) As an **IMPORTANT NOTE:** Unit B, billings did not spike like Unit A's did.

Even after the Technician verified that everything is turned off at the residence(s) we didn't close the account(s) because we wanted to see if the new meter(s) would perform properly. However we hadn't expected this Legal process to take this long and unfortunately for us, we are being charged the basic monthly fees.

Our contention is that for some unknown reason either the meter itself, inaccurate meter readings, or something that made the needles speed up may have led to improper readings, and caused the billing's to overcharge us. Our support is that the systems in the residence which use gas, the water heater and furnace, had been turned completely off, (verified by the Technician that was sent to the address), but the billings continued to rise after the fact.

To finalize our closing statement, all we are asking is for the court to make a fair decision.

Thank you,  
M Darger