

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, DECEMBER 8, 2016 (AP)
10:00 A.M.**

**MAIN HEARING ROOM NO. 1
SECOND FLOOR COMMONWEALTH KEYSTONE BUILDING**

The Commission will act on various matters at today's meeting, which is open to the public. However, since adequate forums have been made available for public participation in cases before the Commission, there will be no opportunity for the public to address the Commission.

The attached agenda is complete at the time of issuance, but other items may be added and some stricken without further notice.

The listing of an item on the agenda does not necessarily mean that the Commission will take final action on it at this meeting. When the Commission does take final action, its decision---except on routine, uncontested tariff filings---will be put in writing and served on the interested parties and made public at the time it is entered and served.

All public documents---such as orders, opinions, hearing transcripts, comments, initial and recommended decisions, and the like---relating to items on the agenda, may be examined in the Commission's File Room located in Room N-201, Second Floor, this Building.

The Commissioners seated on the bench are:

COMMISSIONER	VICE CHAIRMAN	CHAIRMAN	COMMISSIONER	COMMISSIONER
Robert F. Powelson	Andrew G. Place	Gladys M. Brown	John F. Coleman, Jr.	David W. Sweet

THE TAKING OF PHOTOGRAPHS IS PERMITTED PROVIDED FLASH IS NOT USED.

The Next Public Meeting is Tentatively Scheduled for Thursday, December 22, 2016 at 10:00 A.M.

Minutes of the Meeting of Thursday, October 27, 2016 (JFC)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, DECEMBER 22, 2016, AT 10:00 A.M. IN HEARING ROOM #1, SECOND FLOOR, COMMONWEALTH KEYSTONE BUILDING, 400 NORTH STREET. AN AGENDA FOR PUBLIC MEETING WILL BE MADE AVAILABLE TO ALL COMMISSIONERS AND INTERESTED PERSONS PRIOR TO THE PUBLIC MEETING.

ALSO, THE COMMISSION HELD AN EXECUTIVE SESSION ON WEDNESDAY, DECEMBER 7, 2016, AT 1:00 PM IN THE JR. EXECUTIVE CHAMBERS, THIRD FLOOR, COMMONWEALTH KEYSTONE BUILDING

THE COMMISSION'S AGENDA WILL BE LIMITED TO:

1. DISCUSSING PERSONNEL MATTERS.
2. CONSULTING WITH ITS LEGAL OR TECHNICAL STAFF ABOUT ACTIONS WHICH THIS COMMISSION IS LITIGATING BEFORE OTHER ADMINISTRATIVE AGENCIES OR COURTS.
3. DISCUSSING CASES WHICH WILL BE COMMENCED OR ADJUDICATED BY COMMISSION ACTION.
4. REVIEWING LEGALLY PRIVILEGED OR CONFIDENTIAL MATTERS.
5. DISCUSSING COLLECTIVE BARGAINING ISSUES.
6. CONSIDERING THE PURCHASE OR LEASE OF REAL ESTATE.

AN AGENDA FOR THE EXECUTIVE SESSION WILL BE DISTRIBUTED TO ALL COMMISSIONERS IN ADVANCE OF THIS SESSION. THIS NOTICE IS PROVIDED IN ACCORDANCE WITH ACT 84 OF 1986, KNOWN AS THE SUNSHINE ACT.

COPIES OF CHAIRMAN AND COMMISSIONERS'
MOTIONS AND STATEMENTS WILL BE
AVAILABLE FOR PICK-UP
IMMEDIATELY AFTER PUBLIC MEETING
IN JR. EXECUTIVE CHAMBERS
THIRD FLOOR, COMMONWEALTH KEYSTONE BUILDING

PENNSYLVANIA PUBLIC UTILITY COMMISSION

FINAL AGENDA

December 08, 2016

BUREAU OF AUDITS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2485264-AUD	D-2015-2485264 D-2015-2485265 D-2015-2485266	PEOPLES NATURAL GAS COMPANY LLC, PEOPLES NATURAL GAS COMPANY LLC – EQUITABLE DIVISION, AND PEOPLES TWP LLC - Focused Management & Operations Audit. Peoples Companies have submitted an Implementation Plan dated 11/9/16, indicating acceptance of all 21 recommendations. RECOMMENDATION: That the Commission make the Audit Report and Peoples Companies' Implementation Plan public.
Vote 5-0		
2576052-AUD	D-2016-2576052	PPL ELECTRIC UTILITIES CORPORATION - Stratified Management and Operations Audit. PPL has submitted an Implementation Plan dated 11/9/16, indicating acceptance of 72 recommendations, partial acceptance of 40 recommendations and rejection of 6 recommendations. RECOMMENDATION: That the Commission make the Audit Report and PPL's Implementation Plan public.
Statement by Chairman Brown Vote 5-0		

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
1121115-OSA	M-00900239	PENNSYLVANIA TELECOMMUNICATIONS RELAY SERVICE ADVISORY BOARD
Vote 5-0		<p>- The Commission's Order of 5/29/90, established a Telecommunications Relay Service (TRS) Advisory Board. The Commission then appointed members to the TRS Advisory Board for two-year terms. The current nominee is to serve a 2-year term that will expire on 1/31/19.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order appointing the nominee to serve on the TRS Board for a 2-year term, terminating on 1/31/19.</p>
2304183-OSA	C-2012-2304183 C-2012-2304324	SBG MANAGEMENT SERVICES INC/COLONIAL GARDEN REALTY COMPANY LP VS PHILADELPHIA GAS WORKS AND SBG MANAGEMENT SERVICES INC/SIMON GARDEN REALTY COMPANY LP VS PHILADELPHIA GAS WORKS
Vote 5-0		<p>- Formal Complaints filed on 5/11/12. Both Complaints, in substantially similar allegations, challenged, inter alia, the accuracy of utility bills and the lawfulness of PGW's billing methodology for the past due accounts balances for gas service that PGW provides. The cases were assigned to ALJ Vero and consolidated for purposes of hearing and disposition. On 9/17/15, the Initial Decision of ALJ Vero was issued which sustained the Complaints, in part. Exceptions were filed by PGW on 10/7/15.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order, which grants in part and denies in part the Exceptions of PGW, and adopts the Initial Decision, as modified, consistent with the discussion.</p>
2384765-OSA	A-2013-2384765	PENNDOT
Vote 5-0		<p>- On 12/3/15, the Commission entered an Order approving PennDOT's application for approval to replace the existing bridge where State Route 0351 crosses over tracks of CSX Transportation, Inc., (DOT 584 892 N) in Koppel Borough, over the Beaver River, and over one track of Norfolk Southern Railway Co. (DOT 503 759 M), in North Sewickley Township, all within Beaver County. The Order also directed that certain property be apportioned for the purpose of the proposed project, pursuant to Section 2702 of the Public Utility Code. 66 Pa. C.S. § 2702. On 6/2/16, PennDOT filed a Petition to Modify Order. No response to the Petition has been filed.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order which grants the petition.</p>

2476211-OSA **P-2015-2476211** **BOROUGH OF CORNWALL**
Vote 5-0 - By Tentative Order entered 8/11/16, the Commission, inter alia, granted the above-captioned Petition for a Declaratory Order. The Tentative Order became final by its terms on 9/12/16. The Cornwall Borough, Lebanon County, Municipal Authority filed a Petition for Review with the Commonwealth Court on 9/26/16. On the same day, the Authority filed a Petition for Supersedeas with this Commission, requesting a stay of the Commission's Order until its appeal is resolved. The Borough of Cornwall filed an Answer to the Petition for Supersedeas on 10/6/16.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which grants the Petition for Supersedeas.

2477321-OSA **C-2015-2477321** **DAVID HATCHIGIAN VS PECO ENERGY COMPANY**
Vote 5-0 - Formal Complaint filed on 4/10/15, alleging that PECO improperly failed to reconnect service at his vacant apartment absent an underwriter's certificate. On 5/1/15, PECO filed an Answer and New Matter to the Complaint. On 5/18/15, the Complainant filed a response to the New Matter. On 5/21/15, PECO filed a Motion for Judgment on the Pleadings, which was denied by ALJ Vero. An evidentiary hearing convened on 9/29/15. In an Initial Decision, issued 1/21/16, ALJ Fordham dismissed the Complaint for the failure to sustain the burden of proof. The Complainant filed Exceptions on 2/10/16. PECO filed Replies to Exceptions on 2/24/16.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2478642-OSA **A-2015-2478642** **BURGITS ELECTRIC CITY TAXI INC**
Vote 5-0 - Application filed on 4/15/15, to transport persons upon call or demand between points in the City of Scranton, Lackawanna County, and within 15 air miles from the limits thereof. Scranton Transportation, LLC t/a Yellow Cab of Lackawanna and McCarthy Flowered Cabs, Inc. filed Protests on 6/1/15. In an Initial Decision issued 3/29/16, ALJ Jandebeur denied Burgit's Application. Burgit's filed Exceptions, and McCarthy and Scranton Transportation each filed Replies to Exceptions. By Order entered 10/27/16, the Commission reversed the Initial Decision and granted the Application. On 11/14/16, McCarthy and Scranton filed a Joint Petition for Reconsideration of the Order. An Opinion and Order granting the Joint Petition pending further review of, and consideration on, the merits was adopted by the Commission by notational vote on 11/16/16 and served on 11/16/16.

RECOMMENDATION:

That, consistent with 4 Pa. Code § 1.43(c), this action be recorded and entered in the minutes of this public meeting.

2493073-OSA A-2015-2493073

AIRQUEST AVIATION LP

Vote 5-0

- Application filed on 7/6/15, seeking approval to transport, as a common carrier, by motor vehicle, persons in limousine service, between points within the counties of Butler and Allegheny in PA. By a Secretarial Letter issued on 12/16/15, the Commission approved the application conditioned upon the Applicant filing permanent proof of insurance and an acceptable tariff within 60 days. By a Secretarial Letter issued on 2/26/16, the application was dismissed for failure of Airquest to comply with the 12/16/15 Secretarial Letter. On 3/12/16, Airquest filed a Petition for Reconsideration of Staff Action in response to the 2/26/16 Secretarial Letter.

RECOMMENDATION:

That the Commission that the Commission adopt the proposed Opinion and Order that denies the petition.

2513390-OSA A-2015-2513390

ALLEGHENY MEDICAL TRANSPORT INC

Joint Motion by Commissioner Powelson and Commissioner Sweet

Vote 5-0

- Application filed 11/6/15, for the right to transport as a common carrier, by motor vehicle, persons in paratransit service, from points in the counties of Allegheny and Washington, to points in PA, and return. The Commission approved the Application by Secretarial Letter issued 4/11/16. The Commission issued a Certificate of Public Convenience to the Applicant by Secretarial Letter issued 5/18/16. On 6/6/16, Green's Taxi, Inc. filed a Petition for Reconsideration from Staff Action relating to both Secretarial Letters.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which grants the Petition, rescinds the Secretarial Letters, and remands the case to the OALJ for such further proceedings as may be necessary.

2526627-OSA P-2016-2526627

PPL ELECTRIC UTILITIES CORPORATION

Vote 5-0

- Petition filed 1/29/16, seeking approval of its Default Service Plan (DSP) IV effective 6/1/17. On 7/19/16, the Settling Parties filed a Joint Petition for Approval of Partial Settlement reserving one issue for litigation. On 8/17/16, the Commission issued ALJ Colwell's Initial Decision wherein she recommended: (1) approval of the Partial Settlement, with one modification; (2) approval of PPL's Petition, as modified by the Partial Settlement; and (3) adoption of the Customer Assistance Program Standard Offer Program proposed by the parties, with one modification. In an Order issued on 10/27/16, the Commission adopted the ALJ's Recommended Decision, as clarified and modified. On 11/14/16, RESA filed a Petition for Reconsideration of the 10/27/16 Final Order. An Opinion and Order granting the Petition for Reconsideration pending further review of, and consideration on, the merits was adopted by the Commission by notational vote on 11/16/16 and served on 11/16/16.

RECOMMENDATION:

That consistent with 4 Pa. Code 1.43(c), this action be recorded and entered in the minutes of this public meeting.

2534980-OSA P-2016-2534980

Statement by Chairman Brown

Vote 5-0

PECO ENERGY COMPANY

- Petition filed on 3/17/16, seeking approval of its Default Service Plan (DSP) IV, effective 6/1/17. An evidentiary hearing was held on 7/14/16. On 7/28/16, the Settling Parties filed a Joint Petition for Partial Settlement, reserving one issue for litigation. On 8/11/16 Objections to the Partial Settlement were filed by Noble Americas Energy Solutions LLC. On 10/4/16 the Commission issued the Recommended Decision of ALJ Fordham. On 10/14/16, Exceptions were filed by Noble and the Office of Consumer Advocate, and Joint Exceptions were filed by the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania and the Tenant Union Representative Network and the Action Alliance of Senior Citizens of Greater Philadelphia. On 10/21/16, Replies to Exceptions were filed by PECO and the Retail Energy Supply Association, and a letter in Lieu of Reply Exceptions was filed by the Philadelphia Area Industrial Energy Users Group.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2536806-OSA M-2016-2536806

Vote 5-0

GREAT AMERICAN POWER LLC

- On 10/29/13, the Bureau of Investigation and Enforcement instituted an informal investigation of Great American Power pertaining to allegations of electric generation supplier (EGS) marketing violations. Based on its investigation, I&E determined there was sufficient data to substantiate allegations of violations of the Commission's Regulations pertaining to standards for changing EGSs, and was prepared to file a formal complaint against Great American. On 3/28/16, the parties submitted a Settlement Agreement and Statements in Support of the Settlement Agreement to resolve this matter. By Order entered 9/15/16, the Commission directed the filing of Supplemental Statements in Support of the Settlement Agreement. The parties filed a Joint Supplemental Statement in Support of the Settlement on 10/17/16.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that issues the Settlement Agreement for comments.

2542922-OSA

C-2016-2542922

PUC - INVESTIGATION AND ENFORCEMENT VS NICHOLAS MOVING AND STORAGE INC

Vote 5-0

- Complaint filed on 5/2/16, alleging that Respondent failed to pay its assessment amount for Fiscal Year 2015-2016. I&E requested that the Respondent be ordered to pay \$568 (consisting of the outstanding assessment balance of \$494 and a civil penalty of \$74) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 7/12/16, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and civil penalty. No Answer to the Motion was filed. On 5/3/16, the Respondent's certificate was cancelled for failure to file evidence of insurance with the Commission.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order, which grants the Motion, consistent with the discussion therein.

2543174-OSA

C-2016-2543174

PUC - INVESTIGATION AND ENFORCEMENT VS LANDON'S GENERAL HAULING LLC

Vote 5-0

- Complaint filed on 5/3/16, alleging that Respondent violated Section 510(c) of the Public Utility Code (Code), 66 Pa. C.S. § 510(c) by failing to pay the Commission's assessment of \$398 for the 2015-2016 Fiscal Year. I&E requested that the Respondent file an Answer within 20 days of service of the Complaint and that a \$60 civil penalty be imposed on the Respondent if it did not respond. No Answer was filed. On 7/12/16, I&E filed a Motion for Default Judgment requesting that the Commission enter a default Order against Respondent that, inter alia, directs the Respondent to pay its outstanding assessment of \$398 for the 2015-2016 Fiscal Year and the \$60 civil penalty, for a total of \$458, within 30 days of the Commission's Order, and that if the outstanding assessment and civil penalty are not paid, the Bureau of Technical Utility Services be directed to cancel the Respondent's certificate.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which grants the Motion for Default Judgment.

2571866-OSA

A-2016-2571866

VERIZON PENNSYLVANIA LLC AND EMERGENCY NETWORKS LLC

Vote 5-0

- Joint Petition filed on 10/17/16, seeking approval of an Interconnection Agreement and Amendment No. 1 pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 10/29/16. No comments or protests were received.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that grants the Joint Petition.

2571880-OSA

A-2016-2571880

VERIZON NORTH LLC AND EMERGENCY NETWORKS LLC

Vote 5-0

- Joint Petition filed on 10/17/16, seeking approval of an Interconnection Agreement and Amendment No. 1 pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 10/29/16. No comments or protests were received.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that grants the Joint Petition.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2536924-TUS Vote 5-0	A-2016-2536924	CLEAR-RUN INC - Application filed on 4/8/16, for approval to sell its wastewater system to Orange Township and abandon wastewater service to the public in Orange Township, Columbia County, PA. Clear-Run submitted proofs of publication and service to the appropriate entities. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order.
2557226-TUS Vote 5-0	A-2016-2557226	AGGRESSIVE ENERGY LLC - Application filed on 7/19/16, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a supplier to large commercial, industrial, and governmental customers in all of the electric distribution company service territories throughout PA. RECOMMENDATION: That the Commission adopt the proposed Order.
2562059-TUS Vote 5-0	A-2016-2562059	NANIA ENERGY INC - Application filed on 8/17/16, for approval to offer, render, furnish, or supply natural gas services as a broker/marketer to small commercial, large commercial, industrial and governmental customers in the natural gas distribution company service territories of Valley Energy, UGI, UGI Central Penn Gas, UGI Penn Natural Gas, PECO, PGW, NFGD Corp., Peoples Natural Gas, Peoples TWP, Peoples Natural Gas -Equitable, and Columbia Gas. RECOMMENDATION: That the Commission adopt the proposed Order.
2564184-TUS Vote 5-0	A-2016-2564184	AQUA PENNSYLVANIA INC - Application filed on 8/30/16, for approval of the right to offer, render, furnish and supply water service in an additional portion of Charlestown Township, Chester County, PA. Aqua submitted proofs of publication and service to the appropriate entities. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order.

2566365-TUS Vote 5-0	A-2016-2566365	<p>AMERICAN TRANSMISSION SYSTEMS INC</p> <p>- Application filed on 9/12/16, for approval for a Certificate of Public Convenience conferring upon ATSI the status of a Pennsylvania public utility Under 66 Pa. C.S. § 102. The application is filed pursuant to Chapter 11 of the Public Utility Code and the Commission's Order entered on 8/11/16 at Docket No. P-2013-2388149.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
2566410-TUS Vote 5-0	A-2016-2566410 A-2016-2566411 S-2016-2566557 S-2016-2566558	<p>RCN TELECOM SERVICES (LEHIGH) LLC AND RCN TELECOM SERVICES OF PHILADELPHIA LLC</p> <p>- Applications filed on 9/7/16, for approval of a general rule transfer of control and for registration of securities certificates to participate in certain financing arrangements. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the applications and register the securities certificates consistent with the proposed Order.</p>
2567451-TUS Vote 5-0	A-2016-2567451	<p>PENNSYLVANIA AMERICAN WATER COMPANY – WASTEWATER DIVISION</p> <p>- Application filed on 9/19/16, for approval of the right to offer, render, furnish, or supply wastewater service to the public in an additional portion of Fairview Township, York County, PA. PAWC-WD submitted proofs of publication and service to the appropriate entities. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
2569518-TUS Vote 5-0	A-2016-2569518	<p>YORK WATER COMPANY</p> <p>- Application filed on 10/3/16, for approval to acquire the water distribution system assets of the Stockham's Village Mobile Home Park in Reading Township, Adams County, PA. York Water submitted proofs of publication and service to the appropriate entities. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

2569850-TUS	A-2016-2569850	THE ERIC RYAN CORPORATION
Vote 5-0		<p>- On 10/6/16, the Commission accepted The Eric Ryan Corporation's application to offer, render, furnish, or supply natural gas services as a broker/marketer to small commercial, large commercial, industrial and governmental customers in the natural gas distribution company service territories of Valley Energy, UGI, UGI Central Penn Gas, UGI Penn Natural Gas, PECO, PGW, NFGD Corp., Peoples Natural Gas, Peoples, Peoples Natural Gas Company- Equitable Division, and Columbia Gas, within PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
2570685-TUS	S-2016-2570685	DUQUESNE LIGHT COMPANY
Vote 5-0		<p>- Securities certificate filed 10/5/16, with respect to the issuance of debt in a principal amount not to exceed \$500 million. No protests were filed and no hearings were held. Duquesne voluntarily extended the consideration period to 12/9/16.</p> <p>RECOMMENDATION:</p> <p>That the Commission register the securities certificate consistent with the proposed Order.</p>
2571727-TUS	R-2016-2571727	SUEZ WATER BETHEL INC
Vote 5-0		<p>- Tariff Water - Pa. P.U.C. No. 4 filed 10/11/16, to cancel and supersede Tariff Water - Pa. P.U.C. No. 3, proposing to reflect the name change of the entity formerly known as United Water Bethel Inc. to SUEZ Water Bethel Inc., to delete certain outdated pages from Tariff Water – Pa. P.U.C. No. 3 and add several definitions. No complaints were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
2572293-TUS	A-2016-2572293	PPL ELECTRIC UTILITIES CORPORATION
Vote 5-0		<p>- Letter of Notification filed on 10/20/16, for approval to construct approximately 0.4 miles of new 500 kV Transmission Lines in Salem Township, Luzerne County, PA, to interconnect a new independent power producer to the electric grid. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

2572602-TUS

S-2016-2572602

S-2016-2572603

Vote 5-0

CONSOLIDATED COMMUNICATIONS OF PENNSYLVANIA
COMPANY LLC AND CONSOLIDATED COMMUNICATIONS
ENTERPRISE SERVICES INC

- Securities Certificate filed 10/20/16, for the guarantee of debt under an amended and restated credit agreement. On 11/10/16, the Registrants voluntarily extended the consideration period until 12/23/16.

RECOMMENDATION:

That the Commission register the securities certificate consistent with the proposed Order.

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2226044-LAW	P-2011-2226044	YOURTEL AMERICA INC D/B/A TERRACOM
Vote 5-0		<p>- Petition filed 9/19/16, seeking a waiver of the obligation to file for a renewal of Eligible Telecommunications Carrier (ETC) designation on the grounds that the change in ownership of YourTel's corporate parent was indirect and transparent to YourTel's customers and further impacted neither Yourtel's provision of lifeline service to Commonwealth customers nor YourTel's support from the Universal Service Fund.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed order.</p>
2446292-LAW	P-2014-2446292	PECO ENERGY COMPANY
Vote 5-0		<p>- Petition for an extension to its temporary waiver of regulations related to the required days in a billing period at 52 Pa. Code §§ 56.2 and 56.11. The Commission's regulations require jurisdictional electric distribution companies to be capable of effectuating a 3 business day, off-cycle switch when a residential or small commercial customer requests a change in electric supplier. See 52 Pa. Code §§ 57.173, 57.174 and 57.180. To meet these requirements, PECO bills customers on a supplier switch that involves a short period bill of less than 26 days and an on-cycle bill, resulting in more than one bill during a billing period. The Commission previously granted a temporary waiver through 12/31/16.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
2507139-LAW	M-2015-2507139	PECO ENERGY COMPANY
Vote 5-0		<p>- PECO's 2016-2018 Universal Service and Energy Conservation Plan was approved on 8/11/16. On 9/1/16, CAUSE-PA and TURN et al. filed a petition for reconsideration. Reconsideration was granted by short form order entered on 9/1/16, pending further review on the merits, pursuant to Pa. R.A.P. Rule 1701(b)(3).</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

2510230-LAW P-2015-2510230

NEUSTAR INC

Vote 5-0

- On 10/23/15, the North American Numbering Plan Administrator, NeuStar, Inc., in its role as the neutral third party NPA Relief Planner for Pennsylvania, acting on behalf of the Pennsylvania telecommunications industry filed a petition with the Commission requesting approval of its plan for the 717 Numbering Plan Area (NPA). According to the petition, the industry reached a consensus to implement an all services distributed overlay for the geographic area covered by the 717 NPA which would create a new area code to service the area. By an Order entered 10/27/16, the Commission adopted the recommendation to implement an all services distributed overlay as the form of area code relief for the 717 NPA and established a nine-month implementation schedule. On 11/14/2016, a Petition for Reconsideration was filed against certain portions of the implementation schedule set forth in the 10/27/16 Order.

RECOMMENDATION:

That the Commission adopt the proposed Order.

2556432-LAW L-2016-2556432

IMPLEMENTATION OF ACT 85 OF 2016

Motion by Commissioner Powelson

Joint Statement of Chairman Brown and Commissioner Coleman

Oral Dissenting Statement of Commissioner Sweet

Vote 4-1

- Pursuant to Act 85 of 2016, the Commission is required to issue temporary regulations concerning the taxi and limousine industries. By order entered 8/11/16, the Commission initiated a temporary rulemaking. That Order was published in the Pa. Bulletin. Numerous comments were filed.

RECOMMENDATION:

That the Commission adopt the proposed Order.

2562220-LAW P-2016-2562220
M-2014-2432515

PEOPLES NATURAL GAS COMPANY LLC - EQUITABLE DIVISION

Vote 5-0

- Equitable's 2015-2018 Universal Service and Energy Conservation Plan (USECP) was approved on 12/17/15, in conjunction with the Peoples USECP. PNGC now seeks to extend certain low-income pilot emergency repair provisions, applicable in the Peoples service territory, to the Equitable service territory. OCA and PULP support this alignment.

RECOMMENDATION:

That the Commission adopt the proposed Order.

2574379-LAW L-2016-2574379

IMPLEMENTATION OF ACT 164 OF CHAPTER 26

Vote 5-0

- On 11/4/16, Governor Wolf signed into law Act 164 of 2016 which provides the regulatory framework for transportation network company (TNC) service in PA. The Implementation Order provides a general outline of Act 164 and provides specific procedures and guidance governing the TNC license application process. Impounding procedures will be addressed at a later date.

RECOMMENDATION:

That the Commission adopt the proposed Order.

OFFICE OF ADMINISTRATIVE LAW JUDGE

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2548274-ALJ	C-2016-2548274	MELVIN BANKS VS PECO ENERGY COMPANY
Vote 5-0		<p>- Complaint filed 5/31/16, alleging that Respondent is threatening to shut off Complainant's electric service or has already shut off his service. In addition, the Complaint alleges that there are incorrect charges on Complainant's bills for the months of February and March of 2016. PECO filed its Answer on 6/16/16. Complainant did not appear for the 8/12/16 hearing. PECO moved to dismiss the Complaint.</p> <p>COMMISSION REVIEW:</p> <p>That the Commission adopt ALJ Vero's Initial Decision granting the Motion and dismissing the Complaint with prejudice for failure to appear for the hearing and prosecute the Complaint.</p>
2549430-ALJ	A-2016-2549430	COMFORT TRANS LLC
<u>Motion</u> by Commissioner Sweet		
Vote 5-0		<p>- Application filed 5/17/16 for the right to transport as a common carrier, by motor vehicle, persons in paratransit service, from the city and county of Philadelphia, and the counties of Bucks, Delaware and Montgomery, to points in PA, and return. A timely protest was filed by Joint Protestants via their counsels on 6/30/16. The Applicant has not obtained representation, nor has an attorney filed a notice of appearance on behalf of the Applicant.</p> <p>COMMISSION REVIEW:</p> <p>That the Commission adopt ALJ Guhl's Initial Decision dismissing the application.</p>
2549943-ALJ	A-2016-2549943	BLESSED TRANSPORTATION LLC
<u>Motion</u> by Commissioner Sweet		
Vote 5-0		<p>- Application filed 5/17/16 for the right to transport as a common carrier, by motor vehicle, persons in paratransit service, from the city and county of Philadelphia, and the counties of Bucks and Montgomery, to points in PA, and return. A timely protest was filed by Joint Protestants via their counsels on 6/5/16. The Applicant has not obtained representation, nor has an attorney filed a notice of appearance on behalf of the Applicant.</p> <p>COMMISSION REVIEW:</p> <p>That the Commission adopt ALJ Guhl's Initial Decision dismissing the application.</p>

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

December 08, 2016

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2549933-OSA Vote 5-0	A-2016-2549933 C-2016-2540868 A-00108950	LBS LIMO LLC; PUC – BUREAU OF INVESTIGATION AND ENFORCEMENT VS LAZER LIMOUSINE SERVICES INC - Application filed on 4/13/16, to acquire the operating rights of Lazer Limousine. On 5/2/13, I&E issued a Complaint against Lazer Limousine, alleging failure to maintain evidence of bodily injury and property damage liability insurance on file. No Answer to the Complaint was filed. Per Secretarial Letter of 6/13/16, the Commission sustained the Complaint and cancelled the Certificate of Lazer Limousine. Also on 6/13/16, the Commission issued a Secretarial Letter denying and dismissing the Petitioner's Application. On 7/1/16, Lazer Limousine and LBS Limo filed a Petition for Reinstatement of Certificate of Public Convenience for Purpose of Transfer and LBS Limo filed a Petition for Reconsideration of Staff Action of the dismissal of its application. No responses to the petitions have been filed. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2576951-TUS Vote 5-0	A-2016-2576951 A-2016-2559380 A-6419043	NIAZH INC T/A SAIVA MEDICAL TRANSPORTATION - Application for the right to transport, as a common carrier, by motor vehicle, persons who are clients of My Dayhouse Achievement Center, in paratransit service, between points in the counties of Bucks and Montgomery. RECOMMENDATION: That the Commission adopt the proposed order.