

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, JANUARY 18, 2024 (KB)
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. 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 CHAIR	CHAIRMAN	COMMISSIONER	COMMISSIONER
Kathryn L. Zerfuss	Kimberly Barrow	Stephen M. DeFrank	Ralph V. Yanora	John F. Coleman, Jr.

The Next Public Meeting is Tentatively Scheduled for Thursday, February 1, 2024 at 10:00 A.M.

Minutes of the Meeting of Thursday, December 7, 2023 (KZ)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, FEBRUARY 1, 2024, 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.

THE COMMISSION WILL HOLD ITS NEXT EXECUTIVE SESSION ON WEDNESDAY, JANUARY 31, 2024, AT 1:30 PM IN THE JR. EXECUTIVE CHAMBERS, THIRD FLOOR, COMMONWEALTH KEYSTONE BUILDING AS WELL AS VIA TELECONFERENCE.

THE COMMISSION'S AGENDA WILL BE LIMITED TO:

1. DISCUSSING PERSONNEL MATTERS.
2. CONSULTING WITH ITS LEGAL OR TECHNICAL STAFF REGARDING INFORMATION AND STRATEGY IN CONNECTION WITH CURRENT OR POTENTIAL LITIGATION.
3. DISCUSSING MATTERS RELATED TO THE INITIATION AND CONDUCT OF INVESTIGATIONS, AND QUASI-JUDICIAL DELIBERATIONS.
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.

**MOTIONS AND STATEMENTS OF THE CHAIRMAN
AND COMMISSIONERS WILL BE AVAILABLE
ON THE COMMISSION'S WEBSITE AT
WWW.PUC.PA.GOV AFTER PUBLIC MEETING.**

FOR YOUR SAFETY, PLEASE TAKE NOTE OF THE EXITS, DOWN THE STAIRS ON EITHER SIDE OF THE HALLWAY OUTSIDE OF HEARING ROOM 1. IN A TRUE EMERGENCY, A PUC EMPLOYEE IN AN ORANGE VEST WILL BE THERE TO HELP THOSE WHO NEED ASSISTANCE. ONCE YOU MOVE DOWN THE STAIRS, PLEASE EXIT ONTO NORTH STREET. ALSO, FOR YOUR CONVENIENCE, RESTROOMS ARE LOCATED ON THE ATRIUM LEVEL NEAR THE CAFETERIA.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

FINAL AGENDA

January 18, 2024

BUREAU OF AUDITS

AGENDA NO. 3031418-AUD

DOCKET NO. D-2022-3031418

NAME AND SUBJECT: NATIONAL FUEL GAS DISTRIBUTION CORPORATION

Auditors' Report on Purchased Gas Cost for the twelve months ended 11/30/20, 11/30/19, and 11/30/18.

RECOMMENDATION: That the Commission release the audit report to the public.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3031419-AUD

DOCKET NO. D-2022-3031419

NAME AND SUBJECT: NATIONAL FUEL GAS DISTRIBUTION CORPORATION

Auditors' Report on Low Income Residential Assistance for the twelve months ended 9/30/20, 9/30/19, and 9/30/18.

RECOMMENDATION: That the Commission release the audit report to the public.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3035587-AUD
DOCKET NO. D-2022-3035587

NAME AND SUBJECT: COLUMBIA WATER COMPANY

Auditors' Report on Distribution System Improvement Charge for the twelve months ended 12/31/21, 12/31/20, 12/31/19, and 12/31/18.

RECOMMENDATION: That that the Commission release the audit report to the public.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO. 3002924-OSA

DOCKET NO. C-2018-3002924

NAME AND SUBJECT: LINDA E BECK AND HUBERT P BECK VS PPL ELECTRIC UTILITIES CORPORATION

Formal Complaint (FC) filed on 6/13/18, seeking a directive that PPL Electric Utilities Corporation (PPL) remove a smart meter from the service address. On 7/12/18, PPL filed an Answer. On 1/26/19, the Complainants filed an Amended Complaint (AC). On 2/19/19, PPL filed an Answer to the AC. A hearing was held on 11/5/19. On 12/30/19, the Commission issued the Initial Decision (ID) of ALJ Barnes, which denied and dismissed the FC. On 1/15/20, the Complainants filed Exceptions to the ID. PPL filed Reply Exceptions on 1/31/20.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3003324-OSA

DOCKET NO. C-2018-3003324

NAME AND SUBJECT: JUDITH HENDIN VS METROPOLITAN EDISON COMPANY

Formal Complaint (FC) filed on 6/29/18, seeking to prevent Metropolitan Edison Company (Met-Ed) from installing a smart meter at her home. On 7/31/18, Met-Ed filed an Answer. A hearing was held on 12/19/19, 12/20/19, and 1/24/20. On 8/7/20, the Commission issued the Initial Decision (ID) of DCALJ Cheskis, which denied and dismissed the FC. On 8/27/20, the Complainant filed Exceptions to the ID. Met Ed filed Reply Exceptions on 9/9/20.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3011287-OSA
DOCKET NO. C-2019-3011287

NAME AND SUBJECT: CHARLES AND SYLVIA BOLTE VS METROPOLITAN EDISON COMPANY

Formal Complaint (FC) filed on 6/29/19, opposing the installation of a smart meter and alleging, *inter alia*, health, privacy, and safety concerns. On 7/22/19, Metropolitan Edison Company (Met-Ed) filed an Answer and New Matter, denying the material allegations of the FC. Also, on 7/22/19, Met-Ed filed Preliminary Objections (POs) challenging the FC. On 9/17/19, ALJ Myers issued an Interim Order denying the POs. On 1/8/20, the Complainants filed an Amended Complaint (AC). On 2/6/20, Met-Ed filed an Answer to the AC. On 2/25/20, the Complainants filed a Reply to Met-Ed's Answer to the AC. On 3/3/20, the ALJ confirmed that an agreement had been reached regarding, *inter alia*, the desire of the Parties to forego a telephonic hearing in this matter. On 4/27/20, the ALJ advised the Parties that, *inter alia*, the Parties were in agreement that a hearing was not necessary. On 8/12/20, ALJ Myers issued the Initial Decision. On 9/1/20 the Complainants filed Exceptions. Met Ed filed Replies to Exceptions on 9/10/20.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3023624-OSA
DOCKET NO. C-2021-3023624

NAME AND SUBJECT: CONYNGHAM TOWNSHIP VS SANITARY SEWER AUTHORITY OF THE BOROUGH OF SHICKSHINNY

Formal Complaint (FC) filed on 1/7/21, alleging that the Sanitary Sewer Authority of the Borough of Shickshinny (SSABS) is operating in Conyngham Township (Township) by providing wastewater treatment and disposal service beyond its jurisdictional limits without a Commission-issued Certificate of Public Convenience (Certificate), and requesting that the Commission order SSABS to immediately stop billing residents of the Township and return all monies collected until a valid Certificate is obtained. In an Opinion and Order entered on 11/1/23 (November 2023 Order), the Commission granted, in part, and denied, in part, the Exceptions of SSABS, and modified the ALJ’s Initial Decision, concluding that the Commission lacks jurisdiction over the rates and services of municipal authorities like SSABS. On 11/14/23, the Township filed a Petition for Reconsideration. On 11/15/23, the Commission’s Bureau of Investigation and Enforcement filed a Letter in Support of the Petition in lieu of filing a Petition for Reconsideration. On 11/22/23, SSABS filed an Answer to the Petition.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3037611-OSA
DOCKET NO. F-2023-3037611

NAME AND SUBJECT: ROB NABORN AND CYNTHIA PRONKO VS PECO ENERGY COMPANY AND DIRECT ENERGY SERVICES LLC

Formal Complaint (FC) filed on 12/22/22, averring that PECO Energy Company (PECO) terminated an existing gas supply contract with Direct Energy Services, LLC (Direct Energy) and made itself the gas supplier at a higher rate. The FC was later amended to include Mr. Naborn’s wife, Cynthia Pronko. On 2/1/23, Direct Energy filed an Answer, New Matter, and Preliminary Objections. On 2/6/23, PECO filed an Answer. On 9/6/23, the Commission issued the Initial Decision (ID) of ALJ Ashton sustaining the FC and assessing civil penalties upon both Direct Energy and PECO. On 9/13/23, PECO submitted payment of its civil penalty. On 9/26/23, Direct Energy filed Exceptions to the ALJ’s ID. No Reply Exceptions were filed.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3037933-OSA

DOCKET NO. R-2023-3037933 C-2023-3038846 ET AL

NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION ET AL VS PHILADELPHIA GAS WORKS

Supplement No. 159 to Tariff Gas Service – Pa. PUC No. 2 and Supplement No. 105 to Tariff Gas Supplier – Pa. PUC No. 1 filed on 2/27/23, proposing annual increase in base rate revenues of \$85.8 million, or about 10.3%, based on a fully projected future test year ending 8/31/24. Evidentiary hearings were held and a Recommended Decision was issued on 9/5/23. On 9/15/23, Philadelphia Gas Works (PGW), the Office of Consumer Advocate (OCA), Philadelphia Industrial and Commercial Gas User Group (PICGUG), Grays Ferry Cogeneration Partnership and Vicinity Energy Philadelphia, Inc. (Vicinity), Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania (CAUSE-PA) and Tenant Union Representative Network (TURN) (collectively, CAUSE-PA/TURN), and POWER Interfaith filed Exceptions. On 9/22/23, PGW, the Bureau of Investigation and Enforcement (BIE), OCA, Office of Small Business Advocate (OSBA) and CAUSE-PA/TURN filed Replies. On 9/29/23, PICGUG filed a Motion to Strike the Replies. On 10/19/23, PGW and OSBA each filed an Answer to the Motion. On 11/9/23, the Commission entered an Opinion and Order. On 11/20/23, Vicinity filed a Petition for Clarification and on 11/30/23, PGW filed an Answer. On 11/27/23, PGW filed a Petition for Reconsideration. On 12/6/23 CAUSE-PA/TURN filed a joint Answer and on 12/7/23, BIE and OCA each filed an Answer to that Petition. On 12/7/23, the Commission issued an Opinion and Order to retain jurisdiction.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3038060-OSA
DOCKET NO. M-2023-3038060

NAME AND SUBJECT: PUC BUREAU OF INVESTIGATION AND ENFORCEMENT VS PPL ELECTRIC UTILITIES CORPORATION

On 1/31/23, the Commission’s Bureau of Consumer Services (BCS) referred this matter, regarding PPL Electric Utilities Corporation’s (PPL) system-wide billing issues, to the Commission’s Bureau of Investigation and Enforcement (BIE). Thereafter, BIE instituted an informal investigation of PPL and its billing issues. On 11/21/23, BIE and PPL submitted a Joint Petition for Approval of Settlement (Settlement) and Statements in Support of the Settlement.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3040258-OSA
DOCKET NO. R-2023-3040258 C-2023-3040746 ET AL

NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION ET AL VS COLUMBIA WATER COMPANY

Supplement No. 121 to Tariff Water – Pa. PUC No. 121, filed on 4/28/23, proposing an annual increase in annual operating revenue of \$999,000, or approximately 13.8%, based on data for the future test year ending 12/31/23. An evidentiary hearing was held on 8/28/23. By Recommended Decision issued on 10/23/23, ALJs Long and Collins recommended the approval of an increase in annual revenues in the amount of \$944,893. On 11/2/23, Columbia Water Company, the Bureau of Investigation and Enforcement (BIE), the Office of Consumer Advocate (OCA), and the Office of Small Business Advocate filed Exceptions. On 11/9/23, Columbia, BIE, and the OCA filed Replies to Exceptions.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3040511-OSA
DOCKET NO. A-2023-3040511 A-8926222

NAME AND SUBJECT: RAFAEL MENDEZ T/A CAPORAL TRANSPORTS

Application filed on 5/8/23, seeking the right to begin operating as a common carrier of property for compensation between points in Pa. On 5/10/23, the Commission issued a Secretarial Letter (SL) notifying the Applicant that a Certificate of Public Convenience shall only be issued upon Caporal Transport's insurer filing acceptable evidence of bodily injury and property damage liability insurance or Form E and evidence of cargo liability insurance or Form H or a cargo waiver, if appropriate. On 7/19/23, the Commission issued a SL (July 2023 SL) dismissing the Application for failure of the Applicant to file an acceptable Form E and Form H. On 7/28/23, Caporal Transports filed a Petition for Reconsideration from Staff Action (First Petition) in response to the July 2023 SL. By Order entered 8/24/23 (August 2023 Order), the Commission granted Caporal Transports' First Petition and referred the matter to the Bureau of Technical Utility Services for such further action as may be deemed necessary. On 9/27/23, the Commission issued a SL denying and dismissing the Application for failure to fully comply with the August 2023 Order. Caporal Transports filed a second Petition for Reconsideration from Staff Action on 10/17/23 (Second Petition). No response to the Second Petition has been filed.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3042880-OSA
DOCKET NO. A-2023-3042880 A-6426532

NAME AND SUBJECT: PARLIN TRANSPORTATION LLC

Application filed on 9/11/23, for authority to operate as a motor common carrier of persons in paratransit service. On 9/14/23, the Bureau of Technical Utility Services (TUS) issued a Data Request. On 9/19/23, Parlin Transportation LLC (Parlin) provided the Commission with additional information as requested by its 9/19 Secretarial Letter (SL). On 9/25/23, TUS issued a second Data Request. On 9/29/23, Parlin provided the Commission with additional information as requested by its 9/25 SL. Upon review of the additional information, the Commission issued a SL on 10/5/23 denying and dismissing the Application. On 10/16/23, Parlin timely filed a Petition for Reconsideration from Staff Action. No response to the Petition has been filed.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3043170-OSA
DOCKET NO. M-2023-3043170

NAME AND SUBJECT: UGI UTILITIES INC - ELECTRIC

Request filed on 9/19/23, for exclusion of a major outage for reliability reporting purposes (Exclusion Request) in accordance with the requirements of the Commission’s Order entered 5/11/04 at Docket No. M-00991220. On 10/18/23, the Commission issued a Secretarial Letter that denied UGI Utilities Inc. - Electric’s (UGI) Exclusion Request. On 10/30/23, UGI filed a Petition for Reconsideration of Staff Action. On 11/3/23, UGI filed a Verification Statement, Certificate of Service and minor correction for the Petition. No Response to the Petition has been filed.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes:

- Chairman DeFrank
- Vice Chair Barrow
- Commissioner Yanora
- Commissioner Zerfuss
- Commissioner Coleman

AGENDA NO. 3044517-OSA
DOCKET NO. P-2023-3044517

NAME AND SUBJECT: EMERALD BIOENERGY LLC

Petition for Reconsideration of Staff Action filed on 11/8/23, in regard to a letter from InClimate, Inc. acting as the Commission’s Alternative Energy Portfolio Standards (AEPS) Administrator, revoking Emerald Bioenergy’s AEPS certification effective 2/5/22. The letter also stated that no alternative energy credits shall be created for generation by Emerald Bioenergy LLC occurring on or after 2/25/22. No Response to the Petition has been filed.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes:

- Chairman DeFrank
- Vice Chair Barrow
- Commissioner Yanora
- Commissioner Zerfuss
- Commissioner Coleman

BUREAU OF TECHNICAL UTILITY SERVICES

AGENDA NO. 3037455-TUS

DOCKET NO. M-2023-3037455

NAME AND SUBJECT: ELECTRIC GENERATION SUPPLIER (EGS) LICENSE CANCELLATIONS

As of 1/9/24, the companies listed in the Supplier Table of the Tentative Order are not in compliance with 52 Pa. Code § 54.40(a) and (d).

RECOMMENDATION: That the Commission adopt the proposed Tentative Order.

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3041009-TUS

DOCKET NO. A-2023-3041009 A-2023-3041010

NAME AND SUBJECT: YORK WATER COMPANY - WASTEWATER AND MESCO INC

Joint Application filed on 5/30/23, seeking a Certificate of Public Convenience for; (1) the transfer by sale of certain public wastewater facilities from the Estate of Jane M. Alexander acting through its executors Lorinda Krause and Marstin Alexander (the Alexander Estate) and MESCO to York Water Company -Wastewater (York WW) (2) the abandonment by MESCO of wastewater service to the public in its service territory in Monaghan Township, York County, Pa.; and (3) York WW to offer, render, furnish and supply wastewater service to the public in a portion of Monaghan Township, York County, Pa. The Companies 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.

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3041508-TUS
DOCKET NO. A-2023-3041508

NAME AND SUBJECT: RENODIS ER LLC DBA ERIC RYAN COMPANY

Application filed on 5/11/23, 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 Columbia Gas of Pennsylvania, Inc., National Fuel Gas Distribution Corporation, PECO Energy Company, Peoples Natural Gas Company, LLC – Peoples Natural Gas Division, Peoples Natural Gas Company, LLC – Peoples Gas Division, Philadelphia Gas Works, UGI Utilities, Inc., and Valley Energy, Inc. within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Notes and Votes:

- Chairman DeFrank
- Vice Chair Barrow
- Commissioner Yanora
- Commissioner Zerfuss
- Commissioner Coleman

AGENDA NO. 3043382-TUS
DOCKET NO. A-2023-3043382

NAME AND SUBJECT: ARBOR ENERGY BROKERAGE SERVICES LLC

Application filed on 9/29/23, for a license to offer, render, furnish, or supply electricity or electric generation services as a broker/marketer to residential, small commercial, large commercial, and industrial customers in all of the electric distribution company service territories within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Notes and Votes:

- Chairman DeFrank
- Vice Chair Barrow
- Commissioner Yanora
- Commissioner Zerfuss
- Commissioner Coleman

AGENDA NO. 3043490-TUS
DOCKET NO. A-2023-3043490

NAME AND SUBJECT: MID-ATLANTIC INTERSTATE TRANSMISSION LLC
Letter of Notification filed on 10/11/23, for approval to construct the Roxbury – Shade Gap 115 kV Transmission Line Loop located in Fannett Township, Franklin County, Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3043501-TUS
DOCKET NO. A-2023-3043501

NAME AND SUBJECT: PENNSYLVANIA AMERICAN WATER COMPANY
Application filed on 10/13/23, for approval of: (1) the right to offer, render, furnish and supply water service to the public in a portion of Dimock Township, Susquehanna County, Pa.; (2) as necessary, an Offsite Development Marketing Agreement by and between Pennsylvania American Water Company (PAWC) and the Office of the Attorney General; and (3) as necessary, limited waivers of PAWC’s Tariff Water-PA P.U.C. No. 5. Proof of publication was submitted and service to the appropriate entities. No protests were filed, and no hearings were held.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3043841-TUS
DOCKET NO. A-2023-3043841

NAME AND SUBJECT: MID-ATLANTIC INTERSTATE TRANSMISSION LLC

Letter of Notification filed on 10/25/23, for approval to construct the Middletown Junction – Smith Street 115 kV Transmission Line Tap located in East Manchester Township, York County, Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3043982-TUS
DOCKET NO. A-2023-3043982

NAME AND SUBJECT: SPRAGUE OPERATING RESOURCES LLC

Application filed on 10/17/23, for a license to offer, render, furnish, or supply electricity or electric generation services as a broker/marketer to small commercial, large commercial, and industrial customers in all of the electric distribution company service territories within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3043997-TUS
DOCKET NO. R-2023-3043997 P-00001854F1000

NAME AND SUBJECT: VERIZON NORTH LLC

2024 Price Change Opportunity (PCO) report filed on 11/1/23, under the provisions of Act 183 of 2004, P.L. 1398 (66 Pa.C.S. §§ 3011-3019) (Chapter 30) and pursuant to the Company’s Amended Alternative Regulation and Network Modernization Plan (Amended Chapter 30 Plan) that this Commission approved at Docket No. P-00001854F1000.

RECOMMENDATION: That the Commission adopt the proposed Order.

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3044549-TUS
DOCKET NO. R-2023-3044549

NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION VS PEOPLES NATURAL GAS COMPANY LLC

Original Tariff Gas – Pa. P.U.C. No. 48 filed on 12/29/23, proposing an annual increase in rates of \$156,000,000 (18.7%). Under the proposed filing, a Peoples Natural Gas Division residential customer bill using 80 Mcf will increase from \$73.16 to \$88.79/month or 21.4% and a Peoples Gas Division residential customer bill using 80 Mcf will increase from \$84.00 to \$90.35/month or 7.6%. Under the proposed tariff filing, the changes will become effective 2/27/24. On 1/5/24, the Office of Consumer Advocate filed a Formal Complaint.

RECOMMENDATION: That the Commission adopt the proposed Order.

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3044663-TUS

DOCKET NO. S-2023-3044663

NAME AND SUBJECT: UGI UTILITIES INC - ELECTRIC DIVISION

Securities Certificate filed on 12/5/23. No protests were filed and no hearings were held. UGI Utilities, Inc. agreed to voluntarily extend the statutory consideration period of the filing to 1/18/24.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3044811-TUS

DOCKET NO. M-2023-3044811

NAME AND SUBJECT: REPORT ON QUARTERLY EARNINGS OF JURISDICTIONAL UTILITIES

The Bureau of Technical Utility Services staff has completed a report representing the earned and adjusted returns on rate base and common equity capital for Pennsylvania non-telephone fixed utilities with jurisdictional operating revenues of over \$10,000,000. Staff has included detailed, market-based analysis of the current cost of equity across industry-wide groups.

RECOMMENDATION: That the Commission make the earnings report public.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3045178-TUS
DOCKET NO. M-2024-3045178

NAME AND SUBJECT: CANCELLATION OF MOTOR CARRIER CERTIFICATES OF PUBLIC CONVENIENCE

Cancelation of Certificates of Public Convenience for Motor Carriers for Failure to Maintain Evidence of Insurance.

RECOMMENDATION: That the Commission adopt the proposed Tentative Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

LAW BUREAU

AGENDA NO. 3043362-LAW

DOCKET NO. P-2023-3043362 M-2010-2183412

NAME AND SUBJECT: DUQUESNE LIGHT COMPANY

The Commission implemented the Eligible Customer Lists (ECL) via Order entered 11/12/10 outlining interim guidelines for Electric Distribution Companies (EDC) provision of ECLs. That Order provided for uniform categories of customer information to be made available to Electric Generation Suppliers by EDCs and addressed customers' ability to restrict the inclusion of their information in the ECL. The Commission adopted final ECL guidelines through an ECL Order on 10/23/14. The ECL Order directs EDCs to conduct a solicitation every three years, beginning in the first quarter of 2015, to update their ECLs. On 10/30/20, Duquesne Light Company (Duquesne) filed a petition for a waiver with the Commission to expand email ECL service to include "e-communication customers" in addition to e-Billing customers for its 2021 ECL solicitation. On 1/14/21, the Commission granted the 2021 ECL Petition. In the instant Petition, Duquesne seeks Commission authorization to extend the holdings of the 1/14/21 Opinion and Order.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

OFFICE OF ADMINISTRATIVE LAW JUDGE

AGENDA NO. 3038852-ALJ

DOCKET NO. C-2023-3038852

NAME AND SUBJECT: JAMES J COLLINS VS METROPOLITAN EDISON COMPANY

Formal Complaint filed on 3/8/23, alleging service/reliability issues. Metropolitan Edison Company filed an Answer on 3/28/23. A hearing was held on 7/20/23.

COMMISSION REVIEW: That the Commission adopt ALJ Vero's Initial Decision.

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3039919-ALJ

DOCKET NO. R-2023-3039919 R-2023-3039920 ET AL

NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION ET AL VS PITTSBURGH WATER AND SEWER AUTHORITY

On 5/9/23, The Pittsburgh Water and Sewer Authority (PWSA) requested an increase of its total annual operating revenues for water, wastewater, and stormwater service. Multiple complaints and Petitions to Intervene were filed in response to the filings. On 6/15/22, the Commission suspended filings by operation of law until 2/8/24, (which was voluntarily extended by PWSA until 2/15/24) pursuant to Section 1308(d) of the Public Utility Code. Six public input hearings and an evidentiary hearing were held. On 10/30/23, a Joint Petition for Settlement of All Issues was filed.

COMMISSION REVIEW: That the Commission adopt ALJ Chiodo's Recommended Decision.

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3040239-ALJ
DOCKET NO. C-2023-3040239

NAME AND SUBJECT: KIMBERLY ABLE VS WEST PENN POWER COMPANY

Formal Complaint filed on 4/24/23, requesting a payment arrangement. West Penn Power Company filed its Answer and New Matter on 5/18/23. A hearing was held on 8/17/23.

COMMISSION REVIEW: That the Commission adopt ALJ Long’s Initial Decision.

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3040661-ALJ
DOCKET NO. A-2023-3040661

NAME AND SUBJECT: TOWAMENCIN TOWNSHIP

Application filed on 5/12/23, for a Certificate of Public Convenience *nunc pro tunc*, to offer, furnish, render, and supply wastewater service to the public in certain portions of Worcester, Lower Salford, Franconia Townships, and Landsdale Borough, Montgomery County, Pa., pursuant to 66 Pa. C.S.A. § 1102(a). On 9/22/23, the Office of Consumer Advocate and Towamencin Township filed a Joint Petition for Non-Unanimous Settlement and a Proposed Tariff. The Office of Small Business Advocate and Upper Gwynedd Township did not join the settlement but did not object. On 11/1/23, an Amended Settlement and an Amended Proposed Tariff were filed.

COMMISSION REVIEW: That the Commission adopt ALJ Heep’s Recommended Decision

- Votes and Notes:
Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3041566-ALJ

DOCKET NO. C-2023-3041566

NAME AND SUBJECT: BRIAN HOLLER VS PENNSYLVANIA ELECTRIC COMPANY

Formal Complaint filed on 6/30/23 requesting a payment arrangement and that Pennsylvania Electric Company (Penelec) honor a renewal of a medical certificate. Penelec filed an Answer on 7/20/23. An Evidentiary hearing was held on 8/25/23.

COMMISSION REVIEW: That the Commission adopt ALJ Arnold's Initial Decision.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3042220-ALJ

DOCKET NO. C-2023-3042220

NAME AND SUBJECT: WANDA WALKER VS PECO ENERGY COMPANY - ELECTRIC

Formal Complaint (FC) filed on 7/26/23 alleging incorrect charges. PECO Energy Company filed an Answer and Preliminary Objection (PO) on 8/31/23. An Initial Decision granting the PO and dismissing the FC was issued on 11/17/23.

COMMISSION REVIEW: That the Commission adopt ALJ Brady's Initial Decision.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman