

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, SEPTEMBER 21, 2023 (JFC)
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, October 19, 2023 at 10:00 A.M.

Minutes of the Meeting of Thursday, August 3, 2023 (RY)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, OCTOBER 19, 2023, 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 HELD EXECUTIVE SESSIONS ON THURSDAY, AUGUST 31, 2023 AT 11:30 AM AND ON WEDNESDAY, SEPTEMBER 20, 2023 AT 2:00 PM IN THE JR. EXECUTIVE CHAMBERS, THIRD FLOOR, COMMONWEALTH KEYSTONE BUILDING AS WELL AS VIA TELECONFERENCE. THE COMMISSION WILL HOLD ITS NEXT EXECUTIVE SESSION ON WEDNESDAY, OCTOBER 18, 2023, 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

September 21, 2023

BUREAU OF AUDITS

AGENDA NO. 3037425-AUD

DOCKET NO. D-2023-3037425

NAME AND SUBJECT: DUQUESNE LIGHT COMPANY

Management Efficiency Investigation examining the company's progress in implementing 16 of the 18 original recommendations from the 2019 Management Audit. The company implemented 14 recommendations and took action on the remaining two recommendations. An implementation plan was submitted, dated 8/30/23, indicating acceptance of the four follow-up recommendations.

RECOMMENDATION: That the Commission make the 2023 MEI Report and the company's 2023 Implementation Plan public.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3042338-AUD

DOCKET NO. D-2023-3042338

NAME AND SUBJECT: MANAGEMENT AUDITS AND MANAGEMENT EFFICIENCY INVESTIGATIONS ANNUAL REPORT

Annual Report addressing the findings of all Management Audits and Management Efficiency Investigations completed by the Bureau of Audits during the fiscal year 2022-2023.

RECOMMENDATION: That the Annual Report be made public.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO. 3019782-OSA

(PP from 8/24/2023)

DOCKET NO. M-2023-3019782

NAME AND SUBJECT: PUC BUREAU OF INVESTIGATION AND ENFORCEMENT VS MIFFLIN ENERGY CORPORATION

Informal Investigation instituted on 4/9/20, regarding a natural gas explosion in Waynesburg, Green County, Pa. On 6/26/23, the Bureau of Investigation and Enforcement and Mifflin Energy Corporation 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. 3020643-OSA

DOCKET NO. M-2023-3020643

NAME AND SUBJECT: PUC BUREAU OF INVESTIGATION AND ENFORCEMENT VS GREAT AMERICAN POWER LLC

Joint Petition for Approval of Settlement (Settlement) and Statements in Support of the Settlement submitted on 1/13/23. By Opinion and Order entered 3/2/23 (March 2023 Order), the Commission directed that notice of the Order and the Settlement be published in the Pa. Bulletin for comments. On 3/18/23, the March 2023 Order and the Settlement were published in the Pa. Bulletin. On 4/12/23, the Office of Consumer Advocate (OCA) filed Comments in response to the March 2023 Order. No replies to the Comments were filed. By Opinion and Order entered 7/6/23 (July 2023 Order), the Commission denied the Settlement and referred the matter to the Bureau of Investigation and Enforcement (BIE) for further proceedings as deemed necessary. On 7/21/23, BIE filed a Petition for Reconsideration. On 7/24/23 and 7/31/23, Great American Power, LLC and the OCA, respectively, filed Answers 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. 3034051-OSA
DOCKET NO. C-2022-3034051

NAME AND SUBJECT: MATTHEW FORGIE C/O MEGAN FORGIE VS PECO ENERGY COMPANY - ELECTRIC

An Opinion and Order was adopted on 7/13/23, rejecting the Exceptions of Matthew Forgie c/o Megan Forgie (Complainant) filed on 7/26/22 to the Initial Decision of ALJ Long issued on 3/31/23 regarding the Complainant’s Formal Complaint against PECO Energy Company. On 7/27/23, the Complainant filed a Petition for Reconsideration (Petition). No answer or response to the Petition was filed. On 8/3/23, the Commission issued an Opinion and Order granting reconsideration pending further review of, and consideration on, the merits, pursuant to Pa. R.A.P. 1701(b)(3).

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. 3034229-OSA
DOCKET NO. R-2022-3034229 P-2022-3034264

NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION VS PHILADELPHIA GAS WORKS
Tariff Supplement No. 152 to Gas Service Tariff - Pa. P.U.C. No. 2 (Tariff Supplement No. 152) filed on 8/2/22, to become effective 10/1/22. On 9/15/22, the Commission ordered an Investigation into the lawfulness, justness, and reasonableness of Tariff Supplement No. 152, as well as Philadelphia Gas Works’ (PGW) existing rates, rules, and regulations. The Commission suspended the proceedings until 4/1/23 and referred the matter to the Office of Administrative Law Judge. On 12/6/22, PGW advised that the Parties had agreed to a new procedural schedule and voluntarily agreed to move the suspension deadline to 10/5/23. The Recommended Decision of ALJ Guhl was issued on 7/19/23. The Joint Exceptions of the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania and Tenant Union Representative Network were filed on 7/31/23. PGW filed Reply Exceptions on 8/7/23.

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. 3036107-OSA

(PP from 8/24/2023)

DOCKET NO. A-2022-3036107

NAME AND SUBJECT: AMAZING CARE HOME HEALTH SERVICES LLC T/A DEPENDABLE MEDICAL TRANSPORTATION AGENCY

Application filed on 10/6/22 for approval to provide paratransit service in Philadelphia, Montgomery and Delaware County, Pa., for the purpose of transporting individuals in wheelchair vans. On 11/14/22, Bux-Mont Transportation, Inc., Easton Coach Company, Suburban Transit Network, Inc., and Tri County Transit Service, Inc. (Joint Protestants) filed a Joint Protest to the Application. On 2/10/23, ALJ Pell issued an Initial Decision (ID) dismissing the Application based upon the failure of the Applicant to comply with ALJ Pell’s Prehearing Order to have a Pennsylvania licensed attorney enter an appearance on its behalf by 12/27/22. On 3/1/23, Richard Harris, Esq. entered his appearance on behalf of the Applicant and filed a letter Petition for Extension of Time to provide a response to the PUC’s decision. On 3/15/23, a Final Order was entered adopting ALJ Pell’s ID. On 3/17/23, the Commission issued an Order rescinding the Final Order and granted Amazing Care’s Petition for Extension of Time in which to file Exceptions from the ID. On 4/18/23, the Applicant filed its Preliminary Objections requesting dismissal of the Joint Protest and opportunity to amend the Application if necessary. No Answer to the Preliminary Objections 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. 3036210-OSA

DOCKET NO. A-2022-3036210 M-2023-3040348 A-8925028

NAME AND SUBJECT: NEW BEGINNING'S MOVING & HAULING LLC

A Certificate of Public Convenience (Certificate) was issued on 3/8/23, to New Beginning’s Moving and Hauling LLC (New Beginning’s) at Docket Nos. A-8925028 and A-2022-3036210. On 5/18/23, the Commission issued a Tentative Order at Docket No. M-2023-3040348 (Tentative Order) determining that several carriers, including New Beginning’s, failed to comply with the insurance requirements of 66 Pa. C.S. § 512. On 7/13/23, the Commission issued a Secretarial Letter cancelling New Beginning’s Certificate for failure to respond to the Tentative Order and remaining in non-compliance with the insurance requirements of 66 Pa. C.S. § 512. On 7/28/23, New Beginning’s filed the instant Petition for Reinstatement (Petition). No Answer 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. 3036798-OSA

(PP from 8/24/2023)

DOCKET NO. C-2022-3036798

NAME AND SUBJECT: COLBY SIMPKINS VS PECO ENERGY COMPANY - ELECTRIC

Formal Complaint (FC) filed on 11/3/22, alleging, inter alia, incorrect charges and requesting, inter alia, a payment arrangement. On 12/5/22, PECO Energy Company (PECO) filed an Answer to the FC. A hearing was held on 3/23/23. In an Initial Decision (ID) issued on 6/8/23, ALJ Vero denied the FC. On 6/28/23, the ID became final, pursuant to Section 332(h) of the Public Utility Code. On 7/13/23, Petitioner filed a Petition for Rescission. On 7/19/23, PECO filed an Answer to the Petition.

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

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3037937-OSA

DOCKET NO. M-2023-3037937

NAME AND SUBJECT: PUC BUREAU OF INVESTIGATION AND ENFORCEMENT VS DUQUESNE LIGHT COMPANY

Informal Investigation instituted on or about 1/30/23, regarding Duquesne Light Company's alleged termination of customers' service without providing the customers with the required 10-day notice. On 8/14/23, the Parties 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.

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3040642-OSA
DOCKET NO. A-2023-3040642

NAME AND SUBJECT: OUMAR RAFIOU

Application filed on 5/2/23, to begin paratransit service. On 5/12/23, the Commission issued a Secretarial Letter requesting information regarding the Applicant’s use of a trade name (May 2023 Secretarial Letter). On 5/18/23, the Commission issued its first Data Request. On 5/25/23, the Applicant filed a response to the Data Request. On 6/2/23, the Commission issued its second Data Request. On 6/14/23, the Applicant filed his responses to the second Data Request. On 6/15/23, the Commission issued a Secretarial Letter denying Mr. Rafiou’s Application determining that he had failed to demonstrate he possessed the financial ability to provide the proposed service and failed to address conflicting information in his Data Request responses. On 6/22/23, the Applicant filed a Petition for Reconsideration from Staff Action (Petition) requesting clarification of the May 2023 Secretarial Letter, and a chance to clarify discrepancies in the Application. 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. 3041511-OSA
DOCKET NO. A-2023-3041511 A-6426349

NAME AND SUBJECT: A&K LUXURY CAR SERVICE LLC

Application filed on 6/5/23, seeking approval for the right to operate as a motor common carrier of persons in Limousine Service, in vehicles seating no more than 10 passengers, including the driver. On 6/15/23, the Commission issued a letter (June 2023 Secretarial Letter) acknowledging receipt of the Application and informing Applicant that certain information was incorrect and/or deficient from its Application. On 6/28/23, the Applicant submitted the first page of its Application with the necessary corrections in response to the June 2023 Secretarial Letter. Upon review of the Application, the Commission’s Bureau of Technical Utility Services (TUS) determined there was a need for additional information regarding Applicant’s essential hiring and employment requirements, safety/maintenance plan, and statement of financial position. TUS requested supplemental responses by Data Requests dated 7/10/23 (Data Requests). The record does not reflect that Applicant responded to TUS’ Data Requests via the Commission’s eFiling system as directed by TUS’ Data Requests. On 8/10/23, the Commission issued a Secretarial Letter denying and dismissing the Application for lack of response to TUS’ Data Requests. On 8/17/23, Applicant filed its Petition for Reconsideration from Staff Action (Petition). No Answer 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. 3012021-TUS

DOCKET NO. A-2019-3012021

NAME AND SUBJECT: MITEL CLOUD SERVICES INC

Application filed on 8/5/19, seeking Commission Approval for the Discontinuance and Abandonment of Telecommunications Services to the public in the Commonwealth of 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. 3020205-TUS

DOCKET NO. A-2020-3020205

NAME AND SUBJECT: RCLEC INC

Application filed on 6/1/20, for approval for the Discontinuance and Abandonment of Telecommunications Services to the public 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. 3037455-TUS
DOCKET NO. M-2023-3037455

NAME AND SUBJECT: ELECTRIC GENERATION SUPPLIER (EGS) LICENSE CANCELLATIONS
As of 9/12/23, 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.

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

AGENDA NO. 3038646-TUS
DOCKET NO. A-2023-3038646

NAME AND SUBJECT: PLENARY BROADBAND INFRASTRUCTURE PA LLC
Application filed on 2/23/23, for approval to offer, render, furnish, or supply telecommunications services to the public as a Competitive Access Provider 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. 3038866-TUS
DOCKET NO. A-2023-3038866

NAME AND SUBJECT: PBI PA ASSETCO LLC
Application filed on 3/2/23, for approval to offer, render, furnish, or supply telecommunications services to the public as a Competitive Access Provider 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. 3039439-TUS

DOCKET NO. P-2023-3039439 P-2023-3040238

NAME AND SUBJECT: PECO ENERGY COMPANY

Letter Petition filed on 3/31/23, for expedited approval to extend PECO Energy Company's (PECO) Electric Vehicle Direct Current Fast Charger Pilot Rider by 18 months. On 4/19/23, Electrify America filed a Petition to Intervene at Docket No. P-2023-3039439. On 4/27/23, PECO filed a Letter Petition for expedited approval to modify their Electric Vehicle Charging Pilot. On 5/17/23, Electrify America filed a Petition to Intervene at docket No. P-2023-3040238. On 8/23/23, Electrify America filed to withdraw its Petitions to Intervene at both dockets.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3039805-TUS

DOCKET NO. A-2023-3039805

NAME AND SUBJECT: MOSAIC NETWORKX LLC

Application filed on 8/2/23, for approval of the Discontinuance and Abandonment of Telecommunications Services to the public 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. 3040694-TUS
DOCKET NO. A-2023-3040694

NAME AND SUBJECT: PPL ELECTRIC UTILITIES CORPORATION

Letter of Notification filed on 5/15/23, for approval to reconstruct sections of the Siegfried – Frackville 230 kV Transmission Line, Eldred – Frackville 230 kV Transmission Line, and Columbia – Frackville 230 kV Transmission Line located in Butler Township, Schuylkill 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. 3041528-TUS
DOCKET NO. A-2023-3041528

NAME AND SUBJECT: SUNSTAR C&E SERVICES LLC

Application filed on 6/30/23, for a license to offer, render, furnish, or supply electricity or electric generation services as a broker/marketer to small commercial and large commercial customers in the electric distribution company service territories of Citizens Electric of Lewisburg, Duquesne Light Company, Pennsylvania Electric Company, Pennsylvania Power Company, Pike County Light and Power Company, UGI Utilities, Inc., Wellsboro Electric Company, and West Penn Power Company 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. 3041570-TUS
DOCKET NO. A-2023-3041570

NAME AND SUBJECT: THE PEOPLES NATURAL GAS COMPANY LLC

Application filed on 6/30/23, pursuant to 66 Pa. C.S. § 1102(a)(3) seeking a Certificate of Public Convenience approving the transfer by sale of real property known as 205 North Main Street, Butler, Pa. to NOM Holdings LLC.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3041740-TUS
DOCKET NO. A-2023-3041740

NAME AND SUBJECT: MID-ATLANTIC INTERSTATE TRANSMISSION LLC

Letter of Notification filed on 7/14/23, for approval to relocate existing 115 kV transmission lines in Auburn Township, Susquehanna 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. 3041850-TUS
DOCKET NO. A-2023-3041850

NAME AND SUBJECT: WEST PENN POWER COMPANY

Letter of Notification filed on 7/21/23, for approval of the Guilford – McConnellsburg 138 kV Transmission Line Switch Replacement Project in Guilford 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. 3041866-TUS
DOCKET NO. A-2023-3041866

NAME AND SUBJECT: NATURES CURRENT LLC - GAS

Application filed on 7/27/23, to offer, render, furnish, or supply natural gas services as a broker/marketer to residential, 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, LLC – Peoples Natural Gas Division, Peoples Natural Gas, LLC – Peoples Gas Division, Philadelphia Gas Works, UGI Utilities, Inc., and Valley Energy, Inc. 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. 3041908-TUS
DOCKET NO. A-2023-3041908

NAME AND SUBJECT: ELECTRIC ADVISORS INC

Application filed on 7/26/23, to offer, render, furnish, or supply natural gas services as a broker/marketer to residential, small commercial, large commercial, industrial and governmental customers in the natural gas distribution company service territories of Columbia Gas of Pennsylvania, 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.

Votes and Notes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3041960-TUS
DOCKET NO. A-2023-3041960

NAME AND SUBJECT: NATURES CURRENT LLC - ELECTRIC

Application filed on 7/31/23, for a license to offer, render, furnish, or supply electricity or electric generation services as a broker/marketer to residential, small commercial, large commercial, industrial, and governmental 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. 3042039-TUS
DOCKET NO. M-2023-3042039

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

Cancellation 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

AGENDA NO. 3042048-TUS
DOCKET NO. A-2023-3042048

NAME AND SUBJECT: COLUMBIA GAS OF PENNSYLVANIA INC

Application filed on 8/3/23, pursuant to 66 Pa.C.S. § 1102(a)(3), seeking a Certificate of Public Convenience approving the acquisition by purchase of real property known as 4000 Energy Drive, Bridgeville, Allegheny 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. 3042296-TUS
DOCKET NO. A-2023-3042296

NAME AND SUBJECT: MID-ATLANTIC INTERSTATE TRANSMISSION LLC

Letter of Notification filed on 7/26/23, for approval of the Goudey – Tiffany 115 kV LG2 Transmission Line Switch Replacement Project in Silver Lake Township, Susquehanna County, Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

LAW BUREAU

AGENDA NO. 3041832-LAW

DOCKET NO. P-2023-3041832

NAME AND SUBJECT: **BOOMERANG WIRELESS LLC D/B/A ENTOUCH WIRELESS**

Petition for Partial Relinquishment filed on 07/19/23, seeking partial relinquishment of its eligible telecommunications carrier (ETC) designation in the service area served by its underlying carrier, Verizon Wireless and the removal of AT&T Mobility as an underlying carrier, within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

OFFICE OF ADMINISTRATIVE LAW JUDGE

AGENDA NO. 3035690-ALJ

DOCKET NO. C-2022-3035690

NAME AND SUBJECT: ANNURADHA GOEL VS AQUA PENNSYLVANIA WASTEWATER INC
Formal Complaint filed 9/28/22, challenging Respondent's lawfully tariffed rate increase and the lack of wastewater metering. On 10/18/22, Aqua Pennsylvania Wastewater, Inc. filed an Answer. A telephonic evidentiary hearing was held on 3/14/23.

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

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3035783-ALJ

(PP from 8/24/2023)

DOCKET NO. C-2022-3035783

NAME AND SUBJECT: VICTORIA WHITAKER VS PHILADELPHIA GAS WORKS
Formal Complaint filed 9/30/22 alleging Philadelphia Gas Works (PGW) threatened to shut off Complainant's service or has already shut off service. Complainant also requested a payment agreement. PGW filed an Answer on 10/24/22. A hearing was held on 2/2/23.

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

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3036399-ALJ
DOCKET NO. C-2022-3036399

NAME AND SUBJECT: JENNIFER POTORA VS UGI UTILITIES INC - GAS DIVISION

Formal Complaint filed 10/27/22 alleging UGI Utilities, Inc. - Gas Division (UGI) was threatening to shut off Complainant's gas service, the accuracy of the charges and the total amount due. On 11/16/22, UGI filed an Answer and Preliminary Objections contending that Complainant is seeking to relitigate the same or related factual and legal issues that were raised or could have been raised in three preceding cases which had resulted in Complainant being barred by the Commission from filing further identical Complaints. Oral argument on the Preliminary Objections was scheduled for 5/4/23, but Complainant failed to appear. Complainant's request for a continuance or rescheduling of the hearing was denied.

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

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

AGENDA NO. 3036868-ALJ
DOCKET NO. C-2022-3036868

NAME AND SUBJECT: NIKISHA LEACH VS PHILADELPHIA GAS WORKS

Formal Complaint filed 11/18/22, alleging Philadelphia Gas Works (PGW) threatened to shut off Complainant's service or had already done so and that Complainant would like a payment agreement. PGW filed an Answer on 12/7/22. A hearing was held on 3/2/23.

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

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

AGENDA NO. 3037368-ALJ
DOCKET NO. R-2022-3037368

**NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION, ET AL VS UGI UTILITIES INC -
ELECTRIC DIVISION**

Supplement No. 51 to UGI Utilities Inc. – Electric Division (UGI) Tariff Pa. PUC. No. 6 and Supplement No.7 to UGI Tariff Pa. PUC No.25 filed on 1/27/23, proposed changes in rates, rules, and regulations calculated to produce additional annual revenues. Several parties filed Petitions to Intervene. An evidentiary hearing was held on 6/13/23. A Joint Petition for Approval of Settlement of All Issues was filed on 7/14/23.

COMMISSION REVIEW: That the Commission adopt DCALJ Pell’s and ALJ Collins’ Recommended Decision.

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

AGENDA NO. 3039314-ALJ
DOCKET NO. C-2023-3039314

NAME AND SUBJECT: KRISTEN FLAHERTY VS DUQUESNE LIGHT COMPANY

Final Order issued on 3/21/23, dismissing a prior complaint filed by Ms. Flaherty against Duquesne Light Company (DLC) for electric service. On 3/28/23, Ms. Flaherty filed an identical complaint against DLC to stop the potential termination of her electric service and requesting a payment arrangement. DLC filed an Answer and New Matter on 4/17/23. DLC subsequently filed a Motion for Judgment on the Pleadings on 5/17/23. Ms. Flaherty did not file an answer or reply to the Answer and New Matter nor the Motion.

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

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

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

September 21, 2023

OFFICE OF EXECUTIVE DIRECTOR

AGENDA NO. 3043033-DIR

NAME AND SUBJECT: **APPOINTMENT OF LAW BUREAU CHIEF COUNSEL**

The Commission appoints Acting Chief Counsel of the Law Bureau David Screven to the permanent position of Chief Counsel of the Law Bureau.

RECOMMENDATION: That the Commission ratify the appointment.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman