

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, NOVEMBER 9, 2023 (RY)
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, December 7, 2023 at 10:00 A.M.

Minutes of the Meeting of Thursday, September 21, 2023 (JFC)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, DECEMBER 7, 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 WILL HOLD ITS NEXT EXECUTIVE SESSION ON WEDNESDAY, DECEMBER 6, 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

November 9, 2023

BUREAU OF AUDITS

AGENDA NO. 3032920-AUD

DOCKET NO. D-2022-3032920

NAME AND SUBJECT: DUQUESNE LIGHT COMPANY

Audit Report on the Distribution System Improvement Charge for the 12 months ended 12/31/21, 12/31/20, 12/31/19, 12/31/18, and 12/31/17.

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

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

BUREAU OF CONSUMER SERVICES

AGENDA NO. 3003177-BCS

DOCKET NO. M-2018-3003177 M-2020-3021343 P-2023-3041929

NAME AND SUBJECT: PEOPLES NATURAL GAS COMPANY LLC AND PEOPLES GAS COMPANY LLC

Petition filed on 7/27/23 seeking to amend their 2019-2024 Universal Service and Energy Conservation Plan. On 9/19/23, the Office of Consumer Advocate filed an Answer to the Petition.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO. 3006432-OSA

(PP from 10/19/2023)

DOCKET NO. A-2018-3006432

NAME AND SUBJECT: NORFOLK SOUTHERN RAILWAY COMPANY

Petition for Reconsideration filed on 6/15/23, directed to a specific, recommended, ordering paragraph contained in a Commission Secretarial Letter issued by the Commission's Bureau of Technical Utility Services (TUS), on 5/26/23. Norfolk Southern Railway Company (NS) filed an Application on 12/7/18, for approval to reconstruct the crossing of the North Avenue/Brighton Road Bridge crossing above Norfolk Southern Railway Company (NS) tracks in the city of Pittsburgh, Allegheny County, Pa., and for an Exemption from the Commission's Overhead Clearance Regulations.

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. 3024990-OSA

(PP from 10/19/2023)

DOCKET NO. M-2023-3024990

NAME AND SUBJECT: PUC BUREAU OF INVESTIGATION AND ENFORCEMENT VS PEOPLES NATURAL GAS COMPANY LLC

Informal Investigation instituted on 4/29/20, regarding a natural gas over-pressurization event in Robinson, Indiana County, Pa. On 7/31/23, the Commission's Bureau of Investigation and Enforcement and Peoples Natural Gas Company LLC 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. 3028464-OSA

(PP from 10/19/2023)

DOCKET NO. C-2021-3028464 ET AL

**NAME AND SUBJECT: JILL TROUTMAN AND TRACY TROUTMAN, ET AL VS
METROPOLITAN EDISON COMPANY AND MID-ATLANTIC INTERSTATE TRANSMISSION
LLC**

Commencing in August 2021, Deborah Connell, Michael and Margaret Marino, Rebecca Walizer, Samantha Bryant, Michael Florio, Pingqi Dai, Michael Kramer, Stanley and Eileen Krasinski, Corey and Betty Rigberg, Andrew Freiberg, Neal Walmer, Karen and Michael Fedash, Tracy and Jill Troutman, Patricia Lane, and Gregory Bair, (collectively, Complainants) filed Formal Complaints (FCs) versus Metropolitan Edison Company (Met Ed) challenging a project to replace above-ground wooden utility poles on a portion of a Met Ed 69 kV electric transmission line running through a residential neighborhood in which the Complainants reside. By Second Interim Order issued on 6/6/22, the fifteen FCs filed against Met Ed were consolidated into the present proceeding. Of the 15 FCs filed versus Met Ed, 10 were amended to include Mid-Atlantic Interstate Transmission, LLC (Met Ed, et al) as Respondent. On 12/14/22, an evidentiary hearing was held. On 6/20/23, the Initial Decision of DCALJ Hoyer and ALJ Coogan, was issued. On 7/10/23, Pingqi Dai filed Exceptions. On 7/11/23, Samantha Bryant filed Exceptions. On 7/20/23, Met Ed, et al., filed Replies to Exceptions of both Pingqi Dai, and Samantha Bryant, respectively.

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. 3037047-OSA
DOCKET NO. A-2022-3037047

NAME AND SUBJECT: PENNSYLVANIA AMERICAN WATER COMPANY - WASTEWATER

Application filed on 2/14/23, requesting Commission approval of its acquisition of the wastewater assets of the Butler Area Sewer Authority (BASA). On 8/14/23, Pennsylvania American Water Company (PAWC), the Bureau of Investigation and Enforcement, the Office of Consumer Advocate (OCA), the Office of Small Business Advocate, BASA, the City of Butler (the City), and the Township of Butler (the Township) filed a Joint Petition for Approval of Unanimous Settlement (Settlement). On 9/14/23, ALJ Guhl issued a Recommended Decision recommending denial of the Application and Settlement. On 9/21/23, PAWC, as well as BASA, the City, and the Township, filed Exceptions. On 9/26/23, the OCA and Protestants, Center Township and Summit Township (Joint Protestants) filed Reply Exceptions. On 8/27/23, PAWC, BASA, the City, and the Township filed a Joint Motion to Strike the Reply Exceptions (Motion to Strike) filed by the Joint Protestants. The Joint Protestants filed a response to the Motion to Strike on 10/16/23.

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. 3037933-OSA

DOCKET NO. R-2023-3037933 C-2021-3029259 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 an annual increase in base rate revenues of \$85.8 million, or approximately 10.3%, based on data for the fully projected future test year ending 8/31/24. Evidentiary hearings were held on 7/11/23 and 7/12/23. By Recommended Decision issued on 9/5/23, ALJs Vero and Ashton recommended the approval of an increase in annual revenues in the amount of \$22,306,000. On 9/15/23, Philadelphia Gas Works (PGW), the Office of Consumer Advocate (OCA), the Philadelphia Industrial and Commercial Gas User Group (PICGUG), Grays Ferry Cogeneration Partnership and Vicinity Energy Philadelphia, Inc. (Vicinity), the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania (CAUSE-PA) and the Tenant Union Representative Network (TURN) (collectively, CAUSE-PA/TURN), and POWER Interfaith (POWER) filed Exceptions. On 9/22/23, PGW, the Bureau of Investigation and Enforcement (BIE), the OCA, the Office of Small Business Advocate (OSBA), and CAUSE-PA/TURN filed Replies to Exceptions. On 9/29/23, PICGUG filed a Motion to Strike a portion of the Replies to Exceptions of PGW and the OSBA. On 10/19/23, PGW and the OSBA each filed an Answer to the Motion to Strike.

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. 3040862-OSA

(PP from 10/19/2023)

DOCKET NO. A-2023-3040862 A-8926263

NAME AND SUBJECT: T-DAVIS EXCAVATING LLC

Application filed on 5/24/23, for Motor Common Carrier of Property (Application). By Secretarial Letter (SL) issued 5/30/23, the Commission notified the Applicant that the Application was conditionally approved pending receipt of proof of bodily injury and property damage liability insurance, or Form E, and evidence of cargo liability insurance, or Form H. On or about 6/5/23, the Applicant submitted a Cargo Insurance Waiver to the Commission. By SL issued 8/9/23, the Commission dismissed the Application for failure to file an acceptable Form E. On 8/24/23, the Applicant filed a Petition for Reconsideration from Staff Action (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

BUREAU OF TECHNICAL UTILITY SERVICES

AGENDA NO. 3033061-TUS

DOCKET NO. A-2022-3033061

NAME AND SUBJECT: **SUNWAVE GAS AND POWER PENNSYLVANIA INC**
Application filed on 6/15/22, seeking to abandon its electric generation supplier license.

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 10/31/23, 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. 3037459-TUS

DOCKET NO. S-2023-3037459

NAME AND SUBJECT: **BUCK HILL WATER COMPANY**
Securities Certificate filed on 12/30/22. Buck Hill Water Company voluntarily waived the 30-day statutory consideration period.

RECOMMENDATION: That the Commission adopt the proposed Order.

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

AGENDA NO. 3037463-TUS
DOCKET NO. S-2023-3037463

NAME AND SUBJECT: BUCK HILL WATER COMPANY

Securities Certificate filed on 12/30/22. Buck Hill Water Company voluntarily waived the 30-day statutory consideration period.

RECOMMENDATION: That the Commission adopt the proposed Order.

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

AGENDA NO. 3040353-TUS
DOCKET NO. A-2023-3040353

NAME AND SUBJECT: PECO ENERGY COMPANY - ELECTRIC

Letter of Notification filed on 5/3/23, for approval to reconductor a section of the Croydon – Burlington 220-30 230 kV Transmission Line in Bristol Township, Bucks 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. 3041216-TUS
DOCKET NO. A-2023-3041216

NAME AND SUBJECT: RHYTHM RETAIL LLC

Application filed on 6/12/23, for a license to offer, render, furnish, or supply electricity or electric generation services as a supplier 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. 3041666-TUS

DOCKET NO. P-2023-3041666

NAME AND SUBJECT: BOROUGH OF AMBLER

Petition filed on 7/10/23, for approval of the Borough of Ambler's (Borough) Long-Term Infrastructure Improvement Plan. Copies of the Petition were served on the statutory advocates and parties of record from the Borough's last base rate proceeding. No comments were received.

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. 3042413-TUS

(PP from 10/19/2023)

DOCKET NO. A-2023-3042413

NAME AND SUBJECT: MID-ATLANTIC INTERSTATE TRANSMISSION LLC

Letter of Notification filed on 8/23/23, for approval to relocate a section of the existing Keystone – Homer City 230 kV Transmission Line in Armstrong Township, Indiana 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. 3042426-TUS
DOCKET NO. A-2023-3042426

NAME AND SUBJECT: COLUMBIA GAS OF PENNSYLVANIA INC

Application filed on 8/23/23, seeking a Certificate of Public Convenience authorizing it to abandon natural gas distribution service to 16 active residential premises, two inactive residential premises, and two inactive commercial premises located in 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. 3042659-TUS
DOCKET NO. A-2023-3042659

NAME AND SUBJECT: COLUMBIA GAS OF PENNSYLVANIA INC

Application filed on 8/31/23, seeking a Certificate of Public Convenience authorizing it to abandon natural gas distribution service to two residential premises located in Point Marion, Fayette 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. 3043073-TUS
DOCKET NO. P-2023-3043073

NAME AND SUBJECT: PENNSYLVANIA POWER COMPANY

Petition filed on 9/15/23, seeking authority to defer, for accounting and financial reporting purposes, certain losses from extraordinary storm damage. On 10/4/23, the Office of Consumer Advocate filed an Answer. No protests were filed and no hearings were held.

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. 3043389-TUS
DOCKET NO. S-2023-3043389

NAME AND SUBJECT: YORK WATER COMPANY

Securities Certificate filed on 10/3/23. York Water Company voluntarily extended the consideration period to 12/7/23.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3043394-TUS
DOCKET NO. P-2023-3043394

NAME AND SUBJECT: WEST PENN POWER COMPANY

Petition filed on 10/3/23, seeking authority to defer, for accounting and financial reporting purposes, certain losses from extraordinary storm damage. On 10/18/23, the Office of Consumer Advocate filed an Answer. No protests were filed and no hearings were held.

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

Votes and Notes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

LAW BUREAU

AGENDA NO. 2092655-LAW

(PP from 10/19/2023)

DOCKET NO. M-2009-2092655

NAME AND SUBJECT: SMART METER PROCUREMENT AND INSTALLATION

Addressing the stay of certain Formal Complaint proceedings presently before the Commission involving challenges to an Electric Distribution Company's (EDC's) safe and reasonable service under Section 1501 of the Pennsylvania Public Utility Code, 66 Pa. C.S. § 1501, because of the EDC's installation of smart meter technology.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3041347-LAW

(PP from 10/19/2023)

DOCKET NO. L-2023-3041347

NAME AND SUBJECT: REGULATIONS GOVERNING THE PA PUBLIC UTILITY COMMISSION'S GENERAL PROVISIONS AT 52 PA CODE CHAPTERS 1, 3, AND 5

Notice of Proposed Rulemaking Order (NOPR) seeking comments on proposed amendments to update and clarify the Commission's regulations at 52 Pa. Code § 1.1-1.96, 3.1-3.602, and 5.01-5.633 (relating to rules of administrative practice and procedure; special provisions; and formal proceedings), (Chapters 1, 3, and 5, respectively).

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

OFFICE OF ADMINISTRATIVE LAW JUDGE

AGENDA NO. 3032837-ALJ

(PP from 10/19/2023)

DOCKET NO. C-2022-3032837

NAME AND SUBJECT: ROBERT ADAMS VS ZITO MEDIA VOICE, LLC

Formal Complaint filed 5/20/22 against Zito Media Voice, LLC (Zito), alleging inadequate telephone and internet service. On 1/12/23, the Commission issued an Opinion and Order granting the Application of Zito for the Discontinuance and Abandonment of Competitive Local Exchange Carrier and Competitive Access Provider services by Zito, to the public within Pa. On 1/27/23, Zito filed a Notice of Change of Regulatory Status in this proceeding. On 2/24/23, a telephonic hearing convened pursuant to Notice.

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

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3037624-ALJ

(PP from 10/19/2023)

DOCKET NO. C-2023-3037624

NAME AND SUBJECT: PUC BUREAU OF INVESTIGATION AND ENFORCEMENT VS SERVICE EMPORIUM INC

Formal Complaint filed 1/12/23, alleging that Service Emporium Inc. failed to timely file an assessment report for the 2019 and 2020 calendar year in violation of 66 Pa.C.S. § 510(b). A hearing was scheduled on 4/6/23. A Motion for Default Judgment was filed by the Bureau of Investigation and Enforcement on 3/15/23.

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

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

November 9, 2023

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO. 3037464-OSA

DOCKET NO. G-2023-3037464

NAME AND SUBJECT: THE BUCK HILL WATER COMPANY AND BUCK HILL FALLS COMPANY

Affiliated interest agreement filed on 12/30/22, seeking Commission approval of The Buck Hill Water Company's (Buck Hill Water) right to engage in affiliated interest transactions with its affiliate, the Parent Company (Buck Hill Falls Company). Buck Hill Water submitted proof of service to the appropriate entities. No protests were filed. On 10/19/23, the Commission entered an Opinion and Order. On 11/3/23, Buck Hill Water filed a Petition for Reconsideration.

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

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

LAW BUREAU

AGENDA NO. 3042900-LAW

DOCKET NO. P-2023-3042900

NAME AND SUBJECT: CITY OF TITUSVILLE

Petition for Declaratory Order filed by the City of Titusville requesting permission to connect adjacent property to its water system.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3043950-LAW

DOCKET NO. P-2023-3043950

NAME AND SUBJECT: PENNSYLVANIA AMERICAN WATER COMPANY AND PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Ex Parte Emergency Order issued on 11/1/23, in response to the Joint Petition filed by Pennsylvania American Water Company and the Department of Environmental Protection requesting an Ex Parte Emergency Order in regard to receivership of the East Dunkard Water Authority.

RECOMMENDATION: That the Commission adopt the proposed Ratification Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

COMMISSIONERS

AGENDA NO. 3044115-CMR

NAME AND SUBJECT: **DISTRIBUTED ENERGY RESOURCES PARTICIPATION IN WHOLESALE MARKETS**

MOTION BY CHAIRMAN DEFRANK AND VICE CHAIR BARROW

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman