

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

THURSDAY, JUNE 21, 2012 (WG)

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
James H. Cawley	John F. Coleman, Jr.	Robert F. Powelson	Wayne E. Gardner	Pamela A. Witmer

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

The Next Public Meeting is Tentatively Scheduled for Thursday, July 19, 2012 at 10:00 A.M.

Minutes of the Meeting of Thursday, May 24, 2012 (PW)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, JULY 19, 2012 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, JUNE 20, 2012, AT 2:00 P.M., IN THE JR. EXECUTIVE CHAMBERS, THIRD FLOOR, 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
3RD FLOOR KEYSTONE BUILDING**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

FINAL AGENDA

June 21, 2012

BUREAU OF TECHNICAL UTILITY SERVICES (Transportation)

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2108518-TAS Vote 5-0.	R-2009-2108518 S.P.28209	PA TAXICAB AND PARATRANSIT ASSOC - Application for extension of the Fuel Cost Recovery Surcharge for call or demand, paratransit, and airport transfer carriers. RECOMMENDATION: That the Commission allow call or demand, paratransit, and airport transfer carriers to continue utilizing the Fuel Cost Recovery Surcharge and that it be extended until midnight, 6/30/13.
2146541-TAS Vote 5-0.	A-2009-2146541	PENNDOT - Approving plans and appropriates property for PennDOT to replace existing bridge carrying SR 0011. RECOMMENDATION: That the Commission adopt the proposed Order approving the application as amended.
2278509-TAS Vote 5-0.	A-2011-2278509	COMMUNITY INTEGRATIONS LLC - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. Moshannon, Centre County RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
2288574-TAS Vote 5-0.	A-2012-2288574	PEARL EXPRESS LLC - Application for the right to transport as a common carrier by motor vehicle, persons in group and party service in vehicles seating 11 to 15 passengers, including the driver. York, York County RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
2290003-TAS Vote 5-0.	A-2012-2290003	PARK AVENUE LUXURY LIMOUSINE INC - Application for the right to transport as a common carrier by motor vehicle, persons in group and party service in vehicles seating 11 to 15 passengers, including the driver. Philadelphia, PA RECOMMENDATION: That the Commission adopt the proposed Order approving the application.

BUREAU OF TECHNICAL UTILITY SERVICES (Transportation)

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2294015-TAS Vote 5-0.	A-2012-2294015	HALLCON CREW TRANSPORT INC - Application for the right to begin to transport by motor vehicle, persons in contract carrier service. Toronto, Canada RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
2294248-TAS Vote 5-0.	A-2012-2294248	AUTOEFFECTS MOTOR SPORTS INC - Application for the right to transport as a common carrier by motor vehicle, persons in limousine service. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
2294261-TAS Vote 5-0.	A-2012-2294261 A-2012-2294269 A-2012-2294093 A-2012-2294281	AIR STAR TRANSPORTATION & LIMOUSINE SVC, CLASSY CAB CO, CRANBERRY TAXI & STAR LIMOUSINE SERVICE INC - Application for transfer of issued and outstanding stock. RECOMMENDATION: That the Commission adopt the proposed Order approving the simultaneous applications.

DIRECTOR OF ADMINISTRATION

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2272902-BAS (PP from 06/07/2012)		PA UNIVERSAL SERVICE FUND ADMINISTRATOR - The Commission is seeking to secure an Administrator for the PaUSF for the next contracting period anticipated to be 7/1/12 through 6/30/16, with one optional year (at the Commission's option) through 6/30/17. RECOMMENDATION: That the Commission approve the vendor selected by the Evaluation Committee.
Vote 5-0 with Commissioner Cawley Dissenting in Part.		
2307801-BAS	M-2012-2307801	ASSESSMENT OF LEC FOR BROADBAND OUTREACH & AGGREGATION FUND - Assessment for the Broadband Outreach and Aggregation Fund billing for FY 7/1/12 to 6/30/13. RECOMMENDATION: That the Commission approve the computation in accordance with section 3015 of the Public Utility Code, the amount of the assessments for the Broadband Outreach and Aggregation Fund for FY 2012-2013.
Vote 5-0.		

BUREAU OF AUDITS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2112031-AUD Vote 5-0.	D-2009-2112031 M-00900239	TELECOMMUNICATIONS RELAY SERVICE - TRS Program for the ten months ended 2/28/09, and for the twelve months ended 4/30/08 and 4/30/07. RECOMMENDATION: That the Commission release the Audit Report to the public.
2305160-AUD Vote 5-0.	M-2012-2305160	PECO ENERGY COMPANY-ELECTRIC - Generation Supply Adjustment. RECOMMENDATION: That the Commission approve Supplement No. 43 to Tariff Electric - Pa. P.U.C. No. 4, reflecting the proposed GSA rates to become effective 7/1/12.
2307953-AUD Vote 5-0.	M-2012-2307953	WELLSBORO ELECTRIC CO. - Generation Supply Service Rates. RECOMMENDATION: That the Commission approve Supplement No. 66 to Tariff Electric - Pa. P.U.C. No. 8, reflecting a GSSR of \$0.075610 per KWH, effective 7/1/12.
2307978-AUD Vote 5-0.	M-2012-2307978	CITIZENS ELEC CO. OF LEWISBURG - Generation Supply Service Rates. RECOMMENDATION: That the Commission approve Supplement No. 68 to Tariff Electric - Pa. P.U.C. No. 14 reflecting a GSSR of \$0.072410 per KWH, effective 7/1/12.

DIRECTOR OF REGULATORY OPERATIONS

AGENDA NO.

DOCKET NO.

NAME AND SUBJECT

2237952-DIR

I-2011-2237952

Vote 5-0.

INVESTIGATION OF PA'S RETAIL ELECTRICITY MARKET

- Order amending the Final Order and Intermediate Work Plan adopted on 3/1/12, and provides for a revised schedule for the mailing of certain consumer education materials.

RECOMMENDATION:

That the Commission adopt the proposed Order which establishes the revised schedule.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2161694-OSA (PP from 06/07/2012) Statement by Commissioner Witmer. Vote 4-1 with Commissioner Cawley Dissenting.	R-2010-2161694 C-2010-2171967 C-2010-2174138 C-2010-2176959 C-2010-2174117 C-2010-2172723 C-2010-2171487 C-2010-2204823 C-2010-2179405 C-2010-2177233 C-2010-2187127	PPL ELECTRIC UTILITIES CORP - Order entered 12/21/10, approving a partial settlement of PPL's base rate proceeding and disposing of other issues. On 1/13/11, the Order was entered granting a petition for reconsideration pending further consideration of the merits that had been filed by the PPL Industrial Customer Alliance. On 4/27/11, an Order was entered remanding the proceeding to the OALJ. On 1/27/12, ALJ Colwell issued a Recommended Decision on Remand that denied PPLICA's request for a special rate for Donsco, Inc. On 2/16/12, PPLICA filed Exceptions to the Recommended Decision on Remand. On 2/27/12, PPL and the OSBA filed Reply Exceptions. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order denying the Exceptions.
2168756-OSA (PP from 06/07/2012) Vote 5-0.	A-2010-2168756	CRANBERRY TAXI, INC D/B/A VETERNAS TAXI - Application filed on 2/22/10. On 5/6/10, Airlines Acquisition t/d/b/a Airlines Transportation; Airport Limousine Service t/d/b/a Checker Cab; Pittsburgh Cab t/d/b/a Metro Taxi; Ray Ray Cab; and Yellow Cab Company of Pittsburgh filed protests. Hearings were conducted on 5/3/11 and 5/4/11. In an Initial Decision, issued 11/3/11, ALJ Dunderdale approved the Application. The Protestants filed Exceptions on 11/23/11. The Applicant filed Replies to Exceptions on 12/2/11. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which denies the Exceptions and adopts the Initial Decision.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2214718-OSA Vote 5-0.	C-2010-2214718	JAMES MUNRO VS PECO ENERGY CO - Complaint filed on 12/7/10, alleging that there were incorrect charges on his electric bill. PECO filed an Answer and New Matter on 1/31/11. A hearing was held on 4/21/11. A further hearing was held on 10/3/11 to adjudicate the Complainant's high bill claim. The ALJ's Initial Decision, dismissing the Complaint with prejudice, was issued on 1/18/12. The Complainant filed Exceptions on 2/9/12. PECO filed Replies to Exceptions on 2/17/12. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which denies the Exceptions and modifies the Initial Decision.
2247087-OSA Vote 5-0.	C-2011-2247087	WILLIE JESSIE VS PHILADELPHIA GAS WORKS - Formal Complaint filed 6/6/11, alleging that there were incorrect charges on his bill. On 7/7/11, PGW filed an Answer denying the allegations. A telephonic hearing was held on 1/19/12. In an Initial Decision, issued 2/27/12, ALJ Nguyen denied the Complaint. The Complainant filed Exceptions on 3/13/12. PGW filed Replies to Exceptions on 3/26/12. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which denies the Complainant's Exceptions and adopts the ALJ's Initial Decision.
2248188-OSA Vote 5-0.	C-2011-2248188	BUREAU OF TRANSPORTATION & SAFETY VS MADALYN MATY CIABATIONI T/A THE READING EXPRESS AIRPORT SHUTTLE - Complaint instituted on 6/30/11, alleging failure to maintain evidence of insurance on file with the Commission. No answer was filed to the Complaint. By Secretarial Letter issued 11/2/11, the Commission sustained the Complaint and cancelled the Certificate of Public Convenience. Petition filed on 4/9/12, requesting reinstatement of the Certificate and waiver of the civil penalty. No response to the Petition has been filed. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order that denies the Petition.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2287204-OSA Vote 5-0.	C-2012-2287204	UTILITY WORKERS UNION OF AMERICA SYSTEM LOCAL 537 VS PENNSYLVANIA AMERICAN WATER COMPANY - Formal Complaint filed on 2/7/12, alleging that PAWC had violated Section 1406 of the Public Utility Code, relating to the timely delivery of notices of termination. On 2/28/12, PAWC filed an Answer to the Complaint and a Motion to Dismiss alleging the Complainant's lack of standing. On 3/8/12, the Complainant filed an Answer to PAWC's Motion. On 4/13/12, the OCA intervened in the matter. In his Initial Decision, issued on 4/18/12, ALJ Salapa recommended that the Complaint be dismissed due to the Complainant's lack of standing. On 5/7/12, the Complainant and the OCA each filed Exceptions to the Initial Decision. On 5/17/12, PAWC filed Reply Exceptions. 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>
2097544-FUS Statement by Vice Chairman Coleman. Vote 5-0.	A-2009-2097544	JUST ENERGY PENNSYLVANIA CORP - Application filed on 6/10/11, for approval to amend its electric generation supplier license to serve as a supplier and a broker/marketer and aggregator engaged in the business of supplying electricity for residential, small commercial (25kw demand and under) and large commercial (over 25kw demand) customers in all electric distribution company service territories within PA. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application amendment.
2192722-FUS Vote 5-0.	A-2010-2192722	PRICE POINT ENERGY LLC - Application filed on 2/8/12, for approval to abandon its Electric Generation Supplier License. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application for abandonment.
2201370-FUS Vote 5-0.	A-2010-2201370	MIDAMERICAN ENERGY COMPANY - Application filed on 4/27/12, for approval to amend its license to offer, render, furnish or supply electricity or electric generation services as a supplier of retail electric power to small commercial (25 kW and under demand), large commercial (over 25 kW demand), industrial and governmental customers to include residential customers in all electric distribution company service territories throughout PA. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application amendment.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2275191-FUS Vote 5-0.	A-2011-2275191	EARLY BIRD POWER LLC - Application filed on 11/22/11, for approval to offer, render, furnish, or supply natural gas supply services to small and large commercial, industrial and governmental customers in the service territory of Valley Energy, National Fuel Gas, UGI Central Penn, UGI Utilities, UGI Penn Natural, Peoples Natural Gas, Equitable Gas, Columbia Gas, Philadelphia Gas Works, Peoples TWP, and PECO, within PA, as a broker/marketer. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.
2289792-FUS Vote 5-0.	A-2012-2289792	RJT ENERGY CONSULTANTS LLC - Application filed on 2/21/12, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer engaged in the business of aggregating multiple customers and bidding that usage to suppliers focusing on towns, municipalities, and non-profit organizations and wishes to market to residential, small commercial customers (25kW and under), large commercial customers, industrial customers, and governmental customers in the electric distribution service territories throughout PA. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.
2293529-FUS Vote 5-0.	A-2012-2293529	PPL ELECTRIC UTILITIES CORP - Letter of Notification filed on 3/14/12, with respect to the Blooming Grove-Hemlock #1 and #2 138/69 kV Transmission Line rebuild in Blooming Grove Township, Pike County. Authority for this procedure is provided for at §57.72(d)(1)(v). No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order that approves the application.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2294570-FUS Vote 5-0.	A-2012-2294570 A-2012-2294569 A-2012-2294571	CUSTOM TEL, LLC - Application filed on 2/22/12, for approval to offer, render, furnish or supply telecommunication services as a CLEC in the service areas of Verizon PA and Verizon North; AND a Reseller Interexchange Carrier throughout PA. No protests were filed and no hearings were held. RECOMMENDATION: The Commission approve the application consistent with the proposed Order.
2294574-FUS Vote 5-0.	A-2012-2294574 A-2012-2294572 A-2012-2294575	IBC TELECOM CORPORATION - Application filed on 2/21/12. for approval to offer, render, furnish or supply telecommunication services as a CLEC in the service areas of Verizon PA and Verizon North; AND a Reseller Interexchange Carrier (detariffed) throughout PA. No protests were filed and no hearings were held. RECOMMENDATION: The Commission approve the application consistent with the proposed Order.
2297151-FUS Vote 5-0.	M-2012-2297151	ALLEGHENY COUNTY'S 911 - System Renewal Plan filed on 4/4/12, by PEMA requesting a formal review of the costs associated with the contribution rate of \$1.00 per access line per month, and make a recommendation to PEMA within 90 days of the receipt date. RECOMMENDATION: The Commission adopt the proposed Order which approves a contribution rate of \$1.00 per access line per month.
2298616-FUS Vote 5-0.	R-2012-2298616	WINDSTREAM PENNSYLVANIA LLC - 2012 Price Stability Index/Service Price Index filing of 4/30/12. No tariffs were filed. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order that approves this filing.
2298617-FUS Vote 5-0.	R-2012-2298617	WINDSTREAM D&E, INC - 2012 Price Stability Index/Service Price Index filing of 4/30/12. No tariffs were filed. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order that approves this filing.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2298619-FUS Vote 5-0.	R-2012-2298619	WINDSTREAM CONESTOGA INC - 2012 Price Stability Index/Service Price Index filing of 4/30/12. No tariffs were filed. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order that approves this filing.
2298621-FUS Vote 5-0.	R-2012-2298621	WINDSTREAM BUFFALO VALLEY INC - 2012 Price Stability Index/Service Price Index filing of 4/30/12. No tariffs were filed. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order that approves this filing.
2298950-FUS Vote 5-0.	R-2012-2298950	NORTH-EASTERN PA TELEPHONE CO - 2012 Annual Price Stability Index and Service Price Index and Tariff Supplement No. 135 to Tariff PA PUC No. 9, filed on 5/1/12, requesting a \$6,766 increase from the application of the Service Price Index change. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order approving the proposed rate increase.
2298960-FUS Vote 5-0.	R-2012-2298960	HICKORY TELEPHONE CO. - 2012 Annual Price Stability Index and Service Price Index and Tariff Supplement No. 139 to Tariff PA PUC No. 6, filed on 5/1/12, requesting a \$16,868 increase from the application of the Service Price Index change. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order approving the proposed rate increase.
2298969-FUS Vote 5-0.	R-2012-2298969	BENTLEYVILLE COMMUNICATIONS CORP - 2012 Annual Price Stability Index and Service Price Index and Tariff Supplement No. 96 to Tariff PA PUC No. 6, filed on 5/1/12, requesting a \$25,669 increase from the application of the Service Price Index change. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order approving the proposed rate increase.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2298973-FUS Vote 5-0.	R-2012-2298973	MARIANNA & SCENERY HILL TEL CO - 2012 Annual Price Stability Index and Service Price Index and Tariff Supplement No. 112 Tariff PA PUC No. 6, filed on 5/1/12, requesting a \$28,439 increase from the application of the Service Price Index change. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order that approves this filing.
2299333-FUS Vote 5-0.	A-2012-2299333	PENNSYLVANIA AMERICAN WATER COMPANY - Application filed on 4/13/12 for the approval of: 1) the transfer, by sale, of the water works property and rights of two water satellite systems of the North Fayette County Municipal Authority, namely the Balsinger Public Water System (Balsinger) and the Springfield Pike Public Water System (Springfield Pike), to PAWC; 2) the commencement by PAWC of water service to the public in portions of Menallen Township and German Township presently being served by Balsinger, and Connellsville Township presently being served by Springfield Pike, Fayette County. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order which approves the application.
2299394-FUS Withdrawn by the Bureau of Technical Utility Services.	A-2012-2299394 A-2012-2299431 A-2012-2299433 A-2012-2299434	PENN ESTATES UTILITIES AND UTILITIES INC - Joint Application filed on 4/3/12, for approval of a transfer of membership interests resulting in an indirect change of control of Utilities, Inc.'s Pennsylvania subsidiaries. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order which approves the transfer of membership interests resulting in an indirect change of control of Penn Estates Utilities, Inc., Utilities, Inc. of Pennsylvania and Utilities, Inc. – Westgate.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2299426-FUS Vote 5-0.	M-2012-2299426 M-00920375	CLINTON COUNTY'S 911 - System Renewal Plan filed on 4/16/12, by PEMA, requesting a formal review of the costs associated with the contribution rate of \$1.50 per access line per month, and make a recommendation to PEMA within 90 days of the receipt date. RECOMMENDATION: The Commission adopt the proposed Order which approves a contribution rate of \$1.50 per access line per month.
2299663-FUS Vote 5-0.	R-2012-2299663	UTILITIES, INC.-WESTGATE - Supplement No. 4 to Tariff Water-Pa. P.U.C. No. 7, filed on 4/2/12, proposing the creation of a Purchase Water Adjustment Charge to become effective 6/1/12, and voluntarily postponed to 7/1/12. RECOMMENDATION: The Commission adopt the proposed Order that approves this tariff supplement.
2300583-FUS Vote 5-0.	S-2012-2300583	PENNSYLVANIA AMERICAN WATER COMPANY - Securities Certificate filed on 4/24/12, with respect to the issuance of debt in a principal amount not to exceed \$45 million. No protests were filed and no hearings were held. On 5/7/12, PAWC voluntarily extended the consideration period to 6/22/12. RECOMMENDATION: That the Commission adopt the proposed Order.
2301882-FUS Vote 5-0.	R-2012-2301882	SUNOCO PIPELINE, L.P. - General Rate Case filed on 4/30/12, proposing an annual increase in rates of \$999,954 (3.95%), to become effective 7/1/12. RECOMMENDATION: That the Commission adopt the proposed Order that approves the rate increase.
2302912-FUS Vote 5-0.	A-2012-2302912	TELEVERGENCE SOLUTIONS INC - Application filed on 5/3/12, for approval to offer, render, furnish or supply telecommunication services as a Reseller Interexchange Carrier (detariffed) throughout PA. No protests were filed and no hearings were held. RECOMMENDATION: The Commission approve the application consistent with the proposed Order.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2303551-FUS Vote 5-0.	R-2012-2303551 P-00981437F1000	CONSOLIDATED COMMUNICATIONS OF PENNSYLVANIA COMPANY - 2012 Price Stability Index/Service Price Index Report filed on 4/26/12. No tariffs were filed. No protests were filed and no hearings were held. RECOMMENDATION: The Commission adopt the proposed Order approving the filing.
2305080-FUS Vote 5-0.	S-2012-2305080	CONSOLIDATED COMMUNICATIONS OF PENNSYLVANIA COMPANY - Securities Certificate filed on 5/17/12, with respect to the guarantee of debt in a principal amount up to \$300 million. No protests were filed and no hearings were held. An amendment to the securities certificate was filed on 6/8/12, decreasing the principal amount from \$350 million to \$300 million and setting the interest rate at 10.875%. RECOMMENDATION: That the Commission adopt the proposed Order.
2307013-FUS Statement by Chairman Powelson. Vote 5-0.	A-2012-2307013 A-2012-2307015	MIPC LLC AND PHILLIPS 66 PIPELINE LLC - Joint Application filed on 5/25/12, for approval of: (1) the transfer of petroleum products pipeline assets of Phillips 66 Pipeline LLC to MIPC, LLC under Section 1102(a)(3) of the Public Utility Code; (2) the abandonment of all Pennsylvania regulated services by Phillips 66 Pipeline LLC under Section 1102(a)(2) of the Public Utility Code; and (3) the intrastate transportation or conveyance of crude oil, gasoline or petroleum products by MIPC, LLC. Proofs of publication and service to the appropriate entities were submitted. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order that approves the application.

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2137972-LAW Vote 5-0.	P-2009-2137972 P-2010-2164470 P-2010-2164472	AT&T COMMUN OF PA, TCG NJ, AND TCG PGH - Joint Petition for a four-year extension of the two-year trial period permitting it to maintain information regarding the rates, terms, and conditions for basic dial tone service offered to enterprise and large business customers on its internet website. This is a waiver of 52 Pa. Code sections 53.58 and 53.59, which require maintaining or filing a tariff with the Commission for the above-stated service. RECOMMENDATION: That the Commission adopt the proposed order granting the petition for a four-year extension of the waiver.
2293578-LAW Vote 5-0.	P-2012-2293578	PIKE COUNTY LIGHT & POWER CO-ELECTRIC - Petition filed on 3/12/12, seeking authority to defer certain expenses in the amount of \$232,000 associated with storm damage caused by Hurricane Irene in August 2011. OCA filed an answer asking that, if the petition is granted, the Commission impose certain conditions. RECOMMENDATION: That the Commission approve the Proposed Order.
2296005-LAW Postponed until the Public Meeting of July 19, 2012.	L-2012-2296005	AMENDMENT OF PUC RULES OF PRACTICE & PROCEDURE - 52 PA CODE CHAPTERS 1, 3 & 5 - The Procedural Rules Committee and the Law Bureau have recommended amending certain procedural rules to address problems with the regulations and to reduce the number of paper copies filed with pleadings. RECOMMENDATION: That the Commission approve the proposed Order.

LAW BUREAU

AGENDA NO.

DOCKET NO.

NAME AND SUBJECT

2299711-LAW

**P-2012-2299711
P-2012-2299712
P-2012-2299713
P-2012-2299714**

Withdrawn by the Law Bureau.

PENN ESTATES UTILITIES AND UTILITIES INC
- Petition for Protective Order filed on 4/13/12,
requesting that the Commission restrict the disclosure of
proprietary and highly confidential information
contained in Exhibits to the Joint Application that had
been filed in accordance with 66 Pa. C.S. § 1102(a)(3)
at Docket Nos. A-2012-2299431, A-2012-299433,
A-2012-2299434, and A-2012-2299394 in which they
requested the Commission to approve a transaction that
would result in a change of control of Utilities, Inc.,
and its PA subsidiaries.

RECOMMENDATION:

That the Commission grant the Petition.

OFFICE OF ADMINISTRATIVE LAW JUDGE

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2248345-ALJ Vote 5-0.	F-2011-2248345	SAMY AZER VS PPL ELECTRIC UTILITIES CORP - Formal Complaint filed 6/7/11 alleging safety, reliability or quality problems with his utility service caused overcharges on his bill due to a defective commercial meter, and also requested a payment arrangement. Second Formal Complaint filed 10/20/11, alleging that PPL has failed to remove a second meter on his property despite his numerous requests. PPL filed its answers on 7/14/11 and 11/30/11 respectfully. Complaints consolidated by Order on 1/12/12. Hearing held 1/26/12. COMMISSION REVIEW: That the Commission adopt ALJ Cheskis' Initial Decision sustaining the complaint regarding the second meter and dismissing the complaint regarding high bills.
2286207-ALJ Vote 5-0.	M-2012-2286207	YORK WATER CO - Section 1307(e) Statement of Over/Under Collection of Distribution System Improvement Charge filed on 1/30/12, for the twelve-month period ending 12/31/11. A hearing was held on 3/27/12. COMMISSION REVIEW: That the Commission adopt ALJ Cheskis' Recommended Decision accepting the statement insofar as it is undisputed.
2286646-ALJ Vote 5-0.	M-2012-2286646	UNITED WATER PENNSYLVANIA INC - Section 1307(e) Statement of Over/Under Collection of Distribution System Improvement Charge filed on 1/30/12, for the twelve-month period ending 12/31/11. A hearing was held on 3/27/12. COMMISSION REVIEW: That the Commission adopt ALJ Cheskis' Recommended Decision accepting the statement insofar as it is undisputed.
2290826-ALJ Vote 5-0.	M-2012-2290826	BOROUGH SCHUYLKILL HAVEN - ELECTRIC - Section 1307(e) Statement of Actual Code Adjustment (ACA) Rate of Over/Under Collection filed on 2/27/12, for the twelve-month period ending 1/31/12. A hearing was held on 3/27/12. COMMISSION REVIEW: That the Commission adopt ALJ Cheskis' Recommended Decision accepting the statement insofar as it is undisputed.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

CARRY-IN AGENDA

June 21, 2012

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2214415-OSA	R-2010-2214415	UGI CENTRAL PENN GAS, INC - Rate request filed on 1/14/11, and on 3/17/11, the Commission suspended the proposed tariffs and referred the matter to OALJ for investigation. In addition to the rate request, the filing included voluntary energy efficiency and conservation (EE&C) measures. By Opinion and Order entered 8/19/11, the Commission approved a Settlement Petition, with the exception of the EE&C measures included in the Settlement. The Commission, inter alia, directed that CPG file an EE&C Plan and address 9 specific issues. CPG filed an EE&C Plan on 10/24/11. Comments on the Plan were filed by the OCA on 11/16/11. No Reply Comments were filed. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order that, inter alia, approves the EE&C Plan, as modified, and directs CPG to take certain actions prior to the submission of its first annual report on its EE&C Plan.

Joint Motion by Vice Chairman Coleman
and Commissioner Witmer.
Vote 5-0.

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2269524-LAW Vote 5-0.	P-2011-2269524	BUDGET PREPAY INC D/B/A BUDGET PHONE - Petition filed for approval to be designated as an ETC in PA. The petition was published in the PA Bulletin. The OCA filed comments and Budget Prepay filed Reply Comments as well as supplements and an amendment to its petition. The OCA supports Budget Prepay's petition subject to the same reporting and verification requirements imposed upon all ETCs to ensure consistent treatment and protection of PA consumers, as well as protecting the USF from fraud and abuse. RECOMMENDATION: That the Commission adopt the proposed Order.
2297650-LAW Vote 5-0.	P-2012-2297650	T-MOBILE NORTHEAST LLC - Petition filed for approval to be designated as a conditional ETC in PA in order to participate in the Mobility Fund Phase I Auction. The Petition was published in the PA Bulletin. The OCA filed Comments and T-Mobile filed Reply Comments as well as Responses to Staff Data Requests. The OCA supports T-Mobile's petition subject to certain clarifications. RECOMMENDATION: That the Commission adopt the proposed Order.

**PENNSYLVANIA PUBLIC UTILITY COMMISSION
SUPPLEMENTAL CARRY-IN AGENDA**

June 21, 2012

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2291937-OSA Vote 5-0.	A-2012-2291937 A-6414319	QUALITY TRANSPORT SERVICES INC - By Order entered 6/7/12, the Commission denied the instant Application. Quality Transport Services, Inc. filed a Petition for Reconsideration. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants Reconsideration pending review of the merits.