

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**PUBLIC MEETING**

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**THURSDAY, OCTOBER 11, 2012 (PW)**

**10:00 A.M.**

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

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**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:**

<b>COMMISSIONER</b>	<b>VICE CHAIRMAN</b>	<b>CHAIRMAN</b>	<b>COMMISSIONER</b>	<b>COMMISSIONER</b>
<b>James H. Cawley</b>	<b>John F. Coleman, Jr.</b>	<b>Robert F. Powelson</b>	<b>Wayne E. Gardner</b>	<b>Pamela A. Witmer</b>

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

**The Next Public Meeting is Tentatively Scheduled for Wednesday, October 24, 2012 at 10:00 A.M.**

**Minutes of the Meeting of Thursday, September 13, 2012 (WG)**

**\*\*\*ANNOUNCEMENTS\*\*\***

**THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR WEDNESDAY, OCTOBER 24, 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, OCTOBER 10, 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.**

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**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

October 11, 2012

BUREAU OF TECHNICAL UTILITY SERVICES (Transportation)

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2187338-TAS Vote 5-0.	A-2010-2187338	PENNDOT - Application to replace an existing overhead bridge in Exeter Township, Berks County. RECOMMENDATION: That the Commission adopt the proposed Order approving the application as amended.
2272302-TAS Vote 5-0.	A-2011-2272302	SELECT AMBULANCE - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. RECOMMENDATION: That the Commission adopt the proposed Order approving the application, as amended.
2274973-TAS Vote 5-0.	A-2011-2274973	PENNDOT - Application to replace the existing overhead bridge in West Chillisquaque Township, Northumberland County. RECOMMENDATION: That the Commission adopt the proposed Order approving the application as amended.
2285526-TAS Vote 5-0.	A-2012-2285526	E&E CONSULTING LLC T/A E&E TRANSPORT - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. RECOMMENDATION: That the Commission adopt the proposed Order approving the application, as amended.
2295173-TAS Vote 5-0.	A-2012-2295173	PRO TECH AMBULANCE CO INC - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. Philadelphia County RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
2295701-TAS Vote 5-0.	A-2012-2295701	LARRY R SHADE - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. Dauphin, Northumberland, and Schuylkill counties RECOMMENDATION: That the Commission adopt the proposed Order approving the application.

**BUREAU OF TECHNICAL UTILITY SERVICES (Transportation)**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2296330-TAS</b> Vote 5-0.	<b>A-2012-2296330</b>	TROPICAL TANNING AND BEAUTY SALON INC T/A ARRIVE N STYLE LIMOUSINE SERVICE - 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. Cameron, Centre, Clearfield, Clinton, Lycoming, Mifflin, Northumberland, Potter, Snyder, and Tioga counties RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
<b>2298253-TAS</b> Vote 5-0.	<b>A-2012-2298253</b>	PATRICIA A OVERLY - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. RECOMMENDATION: That the Commission adopt the proposed Order denying and dismissing the application.
<b>2301745-TAS</b> Vote 5-0.	<b>A-2012-2301745</b>	TERRY SUTER - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. Lancaster County RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
<b>2302163-TAS</b> Vote 5-0.	<b>A-2012-2302163</b>	PEAKS AND VALLEYS TRANSPORT LLC - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in paratransit service. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
<b>2303418-TAS</b> Vote 5-0.	<b>A-2012-2303418</b> <b>A-00092562</b>	BRYAN A HALL - Application for the right to begin to transport as a common carrier by motor vehicle, household goods in use. Bedford County RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
<b>2304304-TAS</b> Vote 5-0.	<b>A-2012-2304304</b>	TAB TRANSPORTATION INC - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in contract carrier service. RECOMMENDATION: That the Commission adopt the proposed Order dismissing the application.

**BUREAU OF TECHNICAL UTILITY SERVICES (Transportation)**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2304508-TAS</b> Vote 5-0.	<b>A-2012-2304508</b>	GEORGE B HOLMAN & CO INC D/B/A HOLMAN MOVING SYSTEMS - Application for the right to begin to transport as a common carrier by motor vehicle, household goods in use. RECOMMENDATION: That the Commission adopt the proposed Order denying and dismissing the application.
<b>2307983-TAS</b> Vote 5-0.	<b>A-2012-2307983</b>	RUTH T & CLARENCE N KAUFFMAN T/A KAUFFMAN TRANSPORT - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in paratransit service. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
<b>2324618-TAS</b> Vote 5-0.	<b>R-2012-2324618</b>	SINCLAIR MOVING & STORAGE, INC - Increase in rates. RECOMMENDATION: That the Commission approve Tariff Freight PA PUC No. 2, to become effective on 10/15/12.

**BUREAU OF AUDITS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2239711-AUD</b> Vote 5-0.	<b>D-2011-2239711</b>	METROPOLITAN EDISON COMPANY - Consumer Education Charge. RECOMMENDATION: That the Commission release the Audit Report to the public.
<b>2239712-AUD</b> Vote 5-0.	<b>D-2011-2239712</b>	PENNSYLVANIA ELECTRIC COMPANY - Consumer Education Charge. RECOMMENDATION: That the Commission release the Audit Report to the public.
<b>2308656-AUD</b> Vote 5-0.	<b>D-2012-2308656</b>	METROPOLITAN EDISON COMPANY - Non-Utility Generation Charge. RECOMMENDATION: That the Commission approve the release of Met-Ed's Non-Utility Generation Charge Audit Report for Sixteen Months Ended April 30, 2012.
<b>2308657-AUD</b> Vote 5-0.	<b>D-2012-2308657</b>	PENNSYLVANIA ELECTRIC COMPANY - Non-Utility Generation Charge. RECOMMENDATION: That the Commission approve the release of Penelec's Non-Utility Generation Charge Audit Report for Sixteen Months Ended April 30, 2012.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
2109324-OSA Vote 5-0.	I-2009-2109324	CLEAN TREATMENT SEWAGE COMPANY - By Order entered 5/25/12, the Commission directed PAWC to acquire the wastewater system of Clean Treatment Sewage Company through the eminent domain process. The Commission also directed PAWC to file a Plan for Improvements within sixty days. PAWC filed a "Preliminary Plan for Improvements" on 7/24/12, in which it requested certain information from CTSC as well as additional time to submit its final Plan for Improvements. Several Parties filed Comments on the Preliminary Plan. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2200201-OSA</b> Vote 5-0.	<b>A-2010-2200201</b>	<p>PEREGRINE KEYSTONE GAS PIPELINE LLC - Application filed on 9/17/10. In a Recommended Decision, issued 5/23/12, ALJ Colwell recommended that the Application be denied. Peregrine filed a Petition to Withdraw Application on 6/8/12. By Order entered 9/13/12, the Commission granted Peregrine's Petition to Withdraw Application and vacated the Recommended Decision. On 9/28/12, the Pennsylvania Independent Oil and Gas Association filed a Petition for Reconsideration of the 9/13/12 Order.</p> <p>RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Petition for Reconsideration, pending further review of, and consideration on, the merits.</p>
<b>2248188-OSA</b> Postponed until the Public Meeting of October 24, 2012.	<b>C-2011-2248188</b>	<p>BUREAU OF TRANSPORTATION &amp; SAFETY VS MADALYN MATY CIABATIONI T/A READING EXPRESS AIRPORT SHUTTLE - Complaint instituted on 6/30/11, alleging that failure to maintain evidence of insurance on file with the Commission. Petitioner did not file an answer to the Complaint. By Secretarial Letter issued 11/2/11, the Commission sustained the Complaint and cancelled Petitioner's Certificate of Public Convenience. On 4/9/12, the Petitioner filed a Petition requesting reinstatement of the Certificate and waiver of the civil penalty. By Order of 6/21/12, the Commission notified Petitioner that it would not grant the request for waiver of the civil penalty, but that Petitioner could re-file for reinstatement when the civil penalty was satisfied. On 8/16/12, Petitioner filed the instant Petition for Reinstatement.</p> <p>RECOMMENDATION: That the Commission adopt the propose Opinion and Order that grants the Petitions, subject to a condition.</p>



**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2260260-OSA</b>  Vote 5-0.	<b>A-2011-2260260</b>	JOHN BARNEY III & DONNA E BARNEY T/A JOHN BARNEY CONSTRUCTION - Application filed on 8/22/12. By Order entered 12/1/11, the Commission denied the Application due to the Petitioners' failure to comply with a request for additional information. The Petitioners filed a Petition for Rescission or Amendment on 1/21/12. No Answers to the Petition have been filed. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Petition for Rescission or Amendment and approves the application.
<b>2273310-OSA</b>  Vote 5-0.	<b>A-2011-2273310</b> <b>A-2010-2205556</b> <b>A-00114696</b>	PENNDOT - Application filed on 11/10/11, to alter the instant crossing by installing automatic flashing-light crossing warning signals. A field conference was held at the site on 4/25/12, at which it was determined, inter alia, that Norfolk Southern would install the warning signals. By Secretarial Letter issued 8/3/12, the Commission approved the Application and also made Norfolk Southern responsible to pay all compensation for damages due to the owners of any property taken, injured or destroyed by reason of the alteration. On 8/27/12, Norfolk Southern filed the instant Petition to Appeal Staff Action. A Corrected Secretarial Letter was issued on 8/28/12. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which: (1) grants Norfolk Southern's Petition, in part, and denies it, in part; and (2) assigns the matter to the Office of ALJ for further action as deemed appropriate.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2316577-OSA</b>  Vote 5-0.	<b>A-2012-2316577</b> <b>A-310663</b>	T-MOBILE NORTHEAST LLC AND VERIZON PENNSYLVANIA - Joint Petition filed on 7/27/12, seeking approval of Amendment No. 2 to an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2319924-OSA</b>  Vote 5-0.	<b>A-2012-2319924</b> <b>A-20120-2191048</b>	SPRINT SPECTRUM & NORTH PENN TELEPHONE - Joint Petition filed on 8/16/12, seeking approval of an Amendment to a Commercial Mobile Radio Service Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2319925-OSA</b>  Vote 5-0.	<b>A-2012-2319925</b> <b>A-2010-2166587</b>	SPRINT SPECTRUM & SOUTH CANAAN TELEPHONE - Joint Petition filed on 8/16/12, seeking approval of an Amendment to a Commercial Mobile Radio Service Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2319926-OSA</b>  Vote 5-0.	<b>A-2012-2319926</b> <b>A-2012-2166896</b>	SPRINT SPECTRUM & PYMATUNING IND TELEPHONE - Joint Petition filed on 8/16/12, seeking approval of an Amendment to a Commercial Mobile Radio Service Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2319927-OSA</b>  <b>Vote 5-0.</b>	<b>A-2012-2319927</b> <b>A-2010-2166877</b>	<b>SPRINT SPECTRUM &amp; LAUREL HIGHLAND TELEPHONE</b> - Joint Petition filed on 8/16/12, seeking approval of an Amendment to a Commercial Mobile Radio Service Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2319928-OSA</b>  <b>Vote 5-0.</b>	<b>A-2012-2319928</b> <b>A-2010-2166901</b>	<b>SPRINT SPECTRUM &amp; LACKAWAXEN TELECOM</b> - Joint Petition filed on 8/16/12, seeking approval of an Amendment to a Commercial Mobile Radio Service Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2319929-OSA</b>  <b>Vote 5-0.</b>	<b>A-2012-2319929</b>	<b>SPRINT SPECTRUM &amp; PALMERTON TELEPHONE</b> - Joint Petition filed on 8/16/12, seeking approval of an Amendment to a Commercial Mobile Radio Service Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2319945-OSA</b>  <b>Vote 5-0.</b>	<b>A-2012-2319945</b> <b>A-310518F7005</b>	<b>NEW CINGULAR WIRELESS AND CONSOLIDATED COMMUNICATIONS OF PA</b> - Joint Petition filed on 8/15/12, seeking approval of an Amendment to a Commercial Mobile Radio Service Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2319953-OSA</b>  <b>Vote 5-0.</b>	<b>A-2012-2319953</b> <b>A-2008-2047245</b>	COMCAST PHONE OF PENNA AND CONSOLIDATED COMMUNICATIONS OF PA - Joint Petition filed on 8/16/12, seeking approval of Amendment No. 1 to an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2319959-OSA</b>  <b>Vote 5-0.</b>	<b>A-2012-2319959</b> <b>A-2008-2047245</b>	COMCAST BUSINESS COMM AND CONSOLIDATED COMMUNICATIONS OF PA - Joint Petition filed on 8/14/12, seeking approval of Amendment No. 1 to an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2320031-OSA</b>  <b>Vote 5-0.</b>	<b>A-2012-2320031</b> <b>A-31395F7025</b>	NEW CINGULAR WIRELESS & ARMSTRONG TELE - Joint Petition filed on 8/20/12, seeking approval of an Amendment to a Commercial Mobile Radio Service Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2320032-OSA</b>  <b>Vote 5-0.</b>	<b>A-2012-2320032</b> <b>A-311395F7028</b>	NEW CINGULAR WIRELESS & HICKORY TELEPHONE - Joint Petition filed on 8/20/12, seeking approval of an Amendment to an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.

**OFFICE OF SPECIAL ASSISTANTS**

**AGENDA NO.**

**DOCKET NO.**

**NAME AND SUBJECT**

**2320034-OSA**

**A-2012-2320034  
A-311395F7026**

**Vote 5-0.**

NEW CINGULAR WIRELESS & ARMSTRONG TELE  
- Joint Petition filed on 8/20/12, seeking approval of an  
Amendment to an Interconnection Agreement pursuant  
to Section 252(e) of the Telecommunications Act of  
1996. Notice was published in the PA Bulletin. No  
comments or protests were received.  
RECOMMENDATION:  
That the Commission adopt the proposed Opinion and  
Order which grants the Joint Petition.

**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2119279-FUS (PP from 09/13/2012)</b>  <b>Postponed.</b>	<b>A-2009-2119279</b>	<b>IDT ENERGY INC</b> - Amended Application filed on 5/15/12, to offer, render, furnish, or supply natural gas supply services to residential, small commercial (less than 6,000 MCF annually), and large commercial (6,000 MCF or more annually) customers in the additional service territories of Columbia Gas and UGI Utilities within PA, as a supplier of natural gas services and a broker/marketer engaged in the business of supplying natural gas services. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves the application amendment.
<b>2311652-FUS</b>  <b>Vote 5-0.</b>	<b>A-2012-2311652</b>	<b>ALTERNATIVE ESCO LLC</b> - Application filed on 6/4/12, for approval to offer, render, furnish or supply electricity or electric generation services as a broker/marketer engaged in the business of reviewing and analyzing client electricity usage for residential, small commercial (25 kw and under demand), large commercial (over 25 kw demand), governmental, and industrial customers in the Penn Power, Penelec, PECO Energy Company, West Penn Power, Met Ed, UGI, Duquesne Light, Wellsboro Electric, Citizens Electric, Pike County Light & Power, and PPL Electric distribution company service territories throughout PA. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves the application.

**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2313100-FUS</b> <b>Vote 5-0.</b>	<b>A-2012-2313100</b>	ENERGY AUCTION EXCHANGE LLC - Application filed on 6/29/12, for approval to offer, render, furnish or supply electricity or electric generation services as a broker/marketer engaged in the business of energy consulting that will serve residential, small commercial (25 kW and under, large commercial (over 25kW), industrial, and governmental customers in all electric distribution company service territories throughout PA. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.
<b>2313392-FUS</b> <b>Vote 5-0.</b>	<b>S-2012-2313392</b>	WEST PENN POWER CO - Securities certificate filed on 7/10/12, in respect to the issuance and sale of debt securities and/or credit facilities in an aggregate principal amount of up to \$250 million. West Penn agreed to a voluntary extension of the consideration period until 9/30/12, and again until 10/12/12. RECOMMENDATION: That the Commission register the securities certificate consistent with the proposed Order.
<b>2314227-FUS</b> <b>Vote 5-0.</b>	<b>S-2012-2314227</b>	METROPOLITAN EDISON CO - Securities certificate filed on 7/10/12, with respect to the issuance of debt in a principal amount not to exceed \$628.5 million. No protests were filed and no hearings were held. On several occasions, Met-Ed voluntarily extended the consideration period, the latest being until 10/12/12. RECOMMENDATION: The Commission register the securities certificate consistent with the proposed Order.

**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2314231-FUS</b> <b>Dissenting Statement by Commissioner Gardner. Vote 4-1 with Commissioner Gardner Dissenting.</b>	<b>S-2012-2314231</b>	<b>PENNSYLVANIA ELECTRIC CO</b> - Securities certificate filed on 7/10/12, with respect to the issuance of debt in a principal amount not to exceed \$395 million. No protests were filed and no hearings were held. On several occasions Penelec voluntarily extended the consideration period. the latest being until 10/12/12. <b>RECOMMENDATION:</b> The Commission register the securities certificate consistent with the proposed Order.
<b>2315771-FUS</b> <b>Vote 5-0.</b>	<b>M-2012-2315771 M-00930437</b>	<b>PERRY COUNTY'S 911</b> - System Renewal Plan filed on 7/25/12, 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. <b>RECOMMENDATION:</b> The Commission adopt the proposed Order which approves a contribution rate of \$1.50 per access line per month.
<b>2318047-FUS</b> <b>Vote 5-0.</b>	<b>R-2012-2318047</b>	<b>UNITED TELEPHONE D/B/A CENTURYLINK</b> - 2012 Price Stability Index/Service Price Index filing of 8/31/12. No tariffs were filed. No protests were filed and no hearings were held. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order that approves this filing.
<b>2320394-FUS</b> <b>Vote 5-0.</b>	<b>R-2012-2320394</b>	<b>DUQUESNE LIGHT COMPANY</b> - Supplement No. 9 to Tariff Electric Pa. P.U.C. No. 3S filed on 8/17/12, proposing to revise two separate Electric Generation Supplier (EGS) charges. Duquesne Light proposes to revise Rule 9.6 of its EGS Coordination Tariff to allow EGSs to utilize up to five scheduling coordinators at no cost to the EGS. The second change is that the Company will provide customer load information, with customer consent, only to EGSs or other customer-authorized representatives, for up to five requests for the same account in a calendar year at no charge. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves the Tariff Supplement.



**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2322022-FUS</b> <b>Vote 5-0.</b>	<b>S-2012-2322022</b>	AQUA PENNSYLVANIA, INC - Securities certificate filed on 8/27/12, with respect to the issuance of debt in a principal amount not to exceed \$80 million. No protests were filed and no hearings were held. On 9/12/12, Aqua PA voluntarily extended the consideration period to 10/12/12. RECOMMENDATION: That the Commission register the securities certificate consistent with the proposed Order.
<b>2323555-FUS</b> <b>Vote 5-0.</b>	<b>A-2012-2323555</b>	MAIN STREET TELEPHONE COMPANY - Application filed on 8/22/12, seeking approval of the Company's Discontinuance and Abandonment of Services as an Interexchange Carrier Reseller to the public within PA. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
<b>2323563-FUS</b> <b>Vote 5-0.</b>	<b>A-2012-2323563</b>	TELCO PARTNERS, INC - Application filed on 8/22/12, seeking approval of the Company's Discontinuance and Abandonment of Interexchange Carrier Reseller Services to the public within PA. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
<b>2323567-FUS</b> <b>Vote 5-0.</b>	<b>A-2012-2323567</b>	NORRISTOWN TELEPHONE CO, LLC - Application filed on 8/22/12, seeking approval of the Company's Discontinuance and Abandonment of Interexchange Carrier Reseller Services to the public within PA. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.

LAW BUREAU

AGENDA NO.

DOCKET NO.

NAME AND SUBJECT

2308630-LAW

P-2012-2308630

Vote 5-0.

METROPOLITAN EDISON CO

- Petition on 8/3/12, seeking clarification of the PUC Order of 7/19/12, in which we approved a revised solar photovoltaic alternative energy credit (SPAEC) sale and purchase agreement between Met-Ed and Air Products and Chemicals, Inc. The Commission, however, noted in the Order that since the specific associated costs were not fully developed or part of the record, the recovery of such costs will be determined and evaluated in a future proceeding. Met-Ed now seeks confirmation from the Commission that the costs incurred pursuant to the Revised Agreement are fully recoverable under Met-Ed's SPAEC Rider. A Secretarial Letter granting the Petition for Clarification to the extent set forth in the Secretarial Letter was adopted by notional vote on 9/28/12, and served the same day.

RECOMMENDATION:

That the Commission, consistent with 4 Pa. Code § 1.43(c), record and enter this action in the minutes of this public meeting.

**OFFICE OF ADMINISTRATIVE LAW JUDGE**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2297643-ALJ</b> Vote 5-0.	<b>M-2012-2297643</b>	DUQUESNE LIGHT COMPANY - Annual Transmission Service Charge Filing for the Reconciliation Period of 3/1/11 through 2/28/12. COMMISSION REVIEW: That the Commission adopt ALJ Barnes' Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2297644-ALJ</b> Vote 5-0.	<b>M-2012-2297644</b>	WEST PENN POWER CO - Request for approval of EE&C, approval of recovery of its costs through a reconcilable adjustment clause and approval of matters relating to the EE&C Plan. COMMISSION REVIEW: That the Commission adopt ALJ Cheskis' Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2297645-ALJ</b> Vote 5-0.	<b>M-2012-2297645</b>	THE BOROUGH OF DUNCANNON - Purchase Power Adjustment Clause 1307(e) filing for the period ending 1/31/12. COMMISSION REVIEW: That the Commission adopt ALJ Cheskis' Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2297830-ALJ</b> Vote 5-0.	<b>M-2012-2297830</b>	ST. CLAIR BOROUGH - Purchase Power Adjustment Clause 1307(e) filing for 2011. COMMISSION REVIEW: That the Commission adopt ALJ Cheskis' Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2297870-ALJ</b> Vote 5-0.	<b>M-2012-2297870</b>	PECO ENERGY COMPANY - ELECTRIC - Alternative Energy Portfolio Standards for the Reconciliation Period 1/1/11 through 1/31/12. COMMISSION REVIEW: That the Commission adopt ALJ Cheskis' Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2297872-ALJ</b> Vote 5-0.	<b>M-2012-2297872</b>	PECO ENERGY COMPANY - ELECTRIC - Reconciliation Statement of Consumer Education Charge for the years ending 12/31/09, 12/31/10, and 12/31/11. COMMISSION REVIEW: That the Commission adopt ALJ Cheskis' Recommended Decision accepting the filing, insofar as they are unopposed.

**OFFICE OF ADMINISTRATIVE LAW JUDGE**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2302779-ALJ</b> Vote 5-0.	<b>M-2012-2302779</b>	PPL ELECTRIC UTILITIES CORP - Proposed Transmission Service Charge Reconciliation for the period 5/1/11 to 4/30/12. COMMISSION REVIEW: That the Commission adopt ALJ Colwell's Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2302802-ALJ</b> Vote 5-0.	<b>M-2012-2302802</b>	PPL ELECTRIC UTILITIES CORP - Act 129 Compliance Reconciliation for the period 5/1/11 to 4/30/12. COMMISSION REVIEW: That the Commission adopt ALJ Colwell's Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2302808-ALJ</b> Vote 5-0.	<b>M-2012-2302808</b>	PPL ELECTRIC UTILITIES CORP - Generation Supply Charge-2 Reconciliation for the period 5/1/11 to 4/30/12. COMMISSION REVIEW: That the Commission adopt ALJ Colwell's Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2303487-ALJ</b> Vote 5-0.	<b>M-2012-2303487</b>	PENNSYLVANIA POWER CO - Default Service Support Charge Section 1307(e) Reconciliation Statement for the ten months ended 3/31/12. COMMISSION REVIEW: That the Commission adopt ALJ Colwell's Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2303491-ALJ</b> Vote 5-0.	<b>M-2012-2303491</b>	METROPOLITAN EDISON CO - Default Service Support Charge Reconciliation for the 15 months ended 3/31/12. COMMISSION REVIEW: That the Commission adopt ALJ Colwell's Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2303492-ALJ</b> Vote 5-0.	<b>M-2012-2303492</b>	PENNSYLVANIA ELECTRIC CO - Default Service Support Charge Section 1307(e) Reconciliation Statement for the 15 months ended 3/31/12. COMMISSION REVIEW: That the Commission adopt ALJ Colwell's Recommended Decision accepting the filing, insofar as they are unopposed.

**OFFICE OF ADMINISTRATIVE LAW JUDGE**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2303494-ALJ</b> Vote 5-0.	<b>M-2012-2303494</b>	METROPOLITAN EDISON CO - Solar Photovoltaic Requirements Charge Reconciliation Statement of Revenues and Expenses for the fifteen months ended 3/31/12. COMMISSION REVIEW: That the Commission adopt ALJ Colwell's Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2303545-ALJ</b> Vote 5-0.	<b>M-2012-2303545</b>	PENNSYLVANIA POWER CO - Solar Photovoltaic Requirements Charge Reconciliation Statement of Revenues and Expenses for the period ending 3/31/12. COMMISSION REVIEW: That the Commission adopt ALJ Colwell's Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2303547-ALJ</b> Vote 5-0.	<b>M-2012-2303547</b>	PENNSYLVANIA ELECTRIC CO. - Solar Photovoltaic Requirements Charge Reconciliation Statement of Revenues and Expenses for the fifteen months ended 3/31/12. COMMISSION REVIEW: That the Commission adopt ALJ Colwell's Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2306916-ALJ</b> Vote 5-0.	<b>M-2012-2306916</b>	WEST PENN POWER CO - Merger Credit Section 1307(e) Reconciliation for the 12 months ended 4/24/12. COMMISSION REVIEW: That the Commission adopt ALJ Barnes' Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2306981-ALJ</b> Vote 5-0.	<b>M-2012-2306981</b>	METROPOLITAN EDISON CO - Non-Utility Generation Charge Rider Reconciliation Statement of Revenues and Expenses for the period ending 4/30/12. COMMISSION REVIEW: That the Commission adopt ALJ Barnes' Recommended Decision accepting the filing, insofar as they are unopposed.
<b>2306984-ALJ</b> Vote 5-0.	<b>M-2012-2306984</b>	PENNSYLVANIA ELECTRIC CO - Non-Utility Generation Charge Rider Reconciliation Statement of Revenues and Expenses for the period ending 4/30/12. COMMISSION REVIEW: That the Commission adopt ALJ Barnes' Recommended Decision accepting the filing, insofar as they are unopposed.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

CARRY-IN AGENDA

October 11, 2012

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2273650-OSA	P-2011-2273650 P-2011-2273668 P-2011-2273669 P-2011-2273670	MET-ED, PENELEC, PENN POWER & WEST PENN - By Order entered 8/16/12, the Commission, inter alia, granted, in part, the Companies' Joint Petition for approval of their DSP. On 8/31/12, the following six Parties each filed Petitions for clarification, rehearing and/or reconsideration (Petitions): (1) the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania; (2) the Constellation Energy Commodities Group, Inc., Constellation NewEnergy, Inc., Exelon Generation Company, LLC, and Exelon Energy Company; (3) the Companies; (4) the Office of Consumer Advocate; (5) the Office of Small Business Advocate; and (6) the Retail Energy Supply Association. On 9/10/12, six of the Parties filed Answers to the Petitions, including Dominion Retail, Inc., Met-Ed Industrial Users Group, Penelec Industrial Customer Alliance, Penn Power Users Group, West Penn Power Industrial Intervenors, and Washington Gas Energy Services, Inc. On 9/27/12, the Commission entered an Opinion and Order that addressed the Petitions on the merits. RECOMMENDATION: That the Commission adopt the proposed Amended Opinion and Order that revises the 9/27/12 Order to reflect the Answer of Dominion Retail, Inc.
Vote 5-0.		