

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

THURSDAY, SEPTEMBER 26, 2013 (PW)

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, October 17, 2013 at 10:00 A.M.

Minutes of the Meeting of Thursday, August 29, 2013 (JC)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, OCTOBER 17, 2013 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 WILL HOLD AN EXECUTIVE SESSION ON THURSDAY, SEPTEMBER 26, 2013, IMMEDIATELY FOLLOWING PUBLIC MEETING, AT APPROXIMATELY 10:30 A.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

September 26, 2013

BUREAU OF AUDITS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2340572-AUD Vote 5-0.	D-2012-2340572	UNITED WATER PENNSYLVANIA INC - Management Efficiency Investigation Evaluating the Implementation of Selected Recommendations from the 2010 Focused Management and Operations Audit RECOMMENDATION: That the Commission makes the MEI report and the Company's Implementation Plan public, and issue the Secretarial Letter directing the Company to proceed with its 9/13/13 Implementation Plan.
2383152-AUD Vote 5-0.	D-2013-2383152	ANNUAL REPORT, 66 PA C.S. § 516 AUDITS FOR FISCAL YEAR 2012 - 2013 - Management Audits/Management Efficiency Investigations. RECOMMENDATION: That the Commission make the Annual Report public.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
1152138-OSA Vote 5-0.	I-0000085	<p>PITTSBURG & SHAWMUT RAILROAD INC - This proceeding began in 3/00, following the abandonment of the Piney Branch by the Pittsburg & Shawmut Railroad. The proceeding originally involved the disposition of 23 crossings. The proceeding now involves Crossing No. 1. After extensive proceedings, an Order was entered on 9/19/06, which, inter alia, directed Kovalchick Corporation and Texas & Oklahoma Railroad Company to remove the remaining abutment at Crossing No. 1. No Answer to the Petition has been filed. A field conference was held at the site on 6/20/13.</p> <p>RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which: (1) grants the Petition; and (2) amends the 2006 Order as requested by the Petitioners.</p>
2168812-OSA Vote 5-0.	C-2011-2168812	<p>BUR OF TRANSPORTATION & SAFETY VS CLARION COUNTY TAXI - Complaint initiated on 6/23/11, alleging a violation of the Public Utility Code and the Commission's Regulations by overcharging and undercharging the DPW for transportation provided to DPW clients. BTS requested, inter alia, that a civil penalty of \$14,500 be imposed for the violations. The Respondent filed an Answer to the Complaint on 6/30/11. On 1/24/13, BTS and the Respondent filed a Settlement Agreement in order to satisfy the Complaint. As part of the Settlement, the proposed civil penalty would be \$5,000.</p> <p>RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which approves the proposed Settlement.</p>

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2236871-OSA Vote 5-0.	F-2011-2236871	<p>DEIDRA ALSTON VS NATIONAL FUEL GAS - Complaint filed on 4/11/11, alleging, in part, that NFG terminated her natural gas service and wanted to remove the meter from her premises. On 5/11/11, Respondent filed an Answer to the Complaint. An Initial Telephonic Hearing was held on 12/12/11, at which the Complainant requested a continuance. On 2/9/12, the Complainant filed an Amended Complaint alleging additional issues and numerous requests for relief. On 3/12/12, the Respondent filed an Answer to the Amended Complaint and Preliminary Objections. The ALJ issued an Order on 4/5/12, granting, in part, and denying, the Preliminary Objections. Additional hearings were convened on 4/24/12 and 10/17/12. On 3/22/13, the ALJ issued an Initial Decision dismissing the Amended Complaint. The Complainant submitted Exceptions on 4/12/13 which which were untimely filed. Respondent filed Replies to Exceptions on 4/22/13.</p> <p>RECOMMENDATION: That the Commission adopt the proposed Opinion and Order, which denies the Petition and adopts the ALJ's Initial Decision.</p>
2307991-OSA Joint Motion by Chairman Powelson and Commissioner Witmer. Verbal Statement by Commissioner Cawley. Vote 5-0.	C-2012-2307991	<p>WILLIAM TOWNE VS GREAT AMERICAN POWER LLC - Formal Complaint filed on 5/29/12, alleging that GAP engaged in misleading and abusive sales tactics during a telemarketing campaign in the retail energy market. GAP filed an Answer denying the allegations. On 3/20/13, the Initial Decision was issued which sustained the Complaint, in part, and assessed a \$5000 civil penalty. The Complainant filed Exceptions on 4/9/13 and GAP filed Replies to Exceptions on 4/29/13</p> <p>RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which denies the Exceptions, adopts the Initial Decision, sustains the Complaint, in part, and assesses a civil penalty of \$5000.</p>

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2308984-OSA Vote 5-0.	F-2012-2308984	DOUGLAS PARK VS PPL ELECTRIC UTILITIES CORP - Formal Complaint filed on 6/4/12, related to an instance of foreign load that PPL had discovered at a rental property owned by the Complainant. On 7/3/12, PPL filed an Answer to the Formal Complaint. An evidentiary hearing was held on 2/15/13. By Initial Decision issued 3/26/13, ALJ Barnes sustained the Complaint in part, and dismissed it in part. On 4/15/13, the Initial Decision became final, pursuant to 66 Pa. C.S. § 332(h). On 4/17/13, the Complainant filed a Petition for Reconsideration. On 4/29/13, PPL filed an Answer to the Complainant's Petition for Reconsideration. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order, which grants the Petition for Reconsideration, in part, and modifies the ALJ's Initial Decision.
2328598-OSA Vote 5-0.	C-2012-2328598	DOUGLAS CHAMPLIN VS PPL ELECTRIC UTILITIES CORP - Complaint filed on 10/10/12, requesting a payment arrangement for electric services and relief from a termination notice. On 10/30/12, the Respondent filed an Answer to the Complaint. On 3/25/13, ALJ Barnes convened a telephonic hearing at which the Complainant failed to appear. On 4/8/13, the ALJ issued an Initial Decision, granting the Respondent's Motion to Dismiss the Complaint due to the Complainant's failure to participate in the scheduled hearing. The Initial Decision became final, pursuant to 66 Pa. C.S. § 332(h), on 4/29/13. The Complainant submitted Exceptions on 5/21/13 which were untimely filed. The Respondent filed Replies to Exceptions on 6/3/13. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order, which denies the Petition.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2336694-OSA Vote 5-0.	F-2012-2336694	RAMONA FOSTER LANG VS PECO ENERGY COMPANY - Formal Complaint filed on 11/28/12, seeking a new payment arrangement with PECO based on her unemployment compensation benefits. On 12/12/12, PECO filed an Answer and New Matter in response to the Formal Complaint. An evidentiary hearing was held on 3/29/13. By Initial Decision issued 5/10/13, Special Agent Hunt dismissed the Complaint. On 6/5/13, the Exceptions to the Initial Decision filed by the Complainant. Replies to the Complainant's Exceptions were filed by PECO on 6/4/13. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order, which denies the Exceptions and adopts the Special Agent's Initial Decision.
2345438-OSA Vote 5-0.	F-2013-2345438	SHYMAR MCBRIDE VS UGI UTILITIES - GAS DIVISION - Complaint filed on 1/22/13, denying he is responsible for a prior tenant's bill and requesting that his gas service be turned on. On 2/18/13, the Respondent filed an Answer to the Complaint. On 4/15/13, ALJ Barnes convened a telephonic hearing at which the Complainant failed to appear. On 5/1/13, the ALJ issued an Initial Decision, granting the Respondent's Motion to Dismiss the Complaint with prejudice due to the Complainant's failure to participate in the scheduled hearing. The Complainant submitted Exceptions on 5/23/13 which were untimely filed. The Respondent filed Replies to Exceptions on 6/3/13. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order, which denies the Petition and adopts the ALJ's Initial Decision.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2351093-OSA Vote 5-0.	C-2013-2351093	ROBERT S BROSSMAN VS PECO ENERGY COMPANY - Formal Complaint filed on 2/13/13, requesting a payment agreement. On 3/15/13, PECO filed an Answer and New Matter. A telephonic hearing was held on 4/22/13. By Initial Decision issued on 5/10/13, Special Agent Hunt dismissed the Complaint. The Complainant filed Exceptions on 5/21/13. PECO filed Replies to Exceptions on 6/4/13. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which denies the Complainant's Exceptions and adopts the Special Agent's Initial Decision.
2354862-OSA Vote 5-0.	C-2013-2354862	THOMAS AND MARGERY MCCAREY VS PECO ENERGY COMPANY - Formal Complaint filed on 2/11/13, explaining that they do not want a smart meter installed on their property. PECO filed Preliminary Objections arguing that the Complaint was legally insufficient. The ALJ's Initial Decision granted the Preliminary Objections and dismissed the Complaint with prejudice. The Complainants filed Exceptions and PECO filed a Reply to Exceptions. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which denies the Exceptions, adopts the Initial Decision and dismisses the Complaint with prejudice.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2100320-TUS Vote 5-0.	A-2009-2100320	PALMCO ENERGY PA, LLC - Application filed on 12/17/09, for approval to operate as a supplier of natural gas services to residential, small commercial (less than 6,000 MCF annually), large commercial (6,000 MCF or more annually) and industrial customers in the natural gas distribution company service territory of PECO Energy within PA. On 3/29/12, Palmco was approved for the additional NGDC service territories of Philadelphia Gas Works, Columbia Gas, UGI Gas, UGI Penn Natural Gas, and UGI Central Penn Gas. On 1/23/13 and 1/25/13, Palmco requested authority to operate in the additional NGDC service territories of Peoples Natural Gas and Equitable Gas, respectively. RECOMMENDATION: That the Commission adopt the proposed Tentative Order which approves the application.
2263689-TUS Motion by Vice Chairman Coleman. Vote 5-0.	G-2011-2263689	PPL ELECTRIC UTILITIES CORP - Affiliated Interest Agreement filed on 9/16/11, for a Utility Services Agreement for mutual assistance with Kentucky Utilities Company also doing business in Virginia as Old Dominion Power Company (KU/ODP). The Agreement will allow PPL and KU/ODP to provide emergency assistance to one another when service has been disrupted due to the elements, equipment malfunctions, accidents, sabotage or other occurrences for which emergency assistance is deemed to be necessary or advisable. Staff has concerns over the overly broad and open ended language of "not to be limited to" concerning cost recovery and expenses. RECOMMENDATION: That the Commission adopt the proposed Order, which denies the affiliated interest agreement.
2329517-TUS Vote 5-0.	A-2012-2329517	KEEP IT MOVING LLC - 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 approving the application, as amended.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2331897-TUS Vote 5-0.	R-2012-2331897	HARRISBURG CITY CAB, INC. - Increase in rates. RECOMMENDATION: That the Commission approve Tariff Call or Demand PA PUC No. 3, to become effective on 9/30/13.
2337727-TUS Vote 5-0.	R-2012-2337727	JOSEPH A MOUSSA T/A YELLOW CAB OF EASTON, T/A EASTON TAXI - Increase in rates. RECOMMENDATION: That the Commission approve Tariff Call and Demand, PA PUC No. 2, be approved to become effective on 9/30/13.
2338782-TUS Vote 5-0.	A-2012-2338782	LOYALTY AMBULANCE INC - Application for the right 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.
2347970-TUS Vote 5-0.	A-2013-2347970	US GRID ENERGY F/N/A PJM WHOLESALE BROKERS - Application filed on 2/14/13, for approval to offer, render, furnish, or supply natural gas supply services as a broker/marketer to residential, small commercial (less than 6,000 Mcf annually), large commercial (6,000 Mcf or more annually), industrial and governmental customers in the service territories of Equitable Gas, National Fuel Gas, PECO Energy, UGI Utilities, UGI Central Penn Gas, and UGI Penn Natural Gas, within PA. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.
2351269-TUS Vote 5-0.	A-2013-2351269	ROSENTHAL ENERGY ADVISORS INC - Application filed on 1/28/13, for approval for a license as a supplier of natural gas services as a broker/marketer to residential, small commercial (less than 6,000 MCF annually), large commercial (6,000 MCF or more annually), industrial and governmental customers in the natural gas distribution company service territories throughout PA. REA has not responded to Commission requests for missing data. RECOMMENDATION: That the Commission adopt the proposed Order that denies the application.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2353483-TUS Vote 5-0.	A-2013-2353483	RAPID AIRPORT SHUTTLE SERVICE LLC - Application for the right to transport as a common carrier by motor vehicle, persons in airport transfer service. RECOMMENDATION: That the Commission adopt the proposed Order dismissing and denying the application.
2357435-TUS Vote 5-0.	A-2013-2357435	NETWORK CONNECT TOURS LLC - Application for the right to transport as a common carrier by motor vehicle, persons in paratransit service. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
2365656-TUS Vote 5-0.	R-2013-2365656	YELLOW CAB CO. OF PITTSBURGH - Increase in rates. RECOMMENDATION: That the Commission deny Tariff Call and Demand PA PUC No. 33.
2365828-TUS Vote 5-0.	A-2013-2365828	MSI UTILITIES INC - Application filed on 5/22/13, for approval to become a licensed electric generation supplier as a broker/marketer to small commercial (25 kw and under), large commercial (over 25 kw), industrial, and governmental customers in the electric distribution company service territories throughout PA. MSI Utilities, Inc. requests a reduction in the amount of security bond pursuant to 66 Pa. C.S. § 2809 and 52 Pa. Code § 54.40(c). RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2370842-TUS Vote 5-0.	A-2013-2370842	GROUNDSWELL INC - Application filed on 6/5/13, for approval to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to residential, small commercial (under 25kW demand), and large commercial (over 25kW demand) customers in the electric distribution company service territories of PECO Energy, PPL Electric, Met-Ed, Penelec, Duquesne Light, Penn Power, and West Penn Power in PA. Groundswell requests a reduction in the amount of security bond pursuant to 66 Pa. C.S. § 2809 and 52 Pa. Code § 54.40(c). RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.
2371846-TUS Vote 5-0.	R-2013-2371846	ERIE TRANSPORTATION SERVICES T/D/B/A ERIE YELLOW CAB - Increase in rates. RECOMMENDATION: That the Commission deny Tariff Call and Demand, PA PUC No.8.
2372122-TUS Vote 5-0.	R-2013-2372122	METRO TRANSPORTATION OF PENNSYLVANIA LLC T/D/B/A METRO TAXI - Increase in rates. RECOMMENDATION: That the Commission deny Tariff Call and Demand, PA PUC No. 2.
2372129-TUS Vote 5-0.	R-2013-2372129	DUQUESNE LIGHT COMPANY - Supplement No. 81 to Electric-PA. P.U.C. No. 24 filed on 8/2/13, for approval to propose an annual increase in rates of \$76.3 million to become effective 10/1/13. Formal complaints were filed by the OCA and the OSBA. Various protests and a Petition to Intervene were also filed. RECOMMENDATION: That the Commission adopt the proposed Order that suspends the proposed general rate increase filing until 5/1/14, and institutes an investigation.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2373187-TUS Vote 5-0.	A-2013-2373187	INFINITY POWER PARTNERS LLC - Application filed on 6/11/13, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer serving large commercial (over 25 kw), industrial and governmental customers in all the electric distribution company service territories throughout PA. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.
2374348-TUS Vote 5-0.	M-2013-2374348 M-00940544	MONTOUR COUNTY'S 911 - System Renewal Plan filed on 7/15/13, by PEMA requesting a formal review of the costs associated with the contribution rate of \$1.50 per access line per month and to make a recommendation to PEMA within 90 days of the receipt date. RECOMMENDATION: That the Commission adopt the proposed Order which approves a contribution rate of \$1.50 per access line per month.
2376082-TUS Vote 5-0.	A-2013-2376082	DWP ENERGY HOLDINGS LLC - Application filed on 7/29/13, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a supplier to residential, small commercial (25 kW and under demand), large commercial (over 25kW demand), industrial and governmental customers in all of the electric distribution company service territories throughout PA. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.
2377533-TUS Vote 5-0.	A-2013-2377533	COLUMBIA GAS OF PA INC - Application filed on 8/7/13, for approval to seek a Certificate of Public Convenience authorizing it to abandon natural gas distribution service to one residential customer located in Petrolia. The Application was filed pursuant to Section 1102(a)(2) of the Public Utility Code, 66 Pa.C.S. §1102(a)(2). RECOMMENDATION: That the Commission adopt the proposed Order approving the application.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2377575-TUS Vote 5-0.	A-2013-2377575 A-2013-2377577 A-2013-2377580	SOUTH CANAAN TELEPHONE, SOUTH CANAAN LONG DISTANCE & LAUREL HIGHLAND TOTAL COMM - Joint Application filed on 8/7/13, for the issuance of certificates of public convenience approving the transfer of control to new subsidiaries of Laurel Highland Total Communications, and for the approval of the abandonment of all services by The South Canaan Telephone Company and South Canaan Long Distance Company. RECOMMENDATION: That the Commission approve the application consistent with the Order.
2377602-TUS Vote 5-0.	S-2013-2377602	COLUMBIA WATER CO. - Securities Certificate filed on 8/6/13, for the refinancing of an existing term loan in the amount of \$420,256. Columbia Water agreed to an extension of the consideration period until 9/27/13. RECOMMENDATION: That the Commission register the securities certificate consistent with the proposed Order.
2377603-TUS Vote 5-0.	S-2013-2377603	COLUMBIA WATER CO. - Securities Certificate filed on 8/4/13, for the refinancing of an existing term loan in the amount of \$412,098. Additionally, The Columbia Water agreed to an extension of the consideration period until 9/27/13. RECOMMENDATION: That the Commission register the securities certificate consistent with the proposed Order.
2377760-TUS Vote 5-0.	A-2013-2377760	STAHLSTOWN TELCO INC - Application filed on 8/2/13, for approval to offer, render, furnish or supply telecommunication services as an Incumbent Local Exchange Carrier in the same service area currently served by The South Canaan Telephone Company. No protests were filed and no hearings were held. RECOMMENDATION: That 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>
2377765-TUS Vote 5-0.	A-2013-2377765	STAHLSTOWN LDCO INC - Application filed on 8/2/13, for approval to offer, render, furnish or supply telecommunication services as an Interexchange Toll Reseller Provider throughout PA. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission approve the application consistent with the proposed Order.
2379071-TUS Vote 5-0.	R-2013-2379071	UNITED TELEPHONE D/B/A CENTURYLINK - 2013 Price Stability Index/Service Price Index filing of 8/30/13. No tariffs were filed. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order that approves this filing.
2380129-TUS Vote 5-0.	R-2013-2380129	MILLCREEK PARAMEDIC SERVICE, INC - Increase in rates. RECOMMENDATION: That the Commission approve Tariff Paratransit PA PUC No. 3, to become effective on 9/30/13.

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2154831-LAW Vote 5-0.	P-2010-2154831	NEXUS COMMUNICATIONS, INC - Requested ETC designation, filed on 1/6/10, as a wireless carrier in areas throughout PA where its underlying carrier, Verizon, provides coverage. The Petition was published in the PA Bulletin on 10/2/10, at 40 Pa.B. 5662. The OCA filed Comments and Nexus filed Reply Comments as well as Responses to Staff Data Requests. The OCA supports Nexus' petition based upon certain requirements included in the recommendation. RECOMMENDATION: That the Commission adopt the proposed Order.
2234287-LAW Vote 5-0.	P-2011-2234287	TELRITE CORPORATION D/B/A LIFE WIRELESS - Requested ETC designation, filed on 4/4/11, as a wireless carrier in areas throughout PA where its underlying carrier, AT&T, provides coverage. The Petition was published in the PA Bulletin on 8/6/11, at 41 Pa.B. 4276. The OCA filed Comments and Telrite filed Reply Comments as well as Responses to Staff Data Requests. The OCA supports Telrite's petition based upon certain requirements included in the recommendation. RECOMMENDATION: That the Commission adopt the Order.

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2375551-LAW (PP from 09/12/2013)	L-2013-2375551 M-2012-2288561	IMPLEMENTATION OF UNCONVENTIONAL GAS WELL IMPACT FEE - Governor Corbett signed into law Act 13 of 2012 on 2/14/12, the Unconventional Gas Well Impact Fee Act (Act 13 or Act), which amends Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes. Act 13 provides, inter alia, for an unconventional gas well fee, Oil and Gas Act amendments and standards for local ordinances. The PUC's administrative responsibilities for implementing the provisions of Act 13 are contained within Chapters 23 (relating to the unconventional gas well fee) and Chapter 33 (relating to local ordinances) of the Act. By this rulemaking, the Commission proposes to implement regulations that will assist us in carrying out our administrative responsibilities contained in Chapter 23 of the Act. Because the Commission is currently enjoined from carrying out its responsibilities contained in Chapter 33, this rulemaking is limited to Chapter 23 of the Act. RECOMMENDATION: That the Commission adopt the Proposed Rulemaking Order.
2378710-LAW	P-2013-2378710	STAHLSTOWN TELCO INC - Requested ETC designation filed on 8/9/13, on the basis of approval of the transfer of ownership interest from South Canaan to the newly created STI. Public notice was provided for the transfer, which included reference to the ETC petition. No comments were received. RECOMMENDATION: That the Commission adopt the Order.

Postponed until the Public Meeting of
October 17, 2013.

Vote 5-0.

LAW BUREAU

AGENDA NO.

DOCKET NO.

NAME AND SUBJECT

2382943-LAW

M-2013-2382943

Vote 5-0.

POLICY STATEMENT - UTILITY SERVICE OUTAGE RESPONSE, RECOVERY & PUBLIC NOTIFICATION
- Over the prior three years, the Bureau of Technical Utility Services has reviewed significant service outages including the Sandy Report prepared in May of 2013. Following this review, TUS recommended that the Commission consider revising the Utility Service Outage Public Notification Guidelines with additional storm preparation and response measures for PA EDCs so that the efforts that were undertaken to improve the EDCs storm response performance following Hurricanes Irene and Sandy can be memorialized.
RECOMMENDATION:
That the Commission adopts the Proposed Policy Statement.

OFFICE OF ADMINISTRATIVE LAW JUDGE

AGENDA NO.

DOCKET NO.

NAME AND SUBJECT

2365092-ALJ

M-2013-2365092

PPL ELECTRIC UTILITIES CORP
- Annual 1307(e) Generation Supply Charge
Reconciliation Statement filed 5/17/13, setting forth the
over/under collections for the period 5/1/12 to 4/30/13.
A hearing was held on 7/9/13.
COMMISSION REVIEW:
That the Commission adopt ALJ Salapa's
Recommended Decision accepting the statement insofar
as it is undisputed.

Vote 5-0.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

CARRY-IN AGENDA

September 26, 2013

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2338981-OSA Vote 5-0.	M-2013-2338981	UGI PENN NATURAL GAS COMPANY - On 4/4/12 and 5/12/12, gas leaks were detected in a UGI Penn Natural Gas, Inc. (UGI-PNG) main located along Pennsylvania Business Route 309 in Wilkes-Barre. As a result of UGI-PNG's response to the gas leaks, the Commission's Gas Safety Division (GSD) of the Bureau of Investigation and Enforcement (I&E) conducted an investigation of UGI-PNG's leak classification, surveys, and compliance with state and federal regulations. I&E concluded that UGI-PNG was not compliant with state and federal regulations. On 8/16/13, I&E and UGI-PNG filed a Settlement Agreement. By Order entered 8/29/13, interested parties were provided with twenty days to file comments to the Settlement Agreement. UGI-PNG filed Comments on 9/18/13. Robert T. Hughes and Ann Marie Hughes filed Comments on 9/19/13. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which approves the Settlement.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2366877-TUS Vote 5-0.	A-2013-2366877	SPECIALIZED MOVING SERVICES INC - Application for the transfer of authority to transport as a common carrier by motor vehicle, household goods in use. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.