

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**PUBLIC MEETING**

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**THURSDAY, OCTOBER 31, 2013 (GB)**

**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>Pamela A. Witmer</b>	<b>John F. Coleman, Jr.</b>	<b>Robert F. Powelson</b>	<b>James H. Cawley</b>	<b>Gladys M. Brown</b>

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

**The Next Public Meeting is Tentatively Scheduled for Thursday, November 14, 2013 at 10:00 A.M.**

**Minutes of the Meeting of Thursday, September 26, 2013 (PW)**

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

**THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, NOVEMBER 14, 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 HELD AN EXECUTIVE SESSION ON WEDNESDAY, OCTOBER 30, 2013, 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 31, 2013

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO.

DOCKET NO.

NAME AND SUBJECT

2219920-OSA  
(PP from 10/17/2013)

C-2011-2219920

J3 ENERGY GROUP INC VS WEST PENN POWER  
CO & UGI DEVELOPMENT CO

Vote 5-0.

- Formal Complaint filed on 1/10/11, contending that West Penn Power's evaluation of bids for solar photovoltaic alternative energy credits was inconsistent with the Request for Proposals and violated 52 Pa. Code §§ 54.186 and 75.67(b) and (c). On 2/2/11, West Penn filed an Answer, denying the material allegations in the Complaint. A hearing was held on 5/1/12. By Initial Decision, issued 8/17/12, ALJ Barnes dismissed the Complaint. On 9/4/12, J3 Energy filed Exceptions and a Request for Oral Argument. On 9/17/12, West Penn filed Replies to Exceptions and Opposition to Request for Oral Argument.

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>2271305-OSA</b> <b>Vote-5-0.</b>	<b>C-2011-2271305</b>	<p>BUR OF INVESTIGATION &amp; ENFORCEMENT VS GARY POLZOT T/A AIRPORT EXECUTIVE CAR SVC - Complaint filed on 11/29/11, alleging failure to provide a current list of vehicles for 2010 in violation of 52 Pa. Code § 29.333(d). I&amp;E requested that the Commission impose a \$250 civil penalty. On 12/22/11, the Respondent filed an Answer denying the allegations in the Complaint. A hearing was held on 8/28/12. In the Initial Decision, issued 10/31/12, ALJ Dunderdale sustained the Complaint as to the Respondent's failure to provide a current vehicle list, and denied it as to the requested civil penalty. She imposed a \$50 civil penalty rather than the requested \$250. On 11/16/12, I&amp;E filed Exceptions. Replies to Exceptions were not filed.</p> <p>RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which denies the Exceptions and adopts the Initial Decision.</p>
<b>2275471-OSA</b> <b>Vote-5-0.</b>	<b>M-2013-2275471</b>	<p>PPL ELECTRIC UTILITIES CORP - Informal Investigation initiated on 4/26/12, pertaining to an alleged improper transfer of a restoration crew working to restore electric service in the wake of the 10/29/11 snowstorm. As a result of the investigation, I&amp;E determined that PPL may have violated Section 1501 of the Public Utility Code, and its own internal policies. On 3/29/13, the Parties submitted a Settlement Agreement and Statements in Support of the Settlement Agreement to resolve this matter. By Order entered 8/29/13, the Commission issued the Settlement Agreement for Comments. No comments were filed.</p> <p>RECOMMENDATION: That the Commission adopt the proposed Opinion and Order that approves the Settlement Agreement.</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>2333019-OSA</b> Postponed until the Public Meeting of November 14, 2013.	<b>C-2012-2333019</b>	<b>JEREMEY KASHUBA VS PECO ENERGY COMPANY</b> - Formal Complaint filed on 10/24/12, alleging that the power line to his house was hanging dangerously low, and requesting that PECO be directed to repair it. On 11/19/12, PECO filed an Answer to the Formal Complaint, stating that it was not responsible for the power line because it was located on the Complainant's property. An evidentiary hearing was held on 2/13/13. By Initial Decision issued 6/6/13, ALJ Heep dismissed the Complaint. On 6/25/13, the Complainant filed Exceptions to the Initial Decision. On 7/8/13, PECO filed Replies to the Complainant's Exceptions. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order, which (1) grants, in part, and denies, in part, the Exceptions; (2) modifies the Initial Decision; and (3) dismisses the Complaint.
<b>2337849-OSA</b> Vote-5-0.	<b>C-2012-2337849</b>	<b>CAROLINE CHANG VS PENNSYLVANIA AMERICAN WATER COMPANY</b> - Formal Complaint filed on 12/3/12, alleging that: PAWC dug up her front lawn without permission or notice; caused damage to her property; put a meter pit in the center of her front yard, which caused a leak in her service line; moved her meter to the meter pit without notice; and did not replace her grass. On 12/27/12, PAWC filed an Answer and New Matter denying that it was responsible for the leak and denying damages. In an Initial Decision issued 6/19/13, ALJ Jandebour dismissed the Complaint. The Complainant filed Exceptions on 8/12/13. PAWC filed Replies to Exceptions on 8/23/13. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order, which denies the Exceptions and adopts the Initial Decision.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2339981-OSA</b> Vote-5-0.	<b>C-2012-2339981</b>	BUR OF INVESTIGATION AND ENFORCEMENT VS SHARON J SATTERFIELD T/A YES EXPRESS - Complaint filed on 12/21/12, alleging failure to file assessment reports for the 2009 and 2010 calendar years and to pay its assessments for the 2010-2011 and 2011-2012 Fiscal Years. I&E requested that the Respondent be ordered to pay its outstanding assessment balance and a civil penalty and that the Respondent's Certificate of Public Convenience be revoked if it failed to do so. The Respondent did not file an Answer to the Complaint. On 4/23/13, I&E filed a Motion for Default Judgment, requesting that the Complaint be sustained and that, inter alia, the Respondent's Certificate be revoked. No Answer to the Motion was filed. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Motion for Default Judgment.
<b>2379643-OSA</b> Vote-5-0.	<b>A-2013-2379643</b>	UNITED TELEPHONE D/B/A CENTURYLINK AND MEGAPACK - Joint Petition filed on 8/20/13, requesting approval an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pennsylvania Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order that grants the Joint Petition.

**BUREAU OF TECHNICAL UTILITY SERVICES**

**AGENDA NO.**

**DOCKET NO.**

**NAME AND SUBJECT**

**1150462-TUS**

**A-125050**

**Vote-5-0.**

CONSTELLATION ENERGY GAS CHOICE, INC.  
- Application filed on 12/17/99, and licensed 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 governmental customers in the natural gas distribution company service territories of Columbia Gas, Peoples Natural Gas, and Equitable Gas. On 9/6/06, the company filed a request to amend its license to include the additional NGDC service territories of UGI Utilities, PECO Energy and PPL Utilities. On 7/18/07, the Company withdrew its 9/6/06 request to amend its license and requested that the Commission remove Equitable Gas and Peoples Natural Gas from its license. On 9/12/13, the company requested the additional NGDC service territories of PECO Energy, Peoples Natural Gas, Philadelphia Gas Works, and UGI Utilities.

**RECOMMENDATION:**

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>1194605-TUS</b>  Vote-5-0.	<b>A-125142</b>	<p>BP ENERGY COMPANY - Application filed on 8/17/05, for approval to operate as a supplier of natural gas services to large commercial (6,000 Mcf or more annually), industrial and governmental customers in all of the natural gas distribution company (NGDC) service territories in the entire Commonwealth of PA. In a letter to the Commission on 10/18/05, BP Energy changed its proposed service area from the entire Commonwealth of PA to Columbia Gas. On 9/4/07, BP Energy's petition to add UGI Utilities to its NGDC service territories was approved by Secretarial Letter. In its most current filing, dated 9/12/13, BP Energy is requesting the addition of Peoples Natural Gas and Peoples TWP to its NGDC service territories.</p> <p>RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.</p>
<b>2268361-TUS</b>  Vote-5-0.	<b>A-2011-2268361</b>	<p>GDF SUEZ ENERGY RETAIL SOLUTIONS LLC - Application approved on 12/15/11, to be licensed as a supplier of retail electric power to small commercial (25 kW and under demand) and large commercial (over 25 kW demand) customers in the electric distribution company service territories of Duquesne Electric, Met-Ed, PECO Energy, PPL Electric, Penelec, Penn Power, and West Penn Power. On 4/17/13, GDF filed a request to amend its electric generation supplier license to also serve the residential customer class.</p> <p>RECOMMENDATION: That the Commission adopt the proposed Order which approves the amendment.</p>



**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>2290597-TUS (PP from 10/17/2013)</b>  <b>Motion by Chairman Powelson. Vote 5-0.</b>	<b>R-2012-2290597</b>	<p>PPL ELECTRIC UTILITIES CORP - Supplement No. 130 to Tariff Electric-Pa. P.U.C. No. 201 proposing a Storm Damage Expense Rider (SDER) in compliance with the Commission's Opinion and Order entered 12/28/12. On 3/28/13, the proposed tariff supplement was filed to become effective on 1/1/13. The OCA filed comments on 4/18/13, urging rejection of the proposed SDER. The Bureau of Investigation &amp; Enforcement filed comments on 4/18/13, requesting approval of a modified SDER. Also on 4/18/13, PP&amp;L Industrial Customer Alliance (PPLICA) filed comments urging rejection of PPL's request to establish an SDER. On 5/5/13, the OCA and PPLICA both filed reply comments urging rejection of the SDER and BIE's proposed modifications. PPL also filed reply comments on 5/5/13 requesting approval of the SDER as proposed.</p> <p><b>RECOMMENDATION:</b> That the Commission adopt the proposed Order that suspends the tariff supplement and institutes an investigation.</p>

**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>2331876-TUS</b> <b>Vote-5-0.</b>	<b>A-2012-2331876</b>	ROCK STAR LIMOUSINE 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. RECOMMENDATION: That the Commission adopt the proposed Order denying the application.
<b>2347531-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2347531</b>	PEDIATRIA HEALTHCARE LLC T/A PEDIATRIA HEALTHCARE FOR KIDS - Application for the right to transport persons as a contract carrier by motor vehicle. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
<b>2348816-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2348816</b>	VITAL EXPRESS LIMO 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.
<b>2355214-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2355214</b>	PENNSYLVANIA AMERICAN WATER COMPANY - Application filed on 3/28/13, for approval of the right to offer, render, furnish, or supply water service to the public in an additional portion of Lower Heidelberg Township, Berks County. Proofs of publication and service by appropriate entities were submitted by PAWC. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order that approves the application.
<b>2365597-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2365597</b>	FCSTONE LLC - Application filed on 5/15/13, for approval to act as a broker/marketer of retail electric power to small commercial (25 kw and under demand), large commercial (over 25 kw demand), industrial, and governmental customers in all electric distribution company service territories within the Commonwealth of PA. RECOMMENDATION: 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>2367073-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2367073</b>	TONY'S TRANSIT 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.
<b>2369709-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2369709</b>	PENNSYLVANIA AMERICAN WATER COMPANY - Application filed on 6/17/13, for approval of the right to offer, render, finish, or supply water service to the public in an additional portion of Mt. Joy Township, Adams County. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order that approves the application.
<b>2374389-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2374389</b>	BERKSHIRE TRANSPORTATION GROUP LLC - 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.
<b>2374944-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2374944</b>	GUTTMAN ENERGY INC - Application filed on 7/12/13, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a supplier to small commercial (25 kW and under demand), large commercial (over 25kW demand), industrial, and governmental customers in the electric distribution company service territories of PECO Energy, PPL Electric, Duquesne Light, Met-Ed, Penelec, Penn Power, UGI Utilities, and West Penn Power, in the Commonwealth of PA. RECOMMENDATION: 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>2374950-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2374950</b>	<b>GUTTMAN ENERGY INC</b> - Application filed on 7/12/13, for approval to offer, render, furnish, or supply natural gas supply and broker/marketer services to small commercial (under 6,000 MCF annually), large commercial (6,000 MCF or more annually), industrial, and governmental customers in the natural gas distribution company service territories of Peoples TWP and Peoples Natural Gas, within the Commonwealth of PA. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves the application.
<b>2375368-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2375368</b> <b>A-00114058F1</b>	<b>STACIA H GROVE T/D/B/A CENTRAL PA LIMOUSINE</b> - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in limousine service. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order approving the application.
<b>2375569-TUS</b> <b>Vote-5-0.</b>	<b>A-2013-2375569</b>	<b>WEST PENN POWER CO.</b> - Letter of Notification filed on 7/24/13, for approval of the proposed Armstrong-Kittanning 138 kV and Armstrong-Kissinger 138 kV Transmission Line Relocation Project in Washington Township, Armstrong County. Authority for this procedure is provided for at Pa. Code § 57.72(d)(1)(vi). No protest was filed and no hearing was held. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order that approves the application.
<b>2379455-TUS</b> <b>Vote-5-0.</b>	<b>M-2013-2379455</b>	<b>CITY OF ALLENTOWN'S 911</b> - System Renewal Plan filed on 8/19/13, by PEMA requesting a formal review of the costs associated with the contribution rate of \$1.25 per access line per month and make to a recommendation to PEMA within 90 days of the receipt date. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves a contribution rate of \$1.25 per access line per month.

**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>2379978-TUS</b>  Vote-5-0.	<b>M-2013-2379978</b>	<b>MCKEAN COUNTY'S 911</b> - System Renewal Plan filed on 8/22/13 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. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves a contribution rate of \$1.50 per access line per month.
<b>2380843-TUS</b>  Vote-5-0.	<b>M-2013-2380843</b>	<b>LANCASTER COUNTY'S 911</b> - System Renewal Plan filed on 8/27/13 by PEMA requesting a formal review of the costs associated with the contribution rate of \$1.25 per access line per month and to make a recommendation to PEMA within 90 days of the receipt date. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves a contribution rate of \$1.25 per access line per month.
<b>2381702-TUS</b>  Vote-5-0.	<b>M-2013-2381702</b>	<b>CLEARFIELD COUNTY'S 911</b> - System Renewal Plan filed on 9/3/13, by PEMA requesting a formal review of the costs associated with the contribution rate for the City of Dubois of \$1.25 per access line per month and for the remaining areas of the County \$1.50 per access line per month and to make a recommendation to PEMA within 90 days of the receipt date. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves a contribution rate for the City of Dubois of \$1.25 per access line per month and for the remaining areas of the County \$1.50 per access line per month.

**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>2383455-TUS</b>  <b>Vote-5-0.</b>	<b>R-2013-2383455</b>	<b>CITIZENS ELEC CO. OF LEWISBURG</b> - Supplement No. 14 to Tariff Electric – Pa. P.U.C. No. 76 filed on 9/16/13, for approval to delete Rider A - Qualified Advanced Meters and Meter-related Devices, as Citizens' has completed full deployment of advanced meters, meter-related devices, and a network throughout its service territory. Citizens' is also filing Supplement No. 76 to modify Rule 17 Meter Installations to state that the Company provides qualified advanced meters, meter-related devices, and a network to all customers. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order approving the tariff supplement.
<b>2389036-TUS</b>  <b>Vote 4-1 with Commissioner Cawley Dissenting.</b>	<b>M-2013-2389036</b>	<b>QUARTERLY EARNINGS REPORT - QUARTER 2 2013</b> - The Bureau of Technical Utility Services staff has completed a report representing the earned and adjusted returns on rate base and common equity capital for PA non-telephone fixed utilities with jurisdictional operating revenues of over \$10,000,000. Staff has included detailed, market-based analysis of the current cost of equity across industry-wide groups. <b>RECOMMENDATION:</b> That the Commission make the Earnings Report public.

**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>2313679-ALJ</b> <b>(PP from 08/29/2013)</b>  <b>Motion by Vice Chairman Coleman.</b> <b>Statement by Commissioner Brown. Verbal</b> <b>Statement by Commissioner Cawley. Vote</b> <b>5-0.</b>	<b>F-2012-2313679</b>	<b>KISHA DORSEY VS PHILADELPHIA GAS WORKS</b> - Complaint filed on 7/29/12, alleging, inter alia, an inability to pay her gas utility bills and that she received a notice her utility service was being terminated. PGW filed its answer on 8/2/12. Prior to the start of the 1/28/13 hearing, the parties settled the Complaint and PGW filed a Certificate of Satisfaction. By letter dated 2/6/13, Ms. Dorsey timely objected to the Certificate of Satisfaction. A hearing was held 5/10/13. <b>COMMISSION REVIEW:</b> That the Commission adopt Special Agent Hunt's Initial Decision granting the customer's request for a payment agreement on the portion of her balance that is not subject to CAP rates.
<b>2367030-ALJ</b>  <b>Postponed until the Public Meeting of</b> <b>November 14, 2013.</b>	<b>F-2013-2367030</b>	<b>JENNIE CARTER HARRIS VS PHILADELPHIA GAS WORKS</b> - Formal complaint filed 5/16/13, alleging a lien was imposed on Complainant's property even though she enrolled in PGW's Landlord Cooperation Program. PGW filed its Answer and Preliminary Objections with a Notice to Plead 6/25/13 stating Complainant created an account with LCP but did not complete the process, thus, was not afforded its protections and requested the complaint be dismissed. <b>COMMISSION REVIEW:</b> That the Commission adopt ALJ Cheskis' Initial Decision granting the Preliminary Objections and dismissing the complaint.

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**CARRY-IN AGENDA**

**October 31, 2013**

**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>2330901-TUS</b>	<b>A-2012-2330901 C-00016628</b>	<b>PENNDOT - Application for approval of the rehabilitation of the bridge carrying S. R. 3012 (Mulberry Street) above tracks of the National Railroad Passenger Corporation (AMTRAK) and Norfolk Southern Railway Corporation, located in the City of Harrisburg, Dauphin County and for the approval of exemption from the minimum overhead clearances as required by 52 Pa. Code Section 33.121; and the allocation of costs and expenses incident thereto. RECOMMENDATION: That the Commission adopt the proposed Order approving the application as amended.</b>

**Vote 5-0.**

**Statement by Chairman Powelson regarding the National Disability Employment Awareness Month.**