

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

THURSDAY, OCTOBER 2, 2014 (JC)

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
Pamela A. Witmer	John F. Coleman, Jr.	Robert F. Powelson	James H. Cawley	Gladys M. Brown

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

The Next Public Meeting is Tentatively Scheduled for Thursday, October 23, 2014 at 10:00 A.M.

Minutes of the Meeting of Thursday, August 21, 2014 (JFC)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, OCTOBER 23, 2014, 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 1, 2014, AT 2:00 P.M. IN THE JR. EXECUTIVE CHAMBERS, THIRD FLOOR, COMMONWEALTH 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
THIRD FLOOR, COMMONWEALTH KEYSTONE BUILDING

PENNSYLVANIA PUBLIC UTILITY COMMISSION

FINAL AGENDA

October 02, 2014

BUREAU OF CONSUMER SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2371824-BCS	M-2013-2371824	UGI UTILITIES INC - GAS DIVISION
<u>Statement by Commissioner Cawley.</u> <u>Vote 5-0.</u>		- Universal Service and Energy Conservation Plan for 2014-2016 filed on 7/1/13, and an amended Plan for 2014-2017 filed on 8/1/14, in accordance with the Commission's regulations at 52 Pa. Code §§ 54.71-78 and 62.1-62.8. RECOMMENDATION: That the Commission adopt the proposed Tentative Order, which addresses the Proposed 2014-2017 Plan for UGI companies.

OFFICE OF COMPETITIVE MARKET OVERSIGHT

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2409385-OCM (PP from 09/11/2014)	L-2014-2409385	RULEMAKING - CUSTOMER INFORMATION - Recommendation from the Commission's Office of Competitive Market Oversight (OCMO) to address a request for clarification of the applicability of the Commission's electric disclosure and contract renewal notice regulations at 52 Pa. Code §§ 54.5 and 54.10 and the analogous gas industry regulations at 52 Pa. Code § 62.75. The request for clarification concerns the appropriate contract expiration notice timeframes that should be applied to those customers who obtain competitive electric generation and gas supply service from the same supplier. A Tentative Order was issued on 7/9/14, seeking comments to a proposed resolution. Several comments were filed in response to the Tentative Order. RECOMMENDATION: That the Commission adopt the proposed Final Order which disposes of the issue presented.

Vote 5-0.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2165364-OSA	M-2014-2165364	<p>DUQUESNE LIGHT COMPANY</p> <p>- On 3/19/10, the Law Bureau Prosecutory Staff (LBPS) instituted an informal investigation of the real property and disposition practices of Duquesne Light Company. Based on its investigation, LBPS alleged, in part, that the Company acquired and disposed of a property without obtaining a Certificate of Public Convenience in violation of the Public Utility Code. On 4/1/14, the parties submitted a Settlement Agreement to resolve this matter. By Order entered 5/22/14, the Commission issued the Settlement for comments. No comments were filed.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that adopts the settlement, as clarified.</p>
2325122-OSA	M-2013-2325122	<p>ENERGY SERVICES PROVIDERS INC D/B/A PENNSYLVANIA GAS & ELECTRIC</p> <p>- In September 2012, the Bureau of Investigation and Enforcement instituted an informal investigation of PaG&E's marketing practices as an electric generation supplier and as a natural gas supplier within PA. On 11/14/13, the parties submitted a Settlement Agreement and Statements in Support of the Settlement Agreement to resolve this matter. On 3/4/14, the Commission issued an Opinion and Order rejecting the Settlement Agreement. The parties filed a revised Settlement Agreement and Statements in Support on 4/1/14. By an Opinion and Order dated 6/5/14, the Commission issued the Settlement Agreement for comments. No comments were filed.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that approves the Settlement Agreement as modified.</p>

Vote 5-0.

Vote 5-0.

2334103-OSA

**A-2012-2334103
A-8915269**

Vote 5-0.

610 HAULING LLC T/A COLLEGE HUNKS HAULING JUNK

- Application filed on 11/5/12, for approval of household goods authority from points within the five-county Philadelphia area to points in PA. Protests were filed on 5/24/13. A hearing was held on 10/15/13, at which the protests were withdrawn based upon 610 Hauling's agreement to a Restrictive Amendment. On 4/3/14, the ALJ entered an Order reassigning the application to the Commission's Bureau of Technical Utility Services (TUS). By letter dated 5/20/14, TUS informed 610 Hauling that the application was incomplete and requested additional information. By Order entered 8/21/14, the Commission denied 610 Hauling's application for failure to respond to the request for additional information in the TUS 5/20/14 letter. On 9/5/14, 610 Hauling filed a Petition to Reopen and for Reconsideration, claiming it had provided the requested information. An Opinion and Order granting reconsideration pending review of and consideration on the merits was adopted by the Commission by notational vote on 9/16/14, and entered that same day.

RECOMMENDATION:

That, consistent with 4 Pa. Code § 1.43(c), this action be recorded and entered in the Minutes of this public meeting.

2342492-OSA

F-2013-2342492

**Postponed until the Public
Meeting of October 23, 2014.**

THERESA BROWN-ALBERT VS PPL ELECTRIC UTILITIES CORPORATION

- Formal Complaint filed on 12/31/12, alleging that there were incorrect charges on her bill. The Complainant requested that PPL be directed to remove the alleged incorrect charges from her account, and to assign those amounts to the individuals responsible for them. The Complainant also requested that PPL be required to honor her OnTrack agreement. On 1/30/13, PPL filed an Answer, in which it denied the material allegations of the Complaint. An evidentiary hearing was held on 3/13/13. By Initial Decision issued 4/15/14, ALJ Buckley dismissed the Complaint. On 4/28/14, the Complainant filed Exceptions, and on 5/12/14, PPL filed Replies to Exceptions.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order, which (1) denies the Exceptions; (2) adopts the Initial Decision, as modified by the Opinion and Order; and (3) dismisses the Complaint.

2342745-OSA	P-2013-2342745 C-2013-2348777	<p>PEOPLES NATURAL GAS COMPANY LLC - EQUITABLE DIVISION</p> <p>- Petition for Approval of a Distribution System Improvement Charge (DSIC) filed on 1/29/13, requesting that Supplement No. 95 to Tariff Gas – Pa. P.U.C. No. 22 be permitted to become effective on 4/1/13. By Order entered 7/16/13, the Commission approved Peoples - Equitable Division's DSIC subject to resolution of certain issues enumerated in the Order. A hearing was held on 12/18/13. In a Recommended Decision issued 7/30/14, ALJ Johnson approved Peoples – Equitable Division's DSIC, as modified by a Partial Settlement. The OCA filed Exceptions on 8/19/14. Replies to Exceptions were filed by Peoples – Equitable Division on 8/29/14.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order.</p>
Vote 5-0.		
2381878-OSA	F-2013-2381878	<p>JEFFREY JAKUBIK VS PECO ENERGY COMPANY</p> <p>- Formal Complaint filed on 9/3/13, alleging that PECO failed to locate and post payments that were made to his account by his father-in-law and that PECO is threatening to or already has shut off his service. On 9/17/13, PECO filed an Answer to the Complaint. A hearing was held on 4/3/14. On 6/27/14, ALJ Pell's Initial Decision that denied the Complaint was issued. The Complainant filed Exceptions on 7/17/14. PECO filed Replies to Exceptions on 7/25/14.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that denies the Exceptions and adopts the ALJ's Initial Decision, consistent with the Opinion and Order.</p>
Vote 5-0.		
2390503-OSA	A-2013-2390503 A-6410505	<p>TENGIZ KALANDAZE T/A PHILADELPHIA LIMO</p> <p>- Application filed on 10/11/13, for group and party service. On 3/6/14, the Commission's Bureau of Technical Utility Services (TUS) requested that the Applicant provide verified statements and statements in support of the Applicant within 30 days. On 5/6/14, TUS issued a second data request and the Applicant was afforded an additional 10 business days in which to submit the requested documentation. By Order of 7/28/14, the Application was denied and dismissed on the basis that the Applicant failed to comply with the Commission's request for documentation. On 7/14/14, the Applicant filed a Petition for Reconsideration with reference to the 7/28/14 Order.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order which: (1) grants the Petition; (2) vacates the 7/28/14 Order; and (3) refers the matter to TUS.</p>
Vote 5-0.		

2408721-OSA C-2014-2408721

Vote 5-0.

BONNIE ROBERTS VS NATIONAL FUEL GAS
DISTRIBUTION

- Formal Complaint filed on 2/24/14, alleging generally a reliability, safety, or quality problem with her gas service and requesting a two-thirds refund of the payments she has made to the Company. NFGDC filed an Answer on 3/26/14, denying the material allegations of the Complaint. A telephonic evidentiary hearing was held on 4/30/14, after which ALJ Jandebeur's Initial Decision, issued 6/18/14, denied and dismissed the Complaint. Ms. Roberts filed Exceptions 7/2/14; NFGDC filed Replies to Exceptions on 7/14/14.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order, which (1) denies the Exceptions; (2) adopts the Initial Decision; and (3) dismisses the Complaint.

2411941-OSA P-2014-2411941
et al.

**Joint Motion by Vice Chairman
Coleman and Commissioner
Witmer.**

**Dissenting Statement by
Commissioner Cawley.
Statement by Commissioner
Brown.**

**Vote 4-1 with Commissioner
Cawley Dissenting.**

SUNOCO PIPELINE LP

- Amended Petitions filed on 5/8/14, requesting the Commission find that structures to shelter 18 pump stations and 17 valve control stations were exempt from local zoning ordinances. The Concerned Citizens of West Goshen Township (CCWGT), the Delaware Riverkeeper Network (DRN), the Mountain Watershed Association (MWA), and the Clean Air Council (CAC) filed Preliminary Objections to the Amended Petitions, and Sunoco filed Answers thereto. In an Initial Decision, issued 7/30/14, ALJs Salapa and Barnes sustained the Preliminary Objections and dismissed the Amended Petitions. Sunoco filed Exceptions on 8/19/14. On 8/29/14, CCWGT, DRN, MWA, CAC, and West Goshen Township filed Replies to Exceptions.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2436775-OSA A-2014-2436775

Vote 5-0.

WINDSTREAM PENNSYLVANIA LLC AND SERVICE
ELECTRIC TELEPHONE COMPANY LLC

- Joint Petition filed on 8/8/14, requesting approval of an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 8/23/14. No comments or protests were received.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that grants the Joint Petition.

2437094-OSA	A-2014-2437094	<p>UNITED TELEPHONE CO OF PA LLC D/B/A CENTURYLINK AND NEW HORIZON COMMUNICATIONS CORP</p> <p>- Joint Petition filed on 8/12/14, requesting approval of an Interconnection Agreement, pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 8/23/14. No comments or protests were received.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that grants the Joint Petition.</p>
Vote 5-0.		
2437554-OSA	A-2014-2437554	<p>VERIZON NORTH LLC AND GUIDANCE TELECOM LLC</p> <p>- Joint Petition filed on 8/7/14, seeking approval of an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 8/30/14. No comments or protests were received.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.</p>
Vote 5-0.		

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
1093427-TUS Vote 5-0.	A-110056	<p>ENERGY COOPERATIVE ASSOCIATION OF PHILADELPHIA D/B/A THE ENERGY CO-OP</p> <p>- Application filed on 6/26/14, for approval to amend its existing electric generation supplier (EGS) license by adding the electric distribution company (EDC) service territories of PPL Electric, Duquesne, Met Ed, Penelec, West Penn, and Penn Power, within the Commonwealth of PA. ECAP is currently licensed to offer, render, furnish, or supply electricity or EGS services to residential, small commercial, large commercial, and governmental customers in the EDC service territory of PECO Energy.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
2139782-TUS Vote 5-0.	A-2009-2139782	<p>NORTHEAST ENERGY PARTNERS LLC</p> <p>- Application filed 9/11/13, for approval to abandon its electric generation supplier license.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application for abandonment.</p>
2333820-TUS Vote 5-0.	A-2012-2333820	<p>COUNTY OF ALLEGHENY</p> <p>- Application of the County of Allegheny for approval of the rehabilitation of Homeville Viaduct Bridge where Homeville Road crosses, above grade, Lower Bull Run Road, Thompson's Run, the two (2) tracks of Union Railroad Company and Grant Avenue Extension, in West Mifflin Borough, Allegheny County.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application as amended.</p>
2393811-TUS Vote 5-0.	A-2013-2393811 A-8916151	<p>GENTLE GIANT MOVING COMPANY (DC) LLC T/A GENTLE GIANT MOVING & STORAGE</p> <p>- Application for the right to begin to transport as a common carrier by motor vehicle, household goods in use. Philadelphia County</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>

2397383-TUS Vote 5-0.	A-2013-2397383	<p>AVION ENERGY GROUP LLC</p> <p>- Application filed on 12/6/13, for approval to offer, render, furnish, or supply NGS services as a broker/marketer to small and large commercial, industrial, and governmental customers in the natural gas distribution company service territories of Valley Energy, UGI Utilities, UGI Central Penn Gas, UGI Penn Natural Gas, Peoples TWP, PECO Energy, Philadelphia Gas Works, National Fuel Gas Distribution, Peoples Natural Gas Company, Peoples Natural Gas Company - Equitable Division, and Columbia Gas, within the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
2398919-TUS Vote 5-0.	<p>A-00123125</p> <p>A-2013-2398922</p> <p>A-2013-2398919</p>	<p>CLOUD 9 TRANSPORTATION INC</p> <p>- Application for the right to transport as a common carrier by motor vehicle, persons in 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. Lackawanna County</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the applications.</p>
2401261-TUS Vote 5-0.	<p>A-2014-2401261</p> <p>A-6416279</p>	<p>SKY LINE CAR SERVICE LLC</p> <p>- Application for the right to transport as a common carrier by motor vehicle, persons in limousine service.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order dismissing and denying the application.</p>
2403919-TUS Vote 5-0.	<p>A-2014-2403919</p> <p>A-6416314</p>	<p>MCCANDLESS-FRANKLIN PARK AMBULANCE AUTHORITY</p> <p>- Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. Allegheny County</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>

2406343-TUS	A-2014-2406343	<p>PEGASUS ENERGY CORPORATION</p> <p>- Application filed on 1/21/14, for approval to offer, render, furnish, or supply natural gas services to residential and small commercial customers in the natural gas distribution company service territories of Columbia, UGI, UGI Penn Natural Gas, UGI Central Penn Gas, and Peoples Natural Gas Company, LLC – Equitable Division within the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
Vote 5-0.		
2406887-TUS	<p>A-2014-2406887</p> <p>A-2014-2406886</p> <p>(PP from 09/11/2014)</p>	<p>CONSTRUCTURE TECHNOLOGIES LLC</p> <p>- Application filed on 1/20/14, for approval to offer, render, furnish or supply telecommunication services as a Competitive Local Exchange Carrier in the service areas of Verizon PA and a Reseller Interexchange Carrier (detariffed) throughout PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the application consistent with the proposed Order.</p>
Postponed until the Public Meeting of October 23, 2014.		
2408103-TUS	<p>A-2014-2408103</p> <p>A-6412524</p>	<p>MG TRANSPORT INC</p> <p>- 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.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order dismissing the application.</p>
Vote 5-0.		
2412715-TUS	<p>A-2014-2412715</p> <p>A-6415756</p>	<p>SENIORITY TRANSPORTATION LLC</p> <p>- Application for the right to transport as a common carrier by motor vehicle, persons in limousine service. Westmoreland County</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>
Vote 5-0.		

2415068-TUS Vote 5-0.	A-2014-2415068 A-6416473	<p>CORPORATE LIMO LLC T/A CORPORATE LIMO</p> <p>- Application for the right to transport as a common carrier by motor vehicle, persons in limousine service. Lehigh County</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>
2417507-TUS Vote 5-0.	A-2014-2417507 A-6416492	<p>BARRY LLC</p> <p>- Application for the right to transport as a common carrier by motor vehicle, persons in limousine service. Philadelphia County</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>
2417883-TUS Vote 5-0.	A-2014-2417883 A-6416237	<p>WHEELS TAKE YOU THERE TRANSPORTATION SERVICE LLC</p> <p>- 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 County</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>
2419932-TUS Vote 5-0.	A-2014-2419932 A-6916523	<p>MSKP LLC T/A MSKP</p> <p>- Application for a brokerage license.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>
2422267-TUS Vote 5-0.	A-2014-2422267 A-6316575	<p>TADESSE A TEGEGNE T/A B&H TAXI</p> <p>- Application for the right to transport as a common carrier by motor vehicle, persons upon call or demand.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order dismissing and denying the application.</p>

<p>2423944-TUS</p> <p>Vote 5-0.</p>	<p>A-2014-2423944 A-6416592</p>	<p>ARRIVE IN STYLE LIMOUSINE LLC T/A ARRIVE IN STYLE LIMOUSINE</p> <p>- Application for the right to transport as a common carrier by motor vehicle, persons in limousine service. Lackawanna County</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>
<p>2423972-TUS</p> <p>Vote 5-0.</p>	<p>A-2014-2423972 A-6416594</p>	<p>LIFESTAR RESPONSE OF MARYLAND INC</p> <p>- Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>
<p>2424655-TUS</p> <p>Vote 5-0.</p>	<p>A-2014-2424655</p>	<p>BCE NEXXIA CORPORATION</p> <p>- Application filed on 5/22/14, seeking approval of the Company's discontinuance and abandonment of Interexchange Carrier Reseller services within the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>
<p>2425963-TUS</p> <p>Vote 5-0.</p>	<p>A-2014-2425963</p>	<p>ENERGY CHOICE SOLUTIONS LLC D/B/A ENERGYWIZE LLC</p> <p>- Application filed on 5/28/14, for approval to become a licensed electric generation supplier as a broker/marketer for small commercial, large commercial, industrial and governmental customers in all of the electric distribution service territories within the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>

<p>2428742-TUS</p> <p>Vote 5-0.</p>	<p>R-2014-2428742 R-2014-2428743 R-2014-2428744 R-2014-2428745 M-2013-2341991 M-2013-2341994 M-2013-2341993 M-2013-2341990</p>	<p>WEST PENN POWER COMPANY, PENNSYLVANIA ELECTRIC COMPANY, PENNSYLVANIA POWER COMPANY, AND METROPOLITAN EDISON COMPANY</p> <p>- West Penn Tariff Electric – Pa. P.U.C. No. 38 and Tariff Electric – Pa. P.U.C. No. 40, filed 8/4/14, proposing an annual increase in rates of \$115.5 million (8.4%). Penelec filed Tariff Electric – Pa. P.U.C. No. 81, proposing an annual increase in rates of \$119.8 million (8.6%). Penn Power filed Tariff Electric – Pa. P.U.C. No. 36, proposing an annual increase in rates of \$28.5 million (8.7%). Met Ed filed Tariff Electric – Pa. P.U.C. No. 52, proposing an annual increase in rates of \$151.9 million (11.5%). All of the tariff filings are proposing revisions to certain Rules and Regulations, rate schedules and riders in the Companies' currently effective tariffs and all have an effective date of 10/3/14. Formal complaints were filed by the OCA, OSBA, and various other customers.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed order that suspends the proposed filings and institutes an investigation, and address how cost savings measures from the deployment of smart meters, be addressed in the General Base Rate Case filings.</p>
<p>2428932-TUS</p> <p>Vote 5-0.</p>	<p>A-2014-2428932</p>	<p>SOUTHEASTERN PENNSYLVANIA TRANSPORTATION AUTHORITY</p> <p>- Application filed 6/27/14, for approval of the alteration of and a side-clearance exemption for the crossing where Interstate 95, located in Lower Makefield Township, Bucks County crosses over head the tracks of CSX Transportation.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application as amended.</p>
<p>2429866-TUS</p> <p>Vote 5-0.</p>	<p>A-2014-2429866 A-6416671</p>	<p>SPECIAL EVENT EMS INC T/A MID-STATE MOBILE HEALTH PARTNERS</p> <p>- Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order denying and dismissing the application for emergency temporary authority.</p>

2430058-TUS	R-2014-2430058	<p>DUQUESNE LIGHT COMPANY</p> <p>- Supp. No. 95 to Tariff Electric – PUC No. 24 filed on 7/3/14, proposing to add Rule No. 18.1, Electric Vehicle Charging to its Tariff to clarify that charging is not considered redistribution of service and to further add provisions to better ensure the safety and reliability of electric vehicle charging facilities. Duquesne Light requested that Supp. No. 95 become effective on 8/30/14. On 8/26/14, Duquesne filed Supp. No. 99 to Tariff Electric - PUC No. 24, voluntarily postponing the effective date of Supp. No. 95 until 10/3/14.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the tariff supplement.</p>
2431165-TUS	A-2014-2431165	<p>BURTON ENERGY GROUP INC</p> <p>- Application filed on 6/17/14, for approval to offer, render, furnish, or supply natural gas supply services as a broker/marketer to small commercial, large commercial, and industrial customers in the natural gas distribution company service territories UGI Utilities, UGI Central Penn Gas, UGI Penn Natural Gas, Peoples TWP, PECO Energy, Philadelphia Gas Works, National Fuel Gas Distribution, Peoples Natural Gas Company, Peoples Natural Gas Company - Equitable Gas Division, and Columbia Gas of PA, within the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
2433202-TUS	A-2014-2433202	<p>PENNSYLVANIA AMERICAN WATER COMPANY-WASTEWATER</p> <p>- Application filed on 7/10/14, for approval of the right to offer, render, furnish, or supply wastewater service in a portion of West Sadsbury Township, Chester County, PA. Proofs of publication and service to appropriate entities were submitted by PAWC-W. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order that approves the application.</p>

2433354-TUS	A-2014-2433354 A-2014-2433351 A-2014-2433353 A-2014-2433355 A-2014-2433356	<p>BLOCK LINE SYSTEMS LLC</p> <p>- Application filed on 7/17/14 for approval to offer, render, furnish or supply telecommunication services as a: Competitive Local Exchange Carrier in the service areas of Verizon PA, Verizon North, and The United Telephone Company of PA d/b/a CenturyLink; Reseller Interexchange Carrier (detariffed) throughout the Commonwealth of PA; and Facilities-Based Interexchange Carrier (detariffed) throughout the Commonwealth of PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the application consistent with the proposed Order.</p>
<p>Vote 5-0 with Commissioner Cawley Concurring in Result Only.</p>		
2433358-TUS	A-2014-2433358 A-2014-2433359 A-2014-2433361 S-2014-2433388	<p>LINE SYSTEMS INC, INFINITE COMMUNICATION LLC, MAGELLAN HILL TECHNOLOGIES LLC, AND BLOCK LINE SYSTEMS LLC</p> <p>- Joint application filed on 7/16/14, for the transfer of assets and securities certificate. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the joint application for the transfer of assets and register the securities certificate consistent with the proposed Order.</p>
<p>Vote 5-0.</p>		
2434576-TUS	M-2014-2434576	<p>SNYDER COUNTY</p> <p>- 911 System Renewal Plan received on 7/23/14 from PEMA with the request that the Commission formally review 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.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves a contribution rate of \$1.50 per access line per month.</p>
<p>Vote 5-0.</p>		

2437202-TUS	A-2014-2437202	<p>PENNSYLVANIA AMERICAN WATER COMPANY</p> <p>- Application filed on 8/12/14 for approval of the right to offer, render, furnish or supply water service to the public in an additional portion of Amwell Township, Washington County, PA. Proofs of publication and service to appropriate entities were submitted by PAWC. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
Vote 5-0.		
2437596-TUS	A-2014-2437596	<p>PAPILLON PRODUCTIONS LLC D/B/A ELECTRICITY CLUB</p> <p>- Application filed on 7/30/14, for approval to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to only residential customers in the electric distribution company territories of West Penn, PPL, Duquesne, Met-Ed, Penelec, Penn Power, Citizens-Lewisburg, Wellsboro Electric, PECO, UGI Utilities, and Pike County Light & Power, in the Commonwealth of PA. Papillon requests a reduction in the amount of security bond.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
Vote 5-0.		
2438391-TUS	A-2014-2438391	<p>PENNSYLVANIA AMERICAN WATER COMPANY</p> <p>- Application filed on 8/13/14, for approval of the right to offer, render, furnish, or supply water service to the public in an additional portion of Mount Pleasant Township, Washington County, PA. Proofs of publication and service to appropriate entities were submitted by PAWC. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
Vote 5-0.		
2439449-TUS	M-2014-2439449	<p>COUNTY OF LEBANON</p> <p>- 911 System Renewal Plan was received on 8/20/14 from the PEMA with the request that the Commission formally review the costs associated with the County's contribution rate of \$1.25 per access line per month and make a recommendation to PEMA within 90 days of the receipt date.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves a County contribution rate of \$1.25 per access line per month.</p>
Vote 5-0.		

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2356640-LAW	P-2013-2356640	NEP CELLCORP INC
Vote 5-0.		<p>- NEP petitioned the Commission for approval to amend its Eligible Telecommunications Carrier (ETC) designation throughout the Commonwealth of PA. The petition was published in the Pa. Bulletin on 6/1/13 at 43 Pa.B. 3069. The OCA filed Comments and NEP filed Reply Comments as well as supplements to its petition. The OCA supports NEP's petition subject to NEP committing to comply with PA specific Lifeline service and reporting requirements throughout NEP's existing and expanded ETC service area.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopts the Order approving the Petition.</p>
2421001-LAW	L-2014-2421001	PROPOSED RULEMAKING - AUTOMATIC ADJUSTMENT CLAUSES RELATED TO ELECTRIC DEFAULT SERVICE
Vote 5-0.		<p>- On 5/22/14, the Commission issued an Advance Notice of Proposed Rulemaking Order proposing to establish a symmetrical rate of interest which will be applicable to both over and under collections resulting from the reconciliation of utilities' actual costs and revenue collected through automatic adjustment clauses regarding electric default service. Based upon the consideration of the comments filed in response by the OCA, OSBA, the Energy Association of PA, PPL Electric Utilities, PECO Energy and First Energy Companies, the Commission proposes the regulations set forth in the Proposed Rulemaking Order.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the Advance Notice of Proposed Rulemaking Order.</p>

2442321-LAW

M-2014-2442321

DELEGATION OF AUTHORITY REGARDING
UNCONTESTED MOTOR CARRIER APPLICATIONS

Vote 5-0.

- In order to deal efficiently with the numerous routine and non-controversial matters that require agency approval, the Commission has explicitly delegated its approval authority as to certain matters that are deemed to be routine, ministerial and non-policy making in nature to certain bureau directors. The Commission now desires to delegate authority to the Bureau of Technical Utility Services' Motor Carrier Compliance Office to approve or disapprove uncontested applications to furnish motor carrier service. In lieu of action at public meeting, the approval or disapproval of these applications will be addressed by Secretarial Letter. This will result in a reduced processing time for these matters.

RECOMMENDATION:

That the Commission adopt the Proposed Order.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

October 02, 2014

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2402746-OSA Vote 5-0.	C-2014-2402746	<p>PUC - INVESTIGATION AND ENFORCEMENT VS SNYDER BROTHERS INC</p> <p>- Complaint filed on 1/17/14, alleging that SBI failed to identify unconventional gas wells and pay impact fees and administrative charges on those wells in calendar years 2011 and 2012. In its Complaint, I&E sought, in part, the payment of past due impact fees, plus interest, administrative charges, and a civil penalty. On 2/5/14, SBI filed an Answer with New Matter; I&E filed a reply to SBI's New Matter on 2/27/14. On 6/4/14, I&E filed a Petition for Interlocutory Review and Answer to Material Question pertaining to the interpretation of Act 13 of 2012. By Order entered 7/24/14, the Commission declined to answer the Material Question. On 8/27/14, ALJ Salapa issued an Order denying SBI's Motion for Summary Judgment. On 9/11/14, the parties filed a Joint Petition for Interlocutory Review and Answer to Material Questions. I&E and the Pennsylvania Independent Oil and Gas Association filed briefs in support of the Joint Petition on 9/22/14.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order.</p>
2412182-OSA Vote 5-0.	A-2014-2412182 A-00113458	<p>THREE RIVERS LIMOUSINE SERVICE INC</p> <p>- Three Rivers Limousine is currently certificated to provide paratransit service. On 3/12/14, Three Rivers filed for a Certificate of Public Convenience to provide limousine service. By Order adopted 9/11/14, the Commission denied the Application based on the Applicant's lack of necessary equipment and financial fitness to provide the additional service. On 9/19/14, the Petitioner filed a Petition for Reconsideration.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that grants reconsideration, pending review of and consideration on the merits.</p>

Statement by Commissioner Witmer on Recognition of National Cybersecurity Awareness Month.