

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

THURSDAY, JANUARY 15, 2015 (GB)

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, January 29, 2015 at 10:00 A.M.

Minutes of the Meeting of Thursday, December 4, 2014 (PW)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, JANUARY 29, 2015, 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, JANUARY 14, 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
January 15, 2015

CASES OF SPECIAL INTEREST

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2402324-OSA	R-2014-2402324	EMPORIUM WATER COMPANY
<u>Joint Motion</u> by Chairman Powelson and Commissioner Brown on Binding Poll Issues No. 2, 10 & 12, Vote 5-0. Vote 5-0.		<p>- Supplement No. 25 to Tariff Water – Pa. P.U.C. No. 5 filed on 4/30/14, to become effective on 6/29/14. The filing contained proposed changes in rates, rules, and regulations intended to produce \$387,903 in additional annual operating revenues. On 5/22/14, the OCA filed a Formal Complaint against the filing. By Order entered 6/9/14, the Commission suspended the filing by operation of law until 1/29/15, and instituted an investigation to determine the lawfulness, justness and reasonableness of the proposed rates, rules, and regulations. On 11/18/14, the Recommended Decision (RD) of ALJ Buckley was issued. Exceptions to the RD were filed on 12/3/14, by Emporium, the OCA, and the Commission's Bureau of Investigation and Enforcement. Reply Exceptions were filed on 12/10/14, by Emporium.</p> <p>RECOMMENDATION:</p> <p>That the Commission conduct a binding poll of the issues.</p>

BUREAU OF AUDITS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2398262-AUD Vote 5-0.	D-2013-2398262	<p>PPL ELECTRIC UTILITIES CORPORATION</p> <p>- Generation Service Charge - 1 for the 12 months ended 4/30/13. The auditor's report contained 1 finding.</p> <p>RECOMMENDATION:</p> <p>That the Commission release the Audit Report to the public.</p>
2398263-AUD Vote 5-0.	D-2013-2398263	<p>PPL ELECTRIC UTILITIES CORPORATION</p> <p>- Auditor's Report on Generation Supply Charge - 2 for the 12 months ended 4/30/13. The auditor's report did not disclose any adverse finding.</p> <p>RECOMMENDATION:</p> <p>That the Commission release the Audit Report to the public.</p>
2416295-AUD Vote 5-0.	D-2014-2416295	<p>CITIZEN POWER COMPANY</p> <p>- Auditor's Report on Statements of Revenue/Expense of the Energy Education and Services Program for the 12 months ended 12/31/13 and 12/31/12. The auditor's report contained 2 findings and 1 observation.</p> <p>RECOMMENDATION:</p> <p>That the Commission release the Audit Report to the public.</p>

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
Vote 5-0.		<p>- Universal Service and Energy Conservation Plan for 2014-2016 filed on 7/1/13 and 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. On 10/2/14, by Tentative Order, the Commission approved the Proposed 2014-2017 Plan in part and called for comments. All comments have been filed.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Final Order, which addresses the UGI Companies' Proposed 2014-2017 Plan.</p>

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2360608-OSA	F-2013-2360608	MIMOSE INNOCENT VS PPL ELECTRIC UTILITIES CORPORATION
Vote 5-0.		<p>- Formal Complaint filed on 4/26/13, requesting, inter alia, a payment agreement. On 5/20/13, PPL filed an Answer denying the material allegations in the Complaint and asserting New Matter. A hearing was held on 8/6/14. In the Initial Decision, issued 9/9/14, ALJ Jandebeur denied the Complaint. The Complainant filed Exceptions on 9/15/14. PPL filed Replies to Exceptions on 10/9/14.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order which denies the Exceptions and adopts the Initial Decision.</p>
2383376-OSA	C-2013-2383376	KENNETH AND TAMMY WILLIAMS VS PECO ENERGY COMPANY
Vote 5-0.		<p>- Formal Complaint filed on 9/13/13, alleging that their bill was too high because the Service Address was gutted and has been vacant for the time period at issue. On 9/19/13, PECO filed an Answer to the Complaint. A hearing was held on 2/22/14. On 10/1/14, ALJ Guhl's Initial Decision dismissing the Complaint was issued. The Complainant filed Exceptions on 10/13/14. PECO filed Replies to Exceptions on 10/22/14.</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.</p>
2386249-OSA	F-2013-2386249	HUBERT HUH VS PECO ENERGY COMPANY
Vote 5-0.		<p>- Formal Complaint filed on 9/27/13, alleging that (1) PECO failed to honor a medical certificate and was threatening to or already had shut off his service; (2) there were incorrect charges on his bill; and (3) he would like a payment agreement. PECO filed an Answer on 10/15/13, denying all averments and stating that the Complainant was not eligible for another payment agreement. A telephonic evidentiary hearing convened on 1/29/14 was continued at the Complainant's request and rescheduled. A further telephonic evidentiary hearing was held on 4/29/14. The Initial Decision of ALJ Watson was issued on 7/2/14, and dismissed in part and granted in part the Complaint. The Complainant filed Exceptions on 7/21/14; no Replies to Exceptions were filed.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order, which denies the Exceptions and adopts the Initial Decision as modified.</p>

2404586-OSA F-2014-2404586

Vote 5-0.

M HEATHER MICHAIL VS PECO ENERGY COMPANY

- Formal Complaint filed on 2/4/14, alleging that PECO was threatening to terminate service and that she would like a payment agreement. On 2/20/14, PECO filed an Answer. A hearing was held on 4/17/14. In an Initial Decision issued 8/8/14, ALJ Hoyer dismissed the Complaint. The Complainant filed Exceptions on 8/18/14 and 8/28/14. PECO filed Replies to Exceptions on 8/21/14 and 9/10/14.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that denies the Exceptions and adopts the Initial Decision, consistent with the Opinion and Order.

2409362-OSA P-2014-2409362

Vote 5-0.

PECO ENERGY COMPANY

- Petition filed on 3/10/14, requesting approval of its Default Service Program for the period 6/1/15 through 5/31/17. On 8/28/14, the parties filed a Joint Petition for Partial Settlement. By Recommended Decision, issued on 9/30/14, ALJ Fordham recommended that the Partial Settlement be approved and made recommendations on the litigated issues. On 10/10/14, Exceptions to the Recommended Decision were filed. Replies to Exceptions were filed on 10/17/14. On 12/4/14, the Commission entered its Order adopting the ALJ's Recommended Decision, in part. On 12/19/14, the OSBA filed a Petition for Reconsideration. The period for acting on the Petition, in order to retain jurisdiction in the event an appeal is filed, expired on 1/5/15. Consequently, the Commission adopted an Order on 12/22/14, granting reconsideration pending review on the merits. The Order was entered on 12/22/14.

RECOMMENDATION:

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

2410772-OSA C-2014-2410772

**PUC - INVESTIGATION AND ENFORCEMENT VS ZECH'S
TOWING & RECOVERY LLC**

Vote 5-0.

- Complaint filed on 3/10/14, alleging that Zech's Towing & Recovery failed to file assessment reports for the 2010, 2011, and 2012 calendar years. I&E requested that the Respondent be ordered to pay a civil penalty of \$3,000 for the alleged violations and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the civil penalty. The Respondent did not file an Answer to the Complaint. On 7/25/14, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the civil penalty is not paid. No Answer to the Motion was filed.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which grants the Motion for Default Judgment.

2411023-OSA C-2014-2411023

**PUC - INVESTIGATION AND ENFORCEMENT VS GARY L
BRICKER T/A G L BRICKER TRANSPORT**

Vote 5-0.

- Complaint filed on 3/11/14, alleging that Gary L. Bricker t/a G. L. Bricker Transport failed to file assessment reports for the 2010, 2011, and 2012 calendar years. I&E requested that the Respondent be ordered to pay a civil penalty of \$3,000 for the alleged violations and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the civil penalty. The Respondent did not file an Answer to the Complaint. On 7/24/14, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the civil penalty is not paid. No Answer to the Motion was filed.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which grants the Motion for Default Judgment.

2411050-OSA C-2014-2411050

PUC - INVESTIGATION AND ENFORCEMENT VS STONY'S TRUCKING COMPANY

Vote 5-0.

- Complaint filed on 3/11/14, alleging that Stony's Trucking Company failed to file assessment reports for the 2010, 2011, and 2012 calendar years. I&E requested that the Respondent be ordered to pay a civil penalty of \$3,000 for the alleged violations and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the civil penalty. The Respondent did not file an Answer to the Complaint. On 7/24/14, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the civil penalty is not paid. No Answer to the Motion was filed.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which grants the Motion for Default Judgment.

2413732-OSA C-2014-2413732
(PP from 12/18/2014)

YAGLIDERELILER CORP VS BLUE PILOT ENERGY LLC

Vote 5-0.

- Formal Complaint filed on 3/25/14, alleging it was assured by a Blue Pilot representative that the electric generation supplier's variable rate was competitive and reasonable, but the rate increased 5-fold after the 90-day introductory rate expired. On 4/18/14, Blue Pilot filed an Answer denying the allegations and raising 22 affirmative defenses. On 5/27/14, Blue Pilot filed a Motion for Summary Judgment contending that the Complainant alleged no violations of the Public Utility Code because the Complaint acknowledged the Complainant had a variable rate contract and the Complainant did not allege that the increase was contrary to the terms of the contract. The Initial Decision of ALJ Salapa granting the Motion and dismissing the Complaint was issued on 6/24/14. On 7/2/14, the Complainant filed Exceptions. On 7/24/14, Blue Pilot filed Replies to Exceptions.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order, which grants in part the Exceptions of the Complainant, reverses the Initial Decision, and remands this matter to the Office of Administrative Law Judge for such further proceedings as may be necessary.

2415045-OSA

A-2014-2415045

LYFT INC

Vote 5-0.

- Application filed on 4/3/14, for the right to begin to transport, by motor vehicle, persons in the experimental service of transportation network company for passenger trips between points in Allegheny County. By Recommended Decision (R.D.) issued 10/9/14, ALJs Long and Watson recommended that the application be denied. On 10/24/14, Lyft filed Exceptions to the Recommended Decision. Executive Transportation Co. filed Exceptions on 10/27/14. On 11/3/14, Lyft, Executive Transportation, and the Insurance Federation of PA filed Replies to Exceptions. By Order entered 12/18/14, the Commission granted Lyft's Exceptions, in part, reversing the R.D., and granting the application subject to terms and conditions. On 1/2/15, Lyft filed a Petition for Reconsideration of the 12/18/14 Order.

RECOMMENDATION:

That the Commission grant the Petition for Reconsideration pending further review of, and consideration on, the merits.

2415047-OSA

A-2014-2415047

LYFT INC

Vote 5-0.

- Application filed on 4/3/14, for the right to begin to transport, by motor vehicle, persons in the experimental service of transportation network company for passenger trips between points in PA. By Recommended Decision (R.D.) issued 10/9/14, ALJs Long and Watson recommended that the application be denied. On 10/24/14, Lyft filed Exceptions to the Recommended Decision. Various Joint Protestants filed Exceptions on 10/27/14. On 11/3/14, Lyft, the Joint Protestants, and the Insurance Federation of PA filed Replies to Exceptions. By Order entered 12/18/14, the Commission granted Lyft's Exceptions, in part, reversing the R.D., and granting the application subject to terms and conditions. On 1/2/15, Lyft filed a Petition for Partial Reconsideration of the 12/18/14 Order.

RECOMMENDATION:

That the Commission grant the Petition for Partial Reconsideration pending further review of, and consideration on, the merits.

2416127-OSA

A-2014-2416127

RASIER - PA LLC

Vote 5-0.

- Application filed on 4/14/14, for the right to begin to transport, by motor vehicle, persons in the experimental service of shared-ride network for passenger trips between points in Allegheny County. By Recommended Decision (R.D.) issued 9/25/14, ALJs Long and Watson recommended the application be denied. On 10/10/14, Rasier-PA filed Exceptions to the R.D. Executive Transportation Co. filed Exceptions on 10/14/14 (beyond the required due date). On 10/20/14, JB Taxi and the Insurance Federation of Pa. filed Replies to Exceptions. Also, on 10/20/14, Rasier-PA filed a letter reply to Executive's Exceptions. On 12/5/14, the Commission issued an Order granting Rasier-PA's Exceptions, in part, reversing the R.D., and granting the application subject to terms and conditions. Executive filed a Petition for Reconsideration on 12/22/14. By Order entered 1/2/15, the Commission granted the petition within the meaning of Pa. R.A.P. 1701(b)(3) pending review of, and consideration on, the merits of the petition.

RECOMMENDATION:

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

2417907-OSA

P-2014-2417907

PPL ELECTRIC UTILITIES CORPORATION

Statement by Commissioner Brown.
Vote 5-0.

- On 4/18/14, PPL filed its DSP III Petition requesting approval of its Default Service Program and Procurement Plan for the period of 6/1/15 through 5/31/17. Notices of appearance and timely petitions to intervene were filed by various Parties. On 9/12/14, the parties filed a Joint Petition for Approval of Partial Settlement. Also on 9/12/14, Main Briefs were filed on the two litigated issues, and Reply Briefs were filed on 9/26/14. By Recommended Decision issued on 10/30/14, ALJ Colwell recommended that the Partial Settlement be approved, and provided recommendations regarding the two litigated issues. On 11/19/14, Exceptions to the Recommended Decision were filed by PPL and the Retail Energy Supply Association. Replies to Exceptions were filed on 12/1/14 by PPL, the OSBA, and PP&L Industrial Customer Alliance.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2418242-OSA P-2014-2418242

**Statement by Commissioner Brown.
Vote 4-1 with Commissioner Brown
Dissenting.**

DUQUESNE LIGHT COMPANY

- On 4/24/14, Duquesne filed a Petition requesting approval of its Default Service Program for the period of 6/01/15 through 5/31/17. On 9/15/14, the parties entered into a Stipulation which resolved several issues. On 9/15/14, Main Briefs were filed on the issues reserved for litigation. By Recommended Decision, issued on 10/31/14, ALJ Dunderdale recommended that the partial Stipulation be approved and made recommendations on each litigated issue. On 11/14/14, Exceptions to the Recommended Decision were filed by Duquesne, the Retail Energy Supply Association and Noble Americas Energy Solutions. Replies to Exceptions were filed on 11/24/14, by Duquesne, the OSBA and the Duquesne Industrial Intervenors.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2424608-OSA A-2014-2424608

Vote 5-0.

RASIER - PA LLC

- Application filed on 6/2/14, for the right to begin to transport, by motor vehicle, persons in the experimental service of shared-ride network for passenger trips between points in PA . By Recommended Decision (R.D.) issued 9/25/14, ALJs Long and Watson recommended the application be denied. On 10/14/14, Rasier-PA filed Exceptions to the R.D. Various Protestants also filed Exceptions on 10/14/14. On 10/20/14, Rasier-PA, JB Taxi t/a County Taxi Cab and the Insurance Federation of Pa. filed Replies to Exceptions. On 10/24/14 various Protestants filed Replies to Exceptions. On 12/5/14, the Commission issued an Order granting Rasier-PA's Exceptions, in part, reversing the R.D., and granting the application subject to terms and conditions. Various Protestants filed a Petition for Reconsideration on 12/22/14. By Order entered 1/2/15, the Commission granted the petition within the meaning of Pa. R.A.P. 1701(b)(3) pending review of, and consideration on, the merits of the petition.

RECOMMENDATION:

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

<p>2451977-OSA</p> <p>Vote 5-0.</p>	<p>A-2014-2451977</p>	<p>WINDSTREAM PENNSYLVANIA LLC, WINDSTREAM D & E INC, WINDSTREAM BUFFALO VALLEY INC, WINDSTREAM CONESTOGA INC. AND TELEPORT COMMUNICATIONS AMERICA LLC F/K/A TCG PITTSBURGH</p> <p>- Joint Petition filed on 11/6/14, requesting approval of Amendment No. 1 to 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 11/22/14. 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 with requirements.</p>
<p>2452331-OSA</p> <p>Vote 5-0.</p>	<p>A-2014-2452331</p>	<p>WINDSTREAM PENNSYLVANIA LLC, WINDSTREAM D & E INC, WINDSTREAM BUFFALO VALLEY INC, WINDSTREAM CONESTOGA INC. AND AT&T CORP F/K/A AT&T COMMUNICATIONS OF PENNSYLVANIA INC LLC</p> <p>- Joint Petition filed on 11/6/14, requesting approval of Amendment No. 2 to the 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 11/22/14. 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>

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
1184221-TUS Vote 5-0.	M-00031715F0002	PECO ENERGY COMPANY - Petition filed on 10/22/14, for approval to amend the Sustainable Development Fund bylaws. This approval is required under the terms of the PECO Energy Company restructuring settlement. Application for Approval of its Restructuring Plan under Section 2806 of the Public Utility Code. RECOMMENDATION: That the Commission approve the petition.
2259041-TUS Vote 5-0.	A-2011-2259041	COLEMAN HINES INC - Application filed on 10/31/13, for approval to abandon electric generation supplier license. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application for abandonment.
2433211-TUS Vote 5-0.	A-2014-2433211	ELIGO ENERGY PA LLC - Application filed on 7/10/14, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a supplier to residential, small commercial, large commercial, industrial, and governmental customers in the electric distribution company service territories of Duquesne Light, PECO Energy, PPL Electric, 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.
2433262-TUS Vote 5-0.	A-2014-2433262	ELIGO ENERGY PA LLC - Application filed on 7/22/14, for approval to be licensed as a supplier of natural gas services to residential, small commercial, 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 Natural Gas, Peoples TWP and Peoples Natural Gas LLC- Equitable Division within the Commonwealth of PA. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.

2433541-TUS	A-2014-2433541 A-2014-2433542 A-2014-2433543 A-2014-2433544 A-2014-2433545 A-2014-2433546 A-2014-2433547	CHARTER FIBERLINK PENNSYLVANIA LLC - Application filed on 7/18/14, for approval to offer, render, furnish or supply telecommunication services as a Competitive Local Exchange Carrier in the service territories of Verizon PA, Verizon North, Windstream PA, and Pymatuning Independent Telephone Co. within the Commonwealth of PA, a Reseller Interexchange Carrier (detariffed) throughout the Commonwealth of PA, a Facilities-Based Interexchange Carrier (detariffed) throughout the Commonwealth of PA, and a Competitive Access Provider throughout the Commonwealth of PA. RECOMMENDATION: That the Commission approve the application consistent with the proposed Order.
Vote 5-0.		
2435425-TUS	A-2014-2435425	MARKETING SYSTEMS GROUP LLC D/B/A IION POWER - Application filed on 7/16/14, for approval to offer, render, furnish, or supply natural gas supply services as a broker/marketer to residential, small commercial, large commercial, industrial, and governmental customers in the NGDC service territories of Columbia Gas, Peoples Natural Gas, Peoples TWP, PECO Energy, UGI Utilities, UGI Central Penn Gas and UGI Penn Natural Gas within the Commonwealth of PA. On 11/12/14, the company amended its license application to include the additional service territories of Peoples Natural Gas LLC- Equitable Division and Valley Energy. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.
Vote 5-0.		
2437035-TUS	A-2014-2437035	MARKETING SYSTEMS GROUP LLC D/B/A IION POWER - Application filed on 7/16/14, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to residential, small commercial, large commercial, industrial, and governmental customers in all of the electric distribution company service territories throughout the Commonwealth of PA. RECOMMENDATION: That the Commission adopt the proposed Order which approves the application.
Vote 5-0.		

2444295-TUS	A-2014-2444295	<p>KWH SAVINGS LLC</p> <p>- Application filed on 8/29/14, for approval to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to residential, small commercial, large commercial, and industrial customers in all of the electric distribution company service territories throughout the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
Vote 5-0.		
2445228-TUS	A-2014-2445228	<p>ASSET ENERGY LLC</p> <p>- Application filed on 9/30/14, for approval to offer, render, furnish, or supply natural gas supply services as a broker/marketer to large commercial, industrial, and governmental customers in the natural gas distribution company service territories of UGI Utilities, UGI Central Penn Gas, UGI Penn Natural Gas, Peoples TWP, PECO Energy Company, Philadelphia Gas Works, National Fuel Gas Distribution, Peoples Natural Gas Co., Peoples Natural Gas Co. - Equitable Gas Division, Valley Energy, 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>
Vote 5-0.		
2445481-TUS	<p>A-2014-2445481</p> <p>A-2014-2445482</p>	<p>SIGEL GAS LLC AND CORSICA GAS COMPANY</p> <p>- Joint Application of Sigel Gas LLC and Corsica Gas Company, Inc. for approval of a Purchase Agreement for Sigel to acquire all of the assets of Corsica, for Sigel to begin to provide natural gas service to the customers served by Corsica in the territory of Eldred Township, Jefferson County, and for Corsica to abandon service as a natural gas distribution utility.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the Joint Application consistent with the proposed Order.</p>
Vote 5-0.		

2445751-TUS	A-2014-2445751	<p>PENNSYLVANIA ELECTRIC COMPANY</p> <p>- Letter of Notification filed on 9/26/14, pursuant to 52 Pa. Code Chapter 57.72 (d)(1)(vi), for the Elko-Forest 230 kV Loop to Squab Hollow Substation Project in Fox Township, Elk County. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
Vote 5-0.		
2445962-TUS	A-2014-2445962	<p>CONVENIENT VENTURES LLC D/B/A ENERGYOBJECTIVE</p> <p>- Application filed on 9/26/14, for approval to offer, render, furnish, or supply natural gas supply services as a broker/marketer to small commercial, large commercial, industrial, and governmental customers in the natural gas distribution company service territories of 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, Valley Energy, 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>
Vote 5-0.		
2451433-TUS	A-2014-2451433	<p>DUQUESNE LIGHT COMPANY</p> <p>- Letter of Notification filed on 10/31/14, for approval to site and relocate approximately 1.6 miles of double-circuit 138 kV Transmission Line in Potter and Center Townships, Beaver County, PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
Vote 5-0.		
2451436-TUS	R-2014-2451436	<p>STERNERS MOVING AND TRANSPORTING INC</p> <p>- Increase in rates.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve 4th Revised Page 95-F and 3rd Revised Page 95-G to Tariff Freight Pa. PUC No. 54 to become effective on 1/19/15.</p>
Vote 5-0.		

2451438-TUS	R-2014-2451438	<p>GRAEBEL/EASTERN MOVERS INC</p> <p>- Increase in rates.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve 3rd Revised Page 48-F, 3rd Revised Page 48-G, Original Page 48-F and Original Page 48-I to Tariff Freight Pa. PUC No. 54 to become effective on 1/19/15.</p>
Vote 5-0.		
2451720-TUS	A-2014-2451720	<p>AMERIGREEN ENERGY INC</p> <p>- Application filed on 10/16/14, for approval to amend their license to operate as an electric generation supplier in all the electric distribution company territories 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.		
2452684-TUS	R-2014-2452684	<p>SUNOCO PIPELINE LP</p> <p>- Supplement No. 2 Tariff Pipeline-Pa P.U.C. No. 16 filed on 11/6/14, for approval to add a new origin point for west to east intrastate movement of propane.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the tariff supplement and granting the waiver request.</p>
Vote 5-0.		
2452686-TUS	R-2014-2452686	<p>SUNOCO PIPELINE LP</p> <p>- Tariff Pipeline-Pa P.U.C. No. 17 filed on 11/6/14, for approval to modify the rules and regulations governing the intrastate shipment of petroleum and refined petroleum products, specifically propane.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the tariff supplement.</p>
Vote 5-0.		

2452688-TUS	M-2014-2452688	<p>MIFFLIN COUNTY</p> <p>- Mifflin County's 911 System Renewal Plan filed on 11/7/14, with the request that the Commission formally review the costs associated with the County's 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 County contribution rate of \$1.50 per access line per month.</p>
Vote 5-0.		
2453108-TUS	A-2014-2453108	<p>WEST PENN POWER COMPANY</p> <p>- Letter of Notification filed on 11/10/14, pursuant to 52 Pa. Code Chapter 57.72 (d)(1)(v) and (vi), to tie together the Lake Lynn-Lardin 138 kV #1 and #2 Transmission Lines in Springhill and German Townships, Fayette County. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
Vote 5-0.		
2458132-TUS	A-2014-2458132	<p>GAMMA VENTURES LLC</p> <p>- Application filed on 12/12/14, for approval of the discontinuance and abandonment of Competitive Access Provider services within the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order approving the application.</p>
Vote 5-0.		

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2395687-LAW (PP from 12/18/2014) Vote 5-0.	P-2013-2395687	SAGE TELECOM COMMUNICATIONS LLC - Petition for approval to be designated as an Eligible Telecommunications Carrier in PA filed on 11/26/13. The petition was published in the Pa. Bulletin on 1/18/14 at 44 Pa.B. 443. The OCA filed Comments and Sage filed Reply Comments as well as supplements to its petition. The OCA supports Sage's petition subject to certain clarifications and conditions. RECOMMENDATION: That the Commission adopts the Order approving the petition.
2448824-LAW Vote 5-0.	M-2014-2448824	IMPLEMENTATION OF CHAPTER 14 AMENDMENTS - The amended Chapter 14 supersedes a number of Chapter 56 regulations, and the Commission is directed to revise Chapter 56 and promulgate regulations to administer and enforce Chapter 14. Some issues in Act 155 are in need of more immediate Commission guidance as to their implementation and interpretation. We propose to start addressing these more urgent issues via this tentative implementation order. RECOMMENDATION: That the Commission adopt the Tentative Implementation Order.

OFFICE OF ADMINISTRATIVE LAW JUDGE

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2418872-ALJ Vote 5-0.	R-2014-2418872 C-2014-2426000 C-2014-2433724 C-2014-2435548	CITY OF LANCASTER - BUREAU OF WATER - Supplement No. 43 to Tariff Water – Pa. P.U.C. No. 6 filed on 6/6/14, requesting an overall annual increase of \$6,458,300 in water service rates or approximately 45.8% increase in current rates for its customers receiving service outside the city of Lancaster. By Order entered 7/9/14, the Commission suspended the filing and instituted an investigation. A Joint Settlement Petition was filed on 11/24/14. COMMISSION REVIEW: That the Commission adopt ALJ Jones' Recommended Decision approving the Settlement.
2420204-ALJ Vote 5-0.	R-2014-2420204 C-2014-2431197 C-2014-2434257	POCONO WATERWORKS COMPANY INC - WATER DIVISION - Supplement No. 1 to Tariff Water - Pa.P.U.C. No. 2 filed on 5/30/14, proposing changes in rates, rules and regulations calculated to produce \$60,456 in additional revenues. By Order entered 7/24/14, the Commission suspended the filing and instituted an investigation. A Joint Petition for Full Settlement of Rate Proceeding was filed on 10/17/14. COMMISSION REVIEW: That the Commission adopt ALJs Heep and Pell's Recommended Decision approving the Settlement.
2420211-ALJ <u>Motion</u> by Chairman Powelson. Vote 5-0.	R-2014-2420211 C-2014-2431218	POCONO WATERWORKS COMPANY INC - WASTEWATER DIVISION - Supplement No. 1 to Tariff Sewer - Pa.P.U.C. No. 1 filed on 5/30/14, proposing changes in rates, rules and regulations calculated to produce \$14,466 in additional revenues. By Order entered 7/24/14, the Commission suspended the filing and instituted an investigation. A Joint Petition for Full Settlement of Rate Proceeding was filed on 10/17/14. COMMISSION REVIEW: That the Commission adopt ALJs Heep and Pell's Recommended Decision approving the Settlement.

2429158-ALJ C-2014-2429158

**Motion by Vice Chairman Coleman.
Statement by Commissioner Brown.
Vote 4-1 with Commissioner Brown
Dissenting.**

MARION WERLE VS RESPOND POWER LLC

- Complaint filed 5/13/14 alleging incorrect charges on her bill and stating that "[t]hese charges are absurd." Respondent filed an Answer and Preliminary Objections on 7/21/14. The OCA filed a Notice of Intervention and an Answer to the Respondent's Preliminary Objections on 7/31/14.

COMMISSION REVIEW:

That the Commission adopt ALJ Jandebeur's Initial Decision sustaining the Preliminary Objections and dismissing the complaint for lack of jurisdiction.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

January 15, 2015

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO.

2290597-OSA

Vote 5-0.

DOCKET NO.

R-2012-2290597

NAME AND SUBJECT

PPL ELECTRIC UTILITIES CORP

- Supplement No. 165 to Tariff – Electric Pa. P.U.C. No. 201 filed on 10/31/14, to become effective 1/1/15 to implement its initial Storm Damage Expense Rider (SDER) for the period 1/1/15 through 12/31/15. On 12/18/14, the Commission suspended the filing pursuant to 66 Pa. C.S. § 1307, until 4/20/15, unless permitted by Commission Order to become effective at an earlier date, and the matter was referred to the OALJ for such proceedings as necessary and the issuance of a Recommended Decision on or before 2/17/15. A prehearing conference was held on 1/9/15, at which the OCA advised that, after further discussions with PPL, it would withdraw its Formal Complaint. I&E also advised that it had no issues with regard to the SDER filing and that further litigation would serve no useful purpose. On 1/13/15, ALJ Colwell certified to the Commission the material question seeking authority to terminate the investigation into the PPL SDER filing.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.