

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

---

**PUBLIC MEETING**

---

**THURSDAY, JUNE 11, 2015 (PW)  
10:00 A.M.**

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

---

The Commission will act on various matters at today's meeting, which is open to the public. However, since adequate forums have been made available for public participation in cases before the Commission, there will be no opportunity for the public to address the Commission.

The attached agenda is complete at the time of issuance, but other items may be added and some stricken without further notice.

The listing of an item on the agenda does not necessarily mean that the Commission will take final action on it at this meeting. When the Commission does take final action, its decision---except on routine, uncontested tariff filings---will be put in writing and served on the interested parties and made public at the time it is entered and served.

All public documents---such as orders, opinions, hearing transcripts, comments, initial and recommended decisions, and the like---relating to items on the agenda, may be examined in the Commission's File Room located in Room N-201, Second Floor, this Building.

The Commissioners seated on the bench are:

<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>Gladys M. Brown</b>	<b>James H. Cawley</b>	<b>Robert F. Powelson</b>

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

The Next Public Meeting is Tentatively Scheduled for Wednesday, July 8, 2015 at 10:00 A.M.

Minutes of the Meeting of Thursday, May 7, 2015 (GB)

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

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR WEDNESDAY, JULY 8, 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, JUNE 10, 2015, AT 2:00 PM 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**

**June 11, 2015**

**BUREAU OF ADMINISTRATION**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2484513-ADM</b>	<b>M-2015-2484513</b>	<p>ASSESSMENT UPON LOCAL EXCHANGE TELECOM COMPANIES FOR THE BROADBAND OUTREACH AND AGGREGATION FUND FOR FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016</p> <p>- Section 3015 of the Public Utility Code, outlines the method for the assessments for local exchange telecommunications companies that have filed an amended Network Modernization Plan under section 3014(B)(2) or (3) of the Public Utility Code.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the computation of the amount of the assessments for the Broadband Outreach and Aggregation Fund for the Fiscal Year 7/1/15 to 6/30/16.</p>

Vote 5-0.

**BUREAU OF AUDITS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2399002-AUD</b> <b>Vote 5-0.</b>	<b>D-2013-2399002</b>	<b>PHILADELPHIA GAS WORKS</b> - Universal Service and Energy Conservation Surcharge for the 12-month periods ended 8/31/2012 and 8/31/2011. The auditor's report did not disclose any adverse findings. <b>RECOMMENDATION:</b> That the Commission release the Audit Report to the public.
<b>2399003-AUD</b> <b>Vote 5-0.</b>	<b>D-2013-2399003</b>	<b>PHILADELPHIA GAS WORKS</b> - Restructuring and Consumer Education Surcharge for the 12-month periods ended 8/31/2012 and 8/31/2011. The auditor's report did not disclose any adverse findings. <b>RECOMMENDATION:</b> That the Commission release the Audit Report to the public.
<b>2399004-AUD</b> <b>Vote 5-0.</b>	<b>D-2013-2399004</b>	<b>PHILADELPHIA GAS WORKS</b> - Other Post Employment Benefit Surcharge for the 12-month periods ended 8/31/2012 and 8/31/2011. The auditor's report disclosed one finding. <b>RECOMMENDATION:</b> That the Commission release the Audit Report to the public.
<b>2399005-AUD</b> <b>Vote 5-0.</b>	<b>D-2013-2399005</b>	<b>PHILADELPHIA GAS WORKS</b> - Efficiency Cost Recovery Surcharge for the 12-month periods ended 8/31/2012 and 8/31/2011. The auditor's report did not disclose any adverse findings. <b>RECOMMENDATION:</b> That the Commission release the Audit Report to the public.

**2427061-AUD**

**D-2014-2427061**

**NATIONAL FUEL GAS DISTRIBUTION CORPORATION**

**Vote 5-0.**

- Management Efficiency Investigation evaluating the implementation of selected recommendations from the 2012 Focused Management and Operations Audit. NFGDC has effectively or substantially implemented 8 of the 12 prior recommendations and taken some action on the 4 remaining recommendations. Audit Bureau Staff has made 5 follow-up recommendations for improvement.

**RECOMMENDATION:**

That the Commission makes the MEI report and the Company's implementation Plan public and issue a Secretarial Letter directing the NFGDC to proceed with its May 2015 Implementation Plan.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2253750-OSA</b>  <b>Vote 5-0.</b>	<b>C-2011-2253750</b> <b>C-2011-2253787</b> <b>P-2011-2253630</b>	<b>CORE COMMUNICATIONS INC VS VERIZON PA LLC AND VERIZON NORTH LLC</b>  - On 7/22/11, Core filed two Formal Complaints against Verizon alleging that Verizon suddenly ceased payment for intercarrier compensation invoices issued by Core pursuant to interconnection agreements entered among the Parties and long-standing practice. On 8/16/11, Verizon filed an Answer, New Matter, and Counterclaims. On 12/4/12 and 12/5/12, an evidentiary hearing was held before ALJ Colwell. On 7/11/13, the ALJ's Initial Decision was issued. Exceptions were filed by both parties on 8/16/13. Replies to Exceptions were filed by both parties on 9/16/13. By Opinion and Order entered 5/28/15, the Commission held the Initial Decision, Exceptions, and Replies to Exceptions, in abeyance, and remanded this proceeding, in part, to the OALJ for such further proceedings, as may be necessary, on an expedited basis and for the issuance of a Supplemental Decision on Remand. On 6/2/15, Verizon filed a Petition for Partial Reconsideration.  <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Opinion and Order that grants Verizon's Petition pending review of and consideration on the merits.
<b>2358084-OSA</b>  <b><u>Motion</u> by Chairman Brown.</b> <b>Vote 5-0.</b>	<b>C-2013-2358084</b>	<b>TYRONE GIBBS VS GLOBAL TEL LINK CORPORATION</b>  - Formal Complaint filed on 4/1/13, by an inmate at the State Correctional Institution (SCI) Graterford, PA, alleging inadequate service due to, inter alia, improperly disconnected or "dropped" calls. The Complainant requested a refund. The matter was assigned to the OALJ per ALJ Melillo. On 11/18/14, the Commission issued ALJ Melillo's Initial Decision, which sustained the Complaint, in part. Exceptions to the Initial Decision were filed by the Complainant on 12/22/14. Replies to Exceptions were filed by GTL on 1/2/15.  <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Opinion and Order granting the Exceptions, in part, consistent with the discussion in the Opinion and Order.

**2371824-OSA M-2013-2371824**

**Vote 5-0.**

**UGI DISTRIBUTION COMPANIES**

- On 8/1/14, the 4 UGI Distribution Companies jointly filed an updated Universal Service and Energy Conservation Plan for 2014-2017 (8/14 USECP). By Tentative Order entered on 10/2/14, the Commission conditionally approved the 8/14 USECP, sought further clarification and/or modification of specific USECP components and solicited public comment from interested parties. Comments and reply comments were filed by UGI, the OCA and PULP. After the close of the comment period, the Commission entered a Final Order on 1/15/15, approving the 8/14 USECP in part, with prescribed modifications, and requiring an updated USECP to be filed within 30 days. The Final Order also reserved two issues for 30 days to allow the Parties the opportunity to reach a consensus. On 3/27/15, UGI, the OCA and PULP submitted a Joint Petition for Settlement of All Issues.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order approving the proposed Settlement.

**2397663-OSA A-2013-2397663**

**Vote 5-0.**

**MAX LIGHTYEAR INC**

- Application filed on 1/29/14, for the right to begin to transport as a common carrier by motor vehicle persons in paratransit service from points in Bucks County to points in PA and return. Notice of the application was published in the Pa. Bulletin on 2/8/14. Willow Grove Yellow Cab Co., Inc. t/d/b/a Bux-Mont Yellow Cab and t/d/b/a Bux-Mont Transportation Services Co., and Bucks County Transport, Inc. (Joint Protestants) filed a Protest on 2/11/14. A hearing was held on 7/29/14. The parties filed Main Briefs on 9/30/14 and Reply Briefs on 10/14/14. By Initial Decision, issued 1/22/15, ALJ Vero denied the application. The Applicant filed Exceptions on 2/10/15. The Joint Protestants filed Exceptions on 2/11/15, and Replies to Exceptions on 2/13/15.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order which denies the Applicant's Exceptions, finds the Joint Protestants' Exceptions moot, denies the application and adopts the Initial Decision.

**2402746-OSA**      **C-2014-2402746**      **PUC - INVESTIGATION AND ENFORCEMENT VS SNYDER BROTHERS INC**

**Vote 5-0.**

- Complaint filed on 1/17/14, the Commission's alleging that Respondent 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, a penalty and administrative charges, and an additional 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 3/24/14, ALJ Salapa granted the Petition to Intervene by the Pennsylvania Independent Oil and Gas Association (PIOGA). In the Recommended Decision issued on 2/23/15, the ALJ sustained the Complaint and directed SBI to pay the unpaid impact fees, administrative charges, interest, and penalties. SBI and PIOGA filed Exceptions on 3/13/15 and 3/16/15. SBI also requested oral argument on its Exceptions. I&E filed Replies to Exceptions on 3/26/15.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order that (1) grants the Exceptions of SBI, in part; (2) grants the Exceptions of PIOGA, in part; (3) modifies the Recommended Decision; and (4) denies the request for oral argument.

**2414379-OSA**      **R-2014-2414379**      **HERMAN OIL & GAS COMPANY INC**

**Vote 5-0.**

**C-2014-2419761**  
**C-2014-2422697**  
**C-2014-2422758**  
**C-2014-2422756**  
**C-2014-2427251**  
**C-2014-2422753**  
**C-2014-2422690**  
**C-2014-2427238**  
**C-2014-2422703**  
**C-2014-2427240**  
**C-2014-2430205**  
**C-2014-2430206**  
**C-2014-2430207**  
**C-2014-2430208**

- Supplement No. 44 to Tariff-Gas PA. P.U.C. No. 4 filed on 3/28/14, to become effective 7/1/14. Supplement No. 44 proposed an annual increase in distribution revenue of \$779,346. Complaints were filed by the OCA and 13 ratepayers. By Order entered 6/19/14, the filing was suspended until 2/1/15. Herman subsequently extended the effective date until 8/2/15. On 2/2/15, the OCA, BI&E and Herman filed a Joint Petition for Settlement proposing inter alia, an increase of \$420,005 above the pro forma present annual distribution revenue of \$176,816. By Recommended Decision issued 4/9/15, ALJ Hoyer recommended that the Settlement be approved. On 4/22/15 and 5/10/15, Exceptions to the Recommended Decision were filed by 2 ratepayers, Joseph Rizzo and Kimberly Eurich.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order that denies the Exceptions and adopts the ALJ's Recommended Decision that grants the Joint Petition and adopts the Joint Settlement consistent with the proposed Opinion and Order.



**2419774-OSA**      **R-2014-2419774**  
**R-2014-2419776**

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

**WELLSBORO ELECTRIC COMPANY AND CITIZENS'  
ELECTRIC COMPANY OF LEWISBURG**

- Tariff supplements filed on 5/1/14, requesting approval of a non-bypassable Customer Choice Support Charge (CCSC). By Recommended Decision, issued on 12/19/14, ALJ Cheskis recommended that the companies' proposed CCSCs be approved with one modification, that recovery be extended to 5 years from 2 years. On 1/8/15, Exceptions to the Recommended Decision were filed by the companies, the Bureau of Investigation & Enforcement (I&E) and the OCA. Replies to Exceptions were filed by the companies and the OCA on 1/21/15. On 2/12/15, the Commission entered an Order granting, in part, the Exceptions filed by I&E and the OCA, and rejecting the Recommended Decision. The companies filed a Petition for Reconsideration on 2/27/15. By Order entered 03/11/15, the Commission granted the petition pending review of, and consideration on, the merits. Answers to the petition were filed on 03/09/15, by the OCA and I&E.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order.

**2432322-OSA**      **C-2014-2432322**

**Vote 5-0.**

**PUC - BUREAU OF INVESTIGATION AND ENFORCEMENT  
VS PENNYWISE SEDAN SERVICE LLC**

- Complaint filed on 7/17/14, Respondent failed to file assessment reports for the 2011 calendar year and failed to pay its assessment amount for Fiscal Year 2013-2014. I&E requested that the Respondent be ordered to pay \$2,677 (consisting of the outstanding assessment balance of \$1,418 and a civil penalty of \$1,219) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/5/15/14, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the assessment and civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and 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.

**2432326-OSA C-2014-2432326**

**Vote 5-0.**

**PUC - INVESTIGATION AND ENFORCEMENT VS  
TRANSLINE TRUCKING LTD**

- Complaint filed on 7/17/14, alleging that Respondent failed to file assessment reports for the 2011 and 2012 calendar years, and it failed to pay its assessment amount for Fiscal Year 2013-2014. I&E requested that the Respondent be ordered to pay \$6,983 (consisting of the outstanding assessment balance of \$4,333 and a civil penalty of \$2,650) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/5/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment amount and civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the outstanding assessment amount and 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.

**2432968-OSA C-2014-2432968**

**Vote 5-0.**

**PUC - INVESTIGATION AND ENFORCEMENT VS ETC  
LOGISTICS LLC**

- Complaint filed on 7/21/14, alleging that Respondent failed to file assessment reports for the 2011 and 2012 calendar years, and it failed to pay its assessment amounts for Fiscal Years 2012-2013 and 2013-2014. I&E requested that the Respondent be ordered to pay \$2,090 (consisting of the outstanding assessment balance of \$78 and a civil penalty of \$2,012) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/5/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment amount and civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the outstanding assessment amount and 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.

**2436364-OSA**

**F-2014-2436364  
C-2014-2435842**

**WAYNE WILLIAMS VS PEOPLES NATURAL GAS  
COMPANY - EQUITABLE DIVISION AND DUQUESNE  
LIGHT COMPANY**

**Vote 5-0.**

- Formal Complaint filed on 7/31/14, seeking to have his gas and electric services restored and to have his outstanding balances paid through payment arrangements. On 8/25/14, Duquesne filed an Answer to the Complaint. On 8/28/14, Peoples also filed an Answer to the Complaint. By an Order dated 10/8/14, both Complaints were formally consolidated because of the common issues of fact and for the avoidance of unnecessary costs or delay. A hearing was held on 11/19/14. On 1/27/15, ALJ Cheskis issued an Initial Decision dismissing the Complaints. On 3/10/15, the Commission entered a Final Order adopting the ALJ's I.D. The Complainant filed Exceptions on 3/16/15. On 3/24/15, Duquesne filed Replies to Exceptions. On 3/27/15, Peoples also filed Replies to Exceptions.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order that rescinds the Final Order, denies the Exceptions and adopts the ALJ's Initial Decision consistent with the Opinion and Order.

**2444503-OSA**

**C-2014-2444503**

**PUC - INVESTIGATION AND ENFORCEMENT VS JAMES &  
JOHN LIMOUSINE SERVICE INC T/A JAMES LIMOUSINE  
SERVICE**

**Vote 5-0.**

- Complaint filed on 9/25/14, alleging that Respondent failed to file an assessment report for the 2011 calendar year, and it failed to pay its assessment amounts for Fiscal Year 2011-12. I&E requested that the Respondent be ordered to pay \$1,059 (consisting of the outstanding assessment balance of \$59 and a civil penalty of \$1,000) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 2/25/15, 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.

**2444505-OSA C-2014-2444505**

**Vote 5-0.**

**PUC - INVESTIGATION AND ENFORCEMENT VS JOHN D SALAKI T/A PRIVATE LIMOUSINE & SEDAN SERVICE**

- Complaint filed on 9/25/14, alleging that Respondent failed to pay its assessment amount for Fiscal Year 2010-11. I&E requested that the Respondent be ordered to pay the outstanding assessment balance of \$27 and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment. The Respondent did not file an Answer to the Complaint. On 2/25/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment amount and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the outstanding assessment amount 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.

**2444511-OSA C-2014-2444511**

**Vote 5-0.**

**PUC - INVESTIGATION AND ENFORCEMENT VS JESSE ZUMSTEIN T/A J & M TRANSPORT**

- Complaint filed on 9/25/14, I&E filed the above-captioned Complaint, alleging Respondent failed to file assessment report for the 2011 calendar year and failed to pay its assessment amount for Fiscal Year 2012-2013. I&E requested that the Respondent be ordered to pay \$1,248 (consisting of the outstanding assessment balance of \$216 and a civil penalty of \$1,032) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 2/25/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the assessment and civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and 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.

**2445113-OSA**      **C-2014-2445113**      PUC - INVESTIGATION AND ENFORCEMENT VS MOBILITY PROFESSIONALS INC T/A VANS-2-GO

**Vote 5-0.**

- Complaint filed on 9/29/14, alleging that Respondent failed to file assessment reports for the 2012 calendar year and failed to pay its assessment amount for Fiscal Year 2013-2014. I&E requested that the Respondent be ordered to pay \$1,775 (consisting of the outstanding assessment balance of \$674 and a civil penalty of \$1,101) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 2/25/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the assessment and civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and 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.

**2445411-OSA**      **C-2014-2445411**      PUC - INVESTIGATION AND ENFORCEMENT VS MJR MESSENGER INC

**Vote 5-0.**

- Complaint filed on 9/29/14, I&E filed the above-captioned Complaint, alleging Respondent failed to file an assessment report for the 2012 calendar year, and failed to pay its assessment amount for Fiscal Year 2012-2013. I&E requested that the Respondent be ordered to pay \$2,794 (consisting of the outstanding assessment balance of \$1,435 and a civil penalty of \$1,359) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 2/27/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and the civil penalty are 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.

**2445664-OSA**      **C-2014-2445664**      **PUC - INVESTIGATION AND ENFORCEMENT VS EDELEN AND BOYER CO**

**Vote 5-0.**

- Complaint filed on 10/2/14, I&E filed the above-captioned Complaint, alleging that Respondent failed to file assessment reports for the 2011 and 2012 calendar years, and failed to pay its assessment amount for Fiscal Years 2012-2013 and 2013-2014. I&E requested that the Respondent be ordered to pay \$2,674 (consisting of the outstanding assessment balance of \$586 and a civil penalty of \$2,088) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 2/27/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and the civil penalty are 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.

**2446912-OSA**      **C-2014-2446912**      **PUC - INVESTIGATION AND ENFORCEMENT VS A J IZZO TRUCKING INC**

**Vote 5-0.**

- Complaint filed on 10/9/14, alleging that Respondent failed to file assessment reports for the 2011 and 2012 calendar years, and to pay its assessment amount for Fiscal Year 2013-2014. I&E requested that the Respondent be ordered to pay \$2,145 (consisting of the outstanding assessment balance of \$116 and a civil penalty of \$2,029) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/4/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and the civil penalty are 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.

**2446926-OSA C-2014-2446926**

**Vote 5-0.**

**PUC - INVESTIGATION AND ENFORCEMENT VS POSTEN TRANSPORTATION INC**

- Complaint filed on 10/9/14, alleging that Respondent failed to file assessment reports for the 2011 and 2012 calendar years, assessment amount for Fiscal Year 2013-2014. I&E requested that the Respondent be ordered to pay \$1,151 (consisting of the outstanding assessment balance of \$131 and a civil penalty of \$1,020) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/4/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and the civil penalty are 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.

**2447675-OSA C-2014-2447675**

**Vote 5-0.**

**PUC - INVESTIGATION AND ENFORCEMENT VS SUMMIT LOGISTICS SERVICES INC**

- Complaint filed on 10/15/14, alleging that Respondent failed to file assessment reports for the 2011 and 2012 calendar years. I&E requested that the Respondent be ordered to pay a civil penalty of \$2,000 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 3/5/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding 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.

2449853-OSA

C-2014-2449853

PUC - INVESTIGATION AND ENFORCEMENT VS D & J  
CAPPELLI INC

Vote 5-0.

- Complaint filed on 10/27/14, alleging that Respondent failed to file assessment reports for the 2011 and 2012 calendar years, and it failed to pay its assessment amount for Fiscal Year 2013-2014. I&E requested that the Respondent be ordered to pay \$2,392, consisting of the outstanding assessment balance of \$341 and a civil penalty of \$2,051, and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/10/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding 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.

2449995-OSA

C-2014-2449995

PUC - INVESTIGATION AND ENFORCEMENT VS POSTEN  
TAXI INC

Vote 5-0.

- Complaint filed on 10/27/14, alleging that Respondent failed to file an assessment report for the 2012 calendar year, and it failed to pay its assessment amounts for Fiscal Year 2012-2013 and Fiscal Year 2013-2014. I&E requested that the Respondent be ordered to pay \$35,959 (consisting of the outstanding assessment balance of \$30,399 and a civil penalty of \$5,560) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/10/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and the civil penalty are 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.



**2450011-OSA C-2014-2450011**

**Vote 5-0.**

**PUC - INVESTIGATION AND ENFORCEMENT VS DEER HAVEN LLP**

- Complaint filed on 10/27/14, alleging that Respondent failed to file an assessment report for the 2012 calendar year, and it failed to pay its assessment amounts for Fiscal Year 2012-2013, and Fiscal Year 2013-2014. I&E requested that the Respondent be ordered to pay \$1,270 (consisting of the outstanding assessment balance of \$235 and a civil penalty of \$1,035) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/10/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and the civil penalty are not paid. No Answer to the Motion was filed.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order, which grants, in part, and denies, in part, the Motion for Default Judgment.

**2450045-OSA C-2014-2450045**

**Vote 5-0.**

**PUC – INVESTIGATION AND ENFORCEMENT VS YELLOW 2000 OF PHILADELPHIA INC**

- Complaint filed on 10/27/14, alleging that Respondent failed to file an assessment report for the 2012 calendar year, and it failed to pay its assessment amount for Fiscal Year 2013-2014. I&E requested that the Respondent be ordered to pay \$1,354 (consisting of the outstanding assessment balance of \$308 and a civil penalty of \$1,046) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/10/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and the civil penalty are 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.

**2450200-OSA C-2014-2450200**

**Vote 5-0.**

**DAVID WAPENSKY VS PPL ELECTRIC UTILITIES CORP**

- Formal Complaint filed on 10/28/14, objecting to the termination of service and requesting a payment arrangement. On 11/18/14 PPL filed an Answer alleging, inter alia, prior defaulted payment arrangements. On 1/15/15 a Telephonic Hearing Notice was issued and the matter was assigned to ALJ Colwell. A hearing was scheduled 2/19/15, at which the Complainant did not appear but instead filed a letter to withdraw the Complaint. The hearing was convened and on 3/3/15 ALJ Colwell issued an ID that dismissed the Complaint with prejudice. On 3/17/15 the Complainant filed a letter which should be treated as Exceptions. On 3/24/15 PPL filed Replies to Exceptions.

**RECOMMENDATION:**

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

**2450484-OSA C-2014-2450484**

**Vote 5-0.**

**PUC - INVESTIGATION AND ENFORCEMENT VS XLNT COLLISION LLC T/A D LAUGHLIN ROAD SERVICE**

- Complaint filed on 10/30/14, alleging that Respondent failed to file an assessment report for the 2012 calendar year, and it failed to pay its assessment amounts for Fiscal Years 2011-2012, 2012-2013, and 2013-2014. I&E requested that the Respondent be ordered to pay \$1,315 (consisting of the outstanding assessment balance of \$287 and a civil penalty of \$1,028) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 3/10/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty and direct that the Respondent's Certificate be cancelled if not paid. No Answer to the Motion was filed. On 4/29/15, the Respondent's Certificate was cancelled by request of the Respondent.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order, which grants the Motion for Default Judgment, as modified by this Opinion and Order.

**2451754-OSA C-2014-2451754**

**Vote 5-0.**

**ART LARSON VS PECO ENERGY COMPANY**

- Formal Complaint filed on 11/3/14, objecting to PECO's threatened termination of service due to the Complainant's refusal to allow PECO to install a smart meter on his property and requesting that PECO be disallowed from installing the smart meter. On 11/12/14, PECO filed an Answer and New Matter, and also filed Preliminary Objections, in which PECO requested that the Complaint be dismissed for legal insufficiency. On 11/17/14, the Complainant filed an Amended Complaint in which the Complainant alleged that the Landis+Gyr meters being installed by PECO presented safety hazards and that the Commission should not allow the installation of defective products. On 11/19/14, PECO filed an Answer and New Matter to the Amended Complaint. By Initial Decision issued 2/18/15, ALJ Guhl sustained PECO's Preliminary Objections and dismissed the Complaint. On 3/9/15, the Complainant filed Exceptions, and on 4/6/15, PECO filed Replies to the Complainant's Exceptions.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order, which (1) denies the Exceptions; (2) adopts the Initial Decision; (3) dismisses the Complaint; and (4) refers the Complainant's public safety concerns to I&E for whatever action is deemed necessary.

**2456403-OSA C-2014-2456403**

**Vote 5-0.**

**PUC - INVESTIGATION AND ENFORCEMENT VS BILL ROHRBAUGH'S CHARTER SERVICE INC**

- Complaint filed on 12/5/14, alleging that Respondent failed to pay its assessment amount for Fiscal Year 2010-2011. I&E requested that the Respondent be ordered to pay the outstanding assessment balance of \$771 and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment. The Respondent did not file an Answer to the Complaint. On 5/18/15, I&E filed a Motion for Default Judgment requesting that the Commission direct the Respondent to pay the outstanding assessment and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment is not timely 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.

2464920-OSA

C-2015-2464920

PUC - INVESTIGATION AND ENFORCEMENT VS HEATHER NOUMEH T/A ROYAL LIMOUSINE SERVICE

Vote 5-0.

- Complaint filed on 1/30/15, I&E filed the above-captioned Complaint, alleging that Respondent failed to file an assessment report for the 2013 calendar year, and it failed to pay its assessment amount for Fiscal Year 2014-2015. I&E requested that the Respondent be ordered to pay \$2,768 (consisting of the outstanding assessment balance of \$1,538 and a civil penalty of \$1,230) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 4/9/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the assessment and the civil penalty are 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.

## BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
<b>1184240-TUS</b>  Vote 5-0.	<b>M-00031715F0005</b>	<b>WEST PENN POWER COMPANY</b>  - West Penn Power Sustainable Energy Fund appointment of Advisory Board Member.  RECOMMENDATION:  That the Commission approve the appointment of Mr. Alan Neuner to the Advisory Board for the West Penn Power Sustainable Energy Fund.
<b>2446227-TUS</b>  Vote 5-0.	<b>A-2014-2446227</b>	<b>AQUA PENNSYLVANIA INC</b>  - Application for approval to begin to offer, render, furnish and supply water service to the public in an additional portion of East Brandywine Township, Chester County, PA. No protests were filed and no hearings were held.  RECOMMENDATION:  That the Commission adopt the proposed Order.
<b>2450194-TUS</b>  Vote 5-0.	<b>A-2014-2450194</b>	<b>CSX TRANSPORTATION INC</b>  - Application of for approval of the abolition of the pedestrian at-grade crossing (DOT#584750X) where the tracks of its Mon Division cross Perry Street in the City of McKeesport, Allegheny County.  RECOMMENDATION:  That the Commission adopt the proposed Order approving the application as amended.
<b>2458841-TUS</b>  Vote 5-0.	<b>A-2014-2458841</b> <b>G-2014-2408299</b>	<b>HOUSTON RUN COMMUNITY WATER SYSTEMS LLC</b>  - Application filed on 2/14/14, seeking approval of an affiliated interest agreement between HRWCS and HRP. On 12/11/14, HRCWS filed an application seeking approval of a transfer of membership interest from Ann Beiler and Jonas Beiler to Miriam M. Weaver and Martin R. Weaver, tenants by the entireties, Philip E. Weaver, Curtis R. Weaver, and Linford L. Weaver.  RECOMMENDATION:  That the Commission approves the transfer of membership and the affiliated interest agreement consistent with the proposed Order.

<b>2459328-TUS</b>	<b>A-2014-2459328</b>	<b>ENERGY TRUST LLC</b>
Vote 5-0.		<p>- Application filed on 12/3/14, 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 service natural gas distribution company territories of Valley Energy, UGI Utilities, UGI Central Penn Gas, UGI Penn Natura Gas, Peoples TWP, PECO, PGW, NFGD Corp., Peoples Natural Gas Co., Peoples Natural Gas Co. - Equitable Division, and Columbia Gas within PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
<b>2468966-TUS</b>	<b>A-2015-2468966</b>	<b>NEW AMERICA POWER LLC</b>
Vote 5-0.		<p>- Application filed on 2/9/15, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to large commercial, industrial, and governmental customers in all of the electric distribution company service territories within PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
<b>2469003-TUS</b>	<b>A-2015-2469003</b>	<b>SPRAGUE ENERGY SOLUTIONS INC</b>
Vote 5-0.		<p>- Application filed on 2/11/15, for approval to offer, render, furnish, or supply natural gas supply services as a broker/marketer to small commercial and industrial customers in the natural gas distribution company service territories of UGI, UGI Central Penn Gas, UGI Penn Natural Gas, Peoples TWP, PECO, PGW, NFGD Corp., Peoples Natural Gas Co., Peoples Natural Gas Co. - Equitable Gas Division, Valley Energy, and Columbia Gas within PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
<b>2469110-TUS</b>	<b>A-2015-2469110</b>	<b>SPRAGUE ENERGY SOLUTIONS INC</b>
Vote 5-0.		<p>- Application filed on 2/11/15, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to small commercial and industrial customers in all of the electric distribution company service territories in PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>

<b>2470483-TUS</b>  <b>Vote 5-0.</b>	<b>A-2015-2470483</b>	<b>PENNSYLVANIA-AMERICAN WATER COMPANY</b> - Application for approval of: 1) the transfer, by sale, of the water works property and rights of the Abbey Woods Homeowners Association to PAWC, and 2) the right of PAWC to furnish water service to the public in an additional portion of Jackson Township, Butler County, PA. No protests were filed and no hearings were held. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order.
<b>2471491-TUS</b>  <b>Vote 5-0.</b>	<b>A-2015-2471491</b>	<b>FIRST CHOICE TECHNOLOGY OF LOUISIANA LLC</b> - Application for approval to offer, render, furnish or supply telecommunication services as an interexchange toll reseller to the public in PA. No protests were filed and no hearings were held. <b>RECOMMENDATION:</b> That the Commission approve the application consistent with the proposed Order.
<b>2473240-TUS</b>  <b>Vote 5-0.</b>	<b>A-2015-2473240</b>	<b>BLUE RIDGE DIGITAL PHONE COMPANY</b> - Application for approval to offer, render, furnish or supply telecommunication services as a competitive local exchange carrier in the service territories of 24 additional incumbent local exchange carriers. No protests were filed and no hearings were held. <b>RECOMMENDATION:</b> That the Commission approve the application consistent with the proposed Order.
<b>2473644-TUS</b>  <b>Vote 5-0.</b>	<b>A-2015-2473644</b>	<b>BIG RIVER TELEPHONE LLC</b> - Application seeking Commission approval for the discontinuance and abandonment of facilities-based interexchange carrier and competitive local exchange carrier services within PA. No protests were filed and no hearings were held. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order approving the application.

<p><b>2474615-TUS</b>  Vote 5-0.</p>	<p><b>M-2015-2474615</b></p>	<p><b>ALLEGHENY COUNTY</b>  - Allegheny County's 911 System Renewal Plan from the Pennsylvania Emergency Management Agency (PEMA) received 3/30/15 with the request that the Commission formally review the costs associated with the contribution rate of \$1.00 per access line per month and make a recommendation to PEMA within 90 days of the receipt date.  RECOMMENDATION:  That the Commission adopt the proposed Order which approves a contribution rate of \$1.00 per access line per month.</p>
<p><b>2474915-TUS</b>  Vote 5-0.</p>	<p><b>R-2015-2474915</b> <b>A-6310022</b></p>	<p><b>RAY RAY CAB COMPANY LLC</b>  - Increase in rates.  RECOMMENDATION:  That the Commission approve Tariff Call or Demand Pa. PUC No. 2 to become effective 6/15/15.</p>
<p><b>2474923-TUS</b>  Vote 5-0.</p>	<p><b>R-2015-2474923</b> <b>A-00112577</b></p>	<p><b>AIRPORT LIMOUSINE SERVICE INC</b>  - Increase in rates.  RECOMMENDATION:  Recommendation that the Commission approve Tariff Call or Demand Pa. PUC No. 4 to become effective 6/15/15.</p>
<p><b>2474927-TUS</b>  Vote 5-0.</p>	<p><b>R-2015-2474927</b> <b>A-00120254</b></p>	<p><b>PITTSBURGH CAB COMPANY INC</b>  - Increase in rates.  RECOMMENDATION:  That the Commission approve Tariff Call or Demand Pa. PUC No. 2 to become effective 6/15/15.</p>
<p><b>2476699-TUS</b>  Vote 5-0.</p>	<p><b>A-2015-2476699</b></p>	<p><b>DUQUESNE LIGHT COMPANY</b>  - Letter of Notification filed 4/14/15, for approval to increase the operating voltage of an existing circuit from 138 kV to 345 kV, and to add a second 138 kV circuit to existing tower structures in the City of Pittsburgh and Baldwin Borough, Allegheny County. No protests were filed and no hearings were held.  RECOMMENDATION:  That the Commission adopt the proposed Order which approves the application.</p>



<p><b>2476982-TUS</b> Vote 5-0.</p>	<p><b>R-2015-2476982</b> <b>P-00981428F1000</b></p>	<p>WINDSTREAM BUFFALO VALLEY INC - 2015 Price Stability Index/Service Price Index Report filing and accompanying tariff supplement requesting a rate increase of \$33,148. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order approving the report and proposed rate increases.</p>
<p><b>2476988-TUS</b> Vote 5-0.</p>	<p><b>R-2015-2476988</b> <b>P 00981429F1000</b></p>	<p>WINDSTREAM CONESTOGA INC - 2015 Price Stability Index/Service Price Index Report filing and accompanying tariff supplement requesting a rate increase of \$42,652. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order approving the report and proposed rate increases.</p>
<p><b>2477029-TUS</b> Vote 5-0.</p>	<p><b>R-2015-2477029</b> <b>P-00981430F1000</b></p>	<p>WINDSTREAM D&amp;E INC - 2015 Price Stability Index/Service Price Index Report filing and accompanying tariff supplement requesting a rate increase of \$94,104. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order approving the report and proposed rate increases.</p>
<p><b>2477037-TUS</b> Vote 5-0.</p>	<p><b>R-2015-2477037</b> <b>P-00981423F1000</b></p>	<p>WINDSTREAM PENNSYLVANIA LLC - 2015 Price Stability Index/Service Price Index Report filing and accompanying tariff supplement requesting a rate increase of \$217,870. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order approving the report and proposed rate increases.</p>
<p><b>2477863-TUS</b> Vote 5-0.</p>	<p><b>R-2015-2477863</b> <b>P-00981435F1000</b></p>	<p>NORTH-EASTERN PENNSYLVANIA TELEPHONE COMPANY - 2015 Price Stability Index/Service Price Index filing. No tariffs were filed. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed order that approves this filing.</p>

<p><b>2477864-TUS</b>  Vote 5-0.</p>	<p><b>R-2015-2477864</b> <b>P-00981432F1000</b></p>	<p>LACKAWAXEN TELECOMMUNICATIONS SERVICES INC - 2015 Annual Price Stability Index and Service Price Index and Tariff Supplement No. 132 to Tariff PA PUC No. 2 requesting a \$22,164 increase from the application of the Service Price Index change. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order approving the proposed rate increase.</p>
<p><b>2477865-TUS</b>  Vote 5-0.</p>	<p><b>R-2015-2477865</b> <b>P-00981431F1000</b></p>	<p>HICKORY TELEPHONE COMPANY - 2015 Price Stability Index/Service Price Index filing. No tariffs were filed. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed order that approves this filing.</p>
<p><b>2478271-TUS</b>  Vote 5-0.</p>	<p><b>R-2015-2478271</b> <b>P-00981437F1000</b></p>	<p>CONSOLIDATED COMMUNICATIONS OF PENNSYLVANIA COMPANY - 2015 Price Stability Index/Service Price Index Report and accompanying tariff supplement requesting a rate increase of \$184,266. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order approving the report and proposed rate increases.</p>
<p><b>2479706-TUS</b>  Vote 5-0.</p>	<p><b>S-2015-2479706</b></p>	<p>THE YORK WATER COMPANY - On 4/30/15, York Water filed for registration of a securities certificate with respect to the issuance of 80,000 shares of common stock. York voluntarily extended the statutory consideration period until 6/12/15. RECOMMENDATION: That the Commission register the securities certificate consistent with the proposed Order.</p>

**2479710-TUS**

**R-2015-2479710**

**WONDERVIEW WATER CO INC**

**Vote 5-0.**

- Supplement No. 14 to Tariff Water-Pa. P.U.C. No. 1 filed on 4/27/15, proposing an annual increase in revenues of \$14,686 (17.4%) to become effective 7/1/15.

**RECOMMENDATION:**

That the Commission adopt the proposed Order.

**2479753-TUS**

**S-2015-2479753**

**THE YORK WATER COMPANY**

**Vote 5-0.**

- On 4/30/15, York Water filed for registration of a securities certificate with respect to the issuance of 950,000 shares of common stock. York voluntarily extended the statutory consideration period until 6/12/15.

**RECOMMENDATION:**

That the Commission register the securities certificate consistent with the proposed Order.

## LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2345492-LAW  Vote 5-0.	M-2013-2345492	SECTION 1307(E) RECONCILIATION STATEMENT PILOT PROGRAM  - On 7/1/13, the Commission implemented a one-year pilot program intended to streamline administrative procedures governing the filing and review of Section 1307(e) reconciliation statements. See 66 Pa. C.S. § 1307(e). On 6/30/14, the Commission, upon noting the success of the Pilot, extended the Pilot Program for an additional year through 7/1/15. This final implementation order makes permanent the Section 1307(e) Reconciliation Statement Pilot Program.  RECOMMENDATION:  That the Commission adopt the Final Implementation Order.
2421001-LAW  Vote 5-0.	L-2014-2421001	FINAL RULEMAKING - AUTOMATIC ADJUSTMENT CLAUSES RELATED TO ELECTRIC DEFAULT SERVICE  - 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. On 10/2/14, the Commission issued a Proposed Rulemaking Order setting forth similar proposals. Based upon the consideration of the comments filed in response by the OCA, OSBA, IRRC, Energy Association of PA, PPL Electric Utilities Corp., PECO Energy Co. and the FirstEnergy Companies, the Commission adopts the final regulations set forth in the Final Rulemaking Order.  RECOMMENDATION:  That the Commission adopt the proposed Order.
2424864-LAW  <a href="#">Joint Motion by Chairman Brown and Commissioner Cawley.</a> <a href="#">Statement by Commissioner Powelson.</a> <a href="#">Statement by Commissioner Witmer.</a> Vote 5-0.	M-2014-2424864	ACT 129 ENERGY EFFICIENCY PROGRAM - PHASE III  - The Pennsylvania General Assembly charged the Commission with establishing an Energy Efficiency and Conservation (EE&C) Program. The Commission is also charged with the responsibility to evaluate the costs and benefits of the EE&C Program every 5 years and adopting additional reductions in consumption and peak demand if the benefits of the program exceed its costs. 66 Pa. C.S. § 2806.1(c)(3), (d)(2). With this Implementation Order, the Commission establishes additional incremental reductions in consumption and peak demand for Phase III of the program.  RECOMMENDATION:  That the Commission adopt the proposed Order.

**2437967-LAW P-2014-2437967**

Vote 5-0.

**PIKE COUNTY LIGHT & POWER COMPANY**

- On 3/6/15, Pike filed an analysis of the costs and feasibility of manual switching and renewed its petition for waiver of the Commission's accelerated switching regulations at 52 Pa. Code §§ 57.171-57.180. Pike served its petition on the Bureau of Investigation & Enforcement, the OSBA, and the OCA. No answers were filed.

**RECOMMENDATION:**

That the Commission adopt the proposed Order.

**2448824-LAW M-2014-2448824**  
**(PP from 05/19/2015)**

Motion by Commissioner Powelson.  
Verbal Statement by Commissioner Cawley.  
Vote 5-0.

**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 address these more urgent issues via this final implementation order.

**RECOMMENDATION:**

That the Commission adopt the Final Order.

**2468992-LAW M-2015-2468992**

Joint Motion by Commissioner Cawley and Commissioner Witmer.  
Vote 5-0.

**2016 TOTAL RESOURCE COST (TRC) TEST**

- Pursuant to Act 129, the Commission is charged with determining whether to establish an Energy Efficiency and Conservation (EE&C) Program, applicable to certain jurisdictional electric distribution companies (EDCs), and if so, what the energy efficiency and demand response targets will be. The Commission is, concurrent with this Order, establishing, at Act 129 Phase III Implementation, Docket No. M-2014-2424864, the energy efficiency and demand response targets for Phase III. The Commission is also charged with establishing a method to evaluate the benefits and costs of the EDCs' EE&C plans submitted for approval pursuant to Act 129. This Order establishes the 2016 TRC Test for evaluating the benefits and costs of the EDCs' EE&C Plans for Phase III of the Act 129 Program.

**RECOMMENDATION:**

That the Commission adopt the proposed Order.

- 2479955-LAW R-2015-2479955 ALLIED UTILITY SERVICES INC**
- Vote 5-0.**
- Letter petition filed on 4/24/15, requesting a waiver of the short-form rate filing revenue requirement of 52 Pa. Code § 53.54(a)(6) for small water and wastewater utilities. The letter petition also sought a waiver of the Commission's rate filing requirements at 52 Pa. Code § 53.52(b)(2) for the operating income statement of the utility. On 5/5/15, the Commission through the Bureau of Technical Utilities Services, granted Allied an extension to file a rate case until 6/1/15. This was later extended to 7/1/15.
- RECOMMENDATION:**
- That the Commission adopt the Petition for Waiver.
- 
- 2480769-LAW P-2015-2480769 BENTLEYVILLE TELEPHONE COMPANY D/B/A FAIRPOINT COMMUNICATIONS**
- Vote 5-0.**
- Petition filed on 5/01/15, to use the Service Price Index component of the price cap formula in its Chapter 30 Plan to offset changes in the tax rates as tracked by the State Tax Adjustment Surcharge (STAS). On that date, the company also filed the 2015 PSI/SPI Report proposing to roll their negative STAS into base rates on a revenue neutral basis. The Petition was published in the Pa. Bulletin on 5/16/15. No answers or petitions to intervene were filed.
- RECOMMENDATION:**
- That the Commission adopt the Order approving the petition.
- 
- 2480771-LAW P-2015-2480771 MARIANNA & SCENERY HILL TELEPHONE CO D/B/A FAIRPOINT COMMUNICATIONS**
- Vote 5-0.**
- Petition filed on 5/1/15, to use the Service Price Index component of the price cap formula in its Chapter 30 Plan to offset changes in the tax rates as tracked by the State Tax Adjustment Surcharge (STAS). On that date, the company also filed the 2015 PSI/SPI Report proposing to roll their negative STAS into base rates on a revenue neutral basis. The Petition was published in the Pa. Bulletin on 5/16/15. No answers or petitions to intervene were filed.
- RECOMMENDATION:**
- That the Commission adopt the Order approving the petition.

**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>2394318-ALJ</b> <b>Joint Motion by Chairman Brown and Commissioner Witmer.</b> <b>Vote 5-0.</b>	<b>F-2013-2394318</b>	<b>TRACEY MCDONALD VS PHILADELPHIA GAS WORKS</b>  - In a timely appeal of a BCS decision, a Complaint was filed 11/23/13 alleging the following, among other things: 1) that she did not receive a 10-day shut off notice; 2) that she offered to pay the outstanding balance to the PGW representative who came to the service address on 9/30/13; 3) that her gas service was terminated on 9/30/13; and 4) that there are incorrect charges on her bill for service from Aug. – Sept. 2013. PGW filed its answer on 12/17/13. <b>COMMISSION REVIEW:</b>  That the Commission adopt ALJ Fordham's Initial Decision dismissing the complaint with prejudice.
<b>2427035-ALJ</b> <b>Vote 5-0.</b>	<b>R-2014-2427035</b> <b>C-2014-2449257</b>	<b>VENANGO WATER COMPANY</b>  - Supplement No. 19 to Tariff Water-Pa. P.U.C. No. 3 filed 9/18/14 to become effective 12/5/14, containing proposed changes in rates, rules, and regulations calculated to produce \$13,692 in additional annual revenues from customers based on a historic test year ending 12/31/13. Mediation sessions were held on 1/12/15 and 1/28/15. On 3/25/15, a Joint Petition for Settlement of Rate Investigation was filed. <b>COMMISSION REVIEW:</b>  That the Commission adopt ALJ Hoyer's Recommended Decision approving the settlement without modification.
<b>2427189-ALJ</b> <b>Vote 5-0.</b>	<b>R-2014-2427189</b> <b>C-2014-2449251</b>	<b>B E RHODES SEWER COMPANY</b>  - Supplement No. 8 to Tariff Sewer-Pa. P.U.C. No. 2 filed 9/18/14 to become effective 12/5/14, containing proposed changes in rates, rules, and regulations calculated to produce \$20,267 in additional annual revenues from customers based on a historic test year ending 12/31/13. Mediation sessions were held on 1/12/15 and 1/28/15. On 3/25/15, a Joint Petition for Settlement of Rate Investigation was filed. <b>COMMISSION REVIEW:</b>  That the Commission adopt ALJ Hoyer's Recommended Decision approving the settlement without modification.

2430945-ALJ

Vote 5-0.

R-2014-2430945

C-2014-2449258

C-2014-2449779

PLUMER WATER COMPANY

- Supplement No. 13 to Tariff Water-Pa. P.U.C. No. 2 filed 9/18/14 to become effective 12/5/14, containing proposed changes in rates, rules, and regulations calculated to produce \$11,409 in additional annual revenues from customers based on a historic test year ending 12/31/13. Mediation sessions were held on 1/12/15 and 1/28/15. On 4/1/15, a Joint Petition for Settlement of Rate Investigation was filed.

COMMISSION REVIEW:

That the Commission adopt ALJ Hoyer's Recommended Decision approving the settlement without modification.

2438493-ALJ

Motion by Chairman Brown.  
Statement by Commissioner  
Witmer.  
Vote 5-0.

C-2014-2438493

DANIEL C MATESIC VS DUQUESNE LIGHT COMPANY

- Formal complaint filed 8/20/14 alleging DLC did not properly post a payment to complainant's account in time to avoid termination of his electric distribution service. He also objected to the necessity of providing his social security number to DLC over the telephone when he contacted the company to restore his service. DLC filed a timely answer and preliminary objection seeking dismissal of the complaint to the extent that it seeks recovery of monetary damages. By interim order dated 11/6/14, the preliminary objection was granted and the claim for monetary damages was dismissed. A hearing was held 12/8/14.

COMMISSION REVIEW:

That the Commission adopt ALJ Long's Initial Decision dismissing the complaint in part, and sustaining the complaint in part and assessing a civil penalty.



PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

June 11, 2015

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2486034-TUS  Vote 5-0.	S-2015-2486034 S-2015-2486061	CONSOLIDATED COMMUNICATIONS OF PENNSYLVANIA CO LLC AND CONSOLIDATED COMMUNICATIONS ENTERPRISE SERVICES INC  - Securities certificate with respect to the issuance of debt in a principal amount not to exceed \$300 million. No protests were filed and no hearings were held.  RECOMMENDATION:  That the Commission register the securities certificate consistent with the proposed Order.

COMMISSIONERS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2485881-CMR  <u>Joint Motion</u> by Vice Chairman Coleman and Commissioner Powelson. Vote 5-0.		REVIEW OF TRANSPORTATION REGULATIONS  -JOINT MOTION OF VICE CHAIRMAN COLEMAN AND COMMISSIONER POWELSON
2485883-CMR  <u>Motion</u> by Chairman Brown. Vote 5-0.		RATIFICATION OF APPOINTMENTS TO THE CONSUMER ADVISORY COUNCIL  -MOTION OF CHAIRMAN BROWN