

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**PUBLIC MEETING**

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**THURSDAY, JULY 30, 2015 (RP)  
10:00 A.M.**

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

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

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

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

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

The Commissioners seated on the bench are:

<b>COMMISSIONER</b>	<b>VICE CHAIRMAN</b>	<b>CHAIRMAN</b>	<b>COMMISSIONER</b>	<b>COMMISSIONER</b>
<b>Pamela A. Witmer</b>	<b>John F. Coleman, Jr.</b>	<b>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 Thursday, August 20, 2015 at 10:00 A.M.

Minutes of the Meeting of Tuesday, June 11, 2015 (PW)

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

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, AUGUST 20, 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, JULY 29, 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.

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COPIES OF CHAIRMAN AND COMMISSIONERS'  
MOTIONS AND STATEMENTS WILL BE  
AVAILABLE FOR PICK-UP  
IMMEDIATELY AFTER PUBLIC MEETING  
IN JR. EXECUTIVE CHAMBERS  
THIRD FLOOR, COMMONWEALTH KEYSTONE BUILDING

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**FINAL AGENDA**

**July 30, 2015**

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2417540-OSA</b>	<b>C-2014-2417540</b>	<b>BINH TRAN VS MAJOR ENERGY LLC/RESPOND POWER LLC</b>
<b>Vote 5-0.</b>		<p>- Formal Complaint filed on 3/31/14, alleging that the Respondent was price gouging him and that he never agreed to switch from PECO Energy to the Respondent. On 6/2/14, the Respondent filed an Answer denying the material allegations in the Complaint. A telephonic hearing was held on 12/18/14. In an Initial Decision issued on 3/26/15, ALJ Jandebour sustained the Complaint and directed the Respondent to refund the Complainant the difference between the Respondent's rate and PECO's rate. The Respondent filed Exceptions on 4/15/15. The Complainant did not file Exceptions or Replies to Exceptions.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order which grants, in part, the Exceptions and reverses the Initial Decision.</p>
<b>2420246-OSA</b>	<b>A-2014-2420246</b>	<b>PENNSYLVANIA AMBULANCE LLC</b>
<b>Vote 5-0.</b>		<p>- Application filed on 4/23/14, for the right to transport, by motor vehicle, persons in paratransit service, from points in Lackawanna County, to points in PA and return. Notice of the application was published in the PA. Bulletin on 6/21/14. On 6/27/14, Scranton Quincy Ambulance, LLC t/a Wayne Ambulance, Lackawanna Ambulance, and Commonwealth Health Emergency Medical Services filed a Protest. Hearings were held on 10/22/14 and 11/14/14. By Initial Decision issued on 1/16/15, ALJ Jandebour recommended that the application be granted. The Protestant filed Exceptions on 2/5/15 and the Applicant filed Replies to Exceptions on 2/17/15. On 2/26/15, the Protestant filed a Motion to Strike portions of the Applicant's Replies to Exceptions. The Applicant filed an Answer to the Motion to Strike and a Motion to Permit Additional Matter into the Record on 3/16/15. On 4/6/15, the Protestant filed an Answer to the Motion to Permit Additional Matter.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that: (1) grants the Motion to Strike; (2) denies the Motion to Permit Additional Matter; (3) denies the Protestant's Exceptions; (4) approves the Application; and (5) adopts the Initial Decision.</p>

**2431917-OSA      C-2014-2431917**

**Postponed until Public Meeting of  
August 20, 2015.**

**PUC - INVESTIGATION AND ENFORCEMENT VS JOHN C  
DELAUTER T/A DELAUTER'S A-1 SERVICES**

- Complaint filed on 7/15/14, 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 2012-2013. I&E requested that the Respondent be ordered to pay \$2,148 (consisting of the outstanding assessment balance of \$129 and a civil penalty of \$2,019). The Respondent did not file an Answer to the Complaint. On 10/29/14, 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. On 1/12/15, the Respondent paid the outstanding assessment balance of \$129.

**RECOMMENDATION:**

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

**2432575-OSA      C-2014-2432575**

**Postponed until Public Meeting of  
August 20, 2015.**

**PUC - INVESTIGATION AND ENFORCEMENT VS SAMUEL  
C DUNCAN T/A DUNCAN GARAGE**

- Complaint filed on 7/18/14, 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 2012-2013. I&E requested that the Respondent be ordered to pay \$1,012 (consisting of the outstanding assessment balance of \$10 and a civil penalty of \$1,002) 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 10/29/14, 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. On 2/19/15, the Respondent paid the outstanding assessment balance of \$10.

**RECOMMENDATION:**

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

**2434850-OSA      A-2014-2434850  
A-6416431**

**Vote 5-0.**

**DEMETRIUS WILLIAMS T/A DLW TRANSPORT SERVICES**

- Application filed on 7/30/14, to provide para-transit service. No protests to the Application were filed, and the Application was assigned to the Bureau of Technical Utility Services (TUS). On 9/12/14, TUS sent a letter to the Applicant, requesting that the Applicant describe the service area proposed by the Application. The Applicant provided a response to TUS on 10/3/14. By Secretarial Letter issued 2/10/15, TUS denied the Application on the basis that the Applicant failed to file the necessary verified statements. On 2/26/15, the Applicant filed a Petition for Reconsideration regarding the Secretarial Letter. No Answers to the Petition have been filed.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order which grants the Petition and refers the matter to TUS for such further action as may be warranted.

**2446303-OSA      P-2014-2446303  
P-2015-2446304**

**Postponed until Public Meeting of  
August 20, 2015.**

**VERIZON PENNSYLVANIA LLC AND VERIZON NORTH  
LLC**

- On 6/1/15 the Commission entered a Tentative Implementation Order requesting comments from interested parties with regard to certain clarifications and directives to facilitate the implementation of the Opinion and Order entered on 3/4/15, in the above-captioned proceedings. Comments were received from Verizon PA and Verizon North, the OCA, and Full Service Network. The Tentative Implementation Order did not allow for the filing of Reply Comments.

**RECOMMENDATION:**

That the Commission adopt the proposed Final Implementation Opinion and Order.

**2450483-OSA      C-2014-2450483  
(PP from 07/08/2015)**

**Postponed until Public Meeting of  
August 20, 2015.**

**DAUPHIN COUNTY INDUSTRIAL DEVELOPMENT  
AUTHORITY VS PPL ELECTRIC UTILITIES**

- Formal Complaint filed on 10/3/14, alleging, inter alia, that it was not properly compensated for excess generation provided to PPL from DCIDA's solar facility. On 2/3/2015, DCIDA filed a Motion for Judgment on the Pleadings and on 2/23/15, PPL filed a Cross Motion for Judgment on the Pleadings. By Initial Decision issued 4/10/15, ALJ Salapa granted PPL's Cross Motion, denied DCIDA's Motion and dismissed the Complaint. Exceptions were filed by DCIDA on 4/30/15, and PPL filed Replies to Exceptions on 5/11/15.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order denying the Exceptions, and adopting the Initial Decision.

**2450665-OSA      C-2014-2450665**

**PUC - INVESTIGATION AND ENFORCEMENT VS SCOTT A  
DECHERT T/A DISTINCTIVE LIMOUSINE SERVICE**

**Vote 5-0.**

- Complaint filed on 10/30/14, alleging that Respondent failed to pay its assessment amounts for Fiscal Years 2012-2013 and 2013-2014. I&E requested that the Respondent be ordered to pay \$678 (consisting of the outstanding assessment balance of \$542 and a civil penalty of \$136) 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 4/16/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment balance and civil penalty and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the outstanding balance and 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.

**2452375-OSA      P-2014-2452375**

**WGM TRANSPORTATION INC**

**Vote 5-0.**

- Per letter of 10/17/14, the Commission's Bureau of Technical Utility Services (TUS) stated that it had reviewed the information submitted by Petitioner relative to its request for a waiver from the requirement that a vehicle used in call and demand service be no more than 8 model years old. 52 Pa. Code § 29.314(d). The 10/17/14 letter denied the Petitioner's request because the Petitioner was not in compliance with the Commission's regulations relative to the requirements that assessment payments be current. On 11/4/14, the Petitioner filed a Petition for Reconsideration of Staff Action, with reference to the 10/17/14 Letter. As of 4/22/15, the Petitioner paid in full the outstanding assessment amount. No response to the Petition has been received.

**RECOMMENDATION:**

That the Commission adopt the proposed Opinion and Order which grants the Petition and refers the matter to TUS for further action as may be warranted.

<b>2452705-OSA</b>  <b>Vote 5-0.</b>	<b>R-2014-2452705</b> <b>et al.</b>	<b>DELAWARE SEWER COMPANY</b>  - Supplement No. 1 to Tariff Sewer – Pa. P.U.C. No. 1 filed on 11/7/14, to become effective on 1/7/15. The proposed rates would have resulted in an increase in annual revenue of \$67,663, or 285% over pro forma current revenues of \$23,825. On 12/18/14, the Commission entered an Order instituting an investigation and suspending the proposed tariff by operation of law until 8/7/15. Following an evidentiary proceeding, the Commission issued the Recommended Decision of ALJ Jandebour on 5/27/15. Exceptions were filed by DSC and the OCA on 6/15/15. DSC, I&E and the OCA filed Replies to Exceptions on 6/26/15. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order that, inter alia, authorizes DSC to file tariffs that produce annual operating revenues of \$43,670.
<b>2457209-OSA</b>  <b>Vote 5-0.</b>	<b>C-2014-2457209</b>	<b>PUC - INVESTIGATION AND ENFORCEMENT VS DIAMOND COURIER SERVICE INC</b>  - Complaint filed on 12/10/14, alleging that Respondent failed to pay its assessment amounts for Fiscal Years 2009-2010 and 2010-2011. I&E requested that the Respondent be ordered to pay \$10,600 (consisting of the outstanding assessment balance of \$4,079 for 2009-2010 and \$6,521 for 2010-2011) and that the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment amounts. The Respondent did not file an Answer to the Complaint. On 4/16/15, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment balances and direct the Bureau of Technical Utility Services to cancel the Respondent's Certificate if the outstanding balances are not paid. No Answer to the Motion was filed. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order which grants the Motion for Default Judgment.
<b>2486527-OSA</b>  <b>Vote 5-0.</b>	<b>A-2015-2486527</b>	<b>THE UNITED TELEPHONE COMPANY OF PENNSYLVANIA LLC D/B/A CENTURYLINK AND LEVEL 3 COMMUNICATIONS LLC</b>  - Joint Petition filed on 6/8/15, seeking approval of an Amendment 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 6/20/15. No comments or protests were received. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.

## **BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2391101-TUS</b>  <b>Vote 5-0.</b>	<b>A-2013-2391101</b> <b>A-2014-2449824</b>	<b>PENNSYLVANIA TURNPIKE COMMISSION AND COUNTY OF BEAVER</b>  - Application for the alteration of the crossing above grade, the PA Turnpike located in Homewood and Big Beaver Boroughs, Beaver County, PA; Application for approval of the alteration of the crossing where the Homewood Viaduct crosses above grade, the tracks of Norfolk Southern Corporation located in Homewood Borough, Beaver County, PA.  <b>RECOMMENDATION:</b>  That the Commission approve the applications and direct the PA Turnpike Commission and Beaver County to construct the improvement of subject bridge and approaches thereto at its sole cost and expense, and setting the matter for hearing, if needed.
<b>2440042-TUS</b>  <b>Vote 5-0.</b>	<b>A-2014-2440042</b> <b>A-2014-2440043</b>	<b>AQUA PENNSYLVANIA INC AND ROBIN HOOD LAKES WATER COMPANY INC</b>  - Joint Application for approval of: (1) the acquisition by Aqua of the water system assets of RHLWC situated in Polk Township, Monroe County, PA, (2) the right of Aqua to begin to offer, render, furnish and supply water service to the public in a portion of Polk Township, Monroe County, PA, and (3) the abandonment by RHLWC of public water service in Polk Township, Monroe County, PA. No protests were filed and no hearings were held.  <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Order.
<b>2453855-TUS</b>  <b>Vote 5-0.</b>	<b>A-2014-2453855</b>	<b>GULF STREAM ENERGY CONSULTANTS LLC</b>  - Application filed on 10/23/14, for approval to become a licensed electric generation supplier as a broker/marketer to small commercial, large commercial, industrial, and governmental customers in the electric distribution company service territories of Citizens Electric of Lewisburg, Duquesne Light, Penn Power, Met Ed, Penelec, PPL, PECO Energy, Pike County Light and Power, UGI Utilities, Wellsboro Electric, and West Penn Power within PA.  <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Order which approves the application.



<b>2461206-TUS</b>  <b>Vote 5-0.</b>	<b>A-2015-2461206</b>	<b>GULF STREAM ENERGY CONSULTANTS LLC</b>  - Application filed on 12/18/14, for approval to offer, render, furnish, or supply natural gas services as a broker/marketer to small commercial, large commercial, industrial or governmental customers in the natural gas distribution company service territories of Valley Energy, UGI Utilities, UGI Central Penn Gas, UGI Penn Natural Gas, PECO Energy, PGW, NFG Distribution Corp., Peoples Natural Gas Co., Peoples TWP, Peoples Natural Gas Co. - Equitable Division, and Columbia Gas within PA.  <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Order which approves the application.
<b>2478272-TUS</b>  <b>Vote 5-0.</b>	<b>A-2015-2478272</b>	<b>THE YORK WATER COMPANY</b>  - Application for approval of the right to acquire the water distribution system assets of the Margareta Mobile Home Park in Lower Windsor Township, York County, PA. No protests were filed and no hearings were held.  <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Order.
<b>2478649-TUS</b>  <b>Vote 5-0.</b>	<b>A-2015-2478649</b>	<b>OPEN MARKET ENERGY LLC</b>  - Application filed on 4/2/15, 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 the electric distribution company service territories of Duquesne Light, Met Ed, PECO Energy, Penelec, Penn Power, PPL, and West Penn Power in PA.  <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Order which approves the application.
<b>2479962-TUS</b>  <b>Vote 5-0.</b>	<b>R-2015-2479962</b> <b>C-2015-2491641</b>	<b>CORNER WATER SUPPLY &amp; SERVICE CORPORATION</b>  - Supplement No. 63 to Tariff Water-Pa. P.U.C. No. 1, filed on 5/27/15, proposing an annual increase in revenues of \$89,155 (27.25%) to become effective 8/1/15. By Secretarial Letter dated 5/11/15, the Commission granted Corner Water Supply an extension of time to file this proposed rate increase request until 5/31/15.  <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Order.

<b>2483594-TUS</b> <b>Vote 5-0.</b>	<b>A-2015-2483594</b>	<b>SIEMENS INDUSTRY INC</b> - Application filed on 5/22/15, 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 Natural Gas, Peoples TWP, PECO Energy, PGW, NFG Distribution Corp., Peoples Natural Gas Co., Peoples Natural Gas Co. - Equitable Division, and Columbia Gas within PA. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves the application.
<b>2483610-TUS</b> <b>Vote 5-0.</b>	<b>A-2015-2483610</b>	<b>SIEMENS INDUSTRY INC</b> - Application filed on 5/22/15, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to small commercial, large commercial, industrial, and governmental customers in all of the electric distribution company service territories within PA. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves the application.
<b>2486815-TUS</b> <b>Vote 5-0.</b>	<b>R-2015-2486815</b>	<b>AQUA PENNSYLVANIA INC</b> - Tariff Supplement filed on 6/22/15, proposing to clarify certain requirements regarding meter boxes/vaults, require the installation of a meter box/vault for new construction, allow Aqua to require the installation of a meter box/vault when there has been unauthorized use of water and lower the pressure threshold requiring the installation of a pressure reducing valve on domestic service lines. No protests were filed and no hearings were held. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order.
<b>2486877-TUS</b> <b>Vote 5-0.</b>	<b>R-2015-2486877</b>	<b>PEOPLES TWP LLC</b> - Supplement to Tariff Gas-PA P.U.C. No. 8, Service Expansion Tariff (SET) filed on 6/3/15, to be effective 8/2/15, which reduces the residential late payment charges from 1.50% to 1.25% applied to Rider SET to the same level as all other late payment charges for residential customers. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order approving the tariff supplement.

2487170-TUS	R-2015-2487170 A-00049926	YELLOW CAB COMPANY OF PITTSBURGH - Increase in rates. RECOMMENDATION: That the Commission deny Tariff Call or Demand Pa PUC No 33.
<b>Motion by Commissioner Cawley. Vote 5-0.</b>		
2488205-TUS	S-2015-2488205	COLUMBIA WATER COMPANY - On 6/16/15, Columbia Water filed for registration of a securities certificate to issue a term loan in the amount of \$300,000. Columbia voluntarily extended the consideration period to 7/31/15. RECOMMENDATION: That the Commission register the securities certificate consistent with the proposed Order.
<b>Vote 5-0.</b>		
2488207-TUS	S-2015-2488207	COLUMBIA WATER COMPANY - On 6/16/15, Columbia Water filed for registration of a securities certificate to issue a term loan in the amount of \$594,000. Columbia voluntarily extended the consideration period to 7/31/15. RECOMMENDATION: That the Commission register the securities certificate consistent with the proposed Order.
<b>Vote 5-0.</b>		
2488208-TUS	S-2015-2488208	COLUMBIA WATER COMPANY - On 6/16/15, Columbia Water filed for registration of a securities certificate to issue a term loan in the amount of \$283,585. Columbia voluntarily extended the consideration period to 7/31/15. RECOMMENDATION: That the Commission register the securities certificate consistent with the proposed Order.
<b>Vote 5-0.</b>		
2493294-TUS	M-2015-2493294	QUARTERLY EARNINGS REPORT - The Bureau of Technical Utility Services staff has completed a report representing the earned and adjusted returns on rate base and common equity capital for PA non-telephone fixed utilities with jurisdictional operating revenues of over \$10,000,000. Staff has included detailed, market-based analysis of the current cost of equity across industry-wide groups. RECOMMENDATION: That the Commission make the earnings report public.
<b>Vote 4-1 with Commissioner Cawley Dissenting.</b>		

## LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2410740-LAW	P-2014-2410740	FULL SERVICE NETWORK LP  - Petition filed on 3/18/14, seeking approval to be designated as an Eligible Telecommunications Carrier (ETC) throughout the Commonwealth for the limited purpose of providing Lifeline service to qualified low income consumers. The petition was published in the Pa. Bulletin on 4/5/14. The OCA filed comments and FSN filed Reply Comments as well as supplements to its petition. The OCA supports FSN's petition subject to the same reporting and verification requirements imposed upon all ETCs to ensure consistent treatment and protection of PA consumers, as well as protecting the USF from fraud and abuse.  RECOMMENDATION:  That the Commission adopt the Order approving the petition.
2446303-LAW	P-2014-2446303 P-2015-2446304	VERIZON PENNSYLVANIA LLC AND VERIZON NORTH LLC  - On 3/4/15, the Commission granted, in part, Verizon's petition to reclassify certain wire centers as competitive and waive certain regulations. The Commission conditioned its approval upon the Companies collecting and reporting data concerning affordability of basic service and quality of service. After receiving input from technical staff, the Commission sought comments and replies from the parties. Comments were received from the Verizon companies, the OCA, and the Coalition for Affordable Utility Services and Energy Efficiency in PA. Reply Comments were received from the Verizon companies and the OCA.  RECOMMENDATION:  That the Commission adopts the Order approving the Joint Petition.
2484590-LAW	P-2015-2484590	DUQUESNE LIGHT COMPANY  - Petition filed on 5/28/15, for an Extension of Time or Waiver to Meet Certain Regulatory Requirements. Duquesne served the Petition on the Bureau of Investigation & Enforcement, the OSBA, the OCA, and numerous other stakeholders. No answers were filed to the Petition. On 6/25/15, Commission staff sent a data request to Duquesne, seeking clarification and information regarding the petition. On 7/13 and 7/14 of 2015, Duquesne submitted answers to the data request.  RECOMMENDATION:  That the Commission adopt the proposed Order.

**Vote 5-0.**

**Postponed until Public Meeting of August 20, 2015.**

**Joint Statement by Chairman Brown and Commissioner Witmer.**  
**Vote 5-0.**

<p><b>2485592-LAW</b></p> <p><b>Vote 5-0.</b></p>	<p><b>P-2015-2485592</b></p>	<p><b>PENNSYLVANIA AMERICAN WATER COMPANY</b></p> <p>- Petition filed on 6/2/15, pursuant to 52 Pa. Code § 5.43, requesting a limited waiver of the Commission's regulations at 52 Pa. Code § 56.231. The OCA along with the OSBA, the Bureau of Investigation and Enforcement, the Commission's Law Bureau and the Commission's Bureau of Consumer Services were served a copy of PAWC's petition. No answers or objections were filed in response to PAWC's petition.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Order.</p>
<p><b>2486463-LAW</b></p> <p><b>Vote 5-0.</b></p>	<p><b>P-2015-2486463</b></p>	<p><b>PEOPLES NATURAL GAS COMPANY LLC – EQUITABLE DIVISION</b></p> <p>- Petition filed on 6/8/15, seeking Commission approval of a plan to refund to its customers over an 8-month period (i) revenues collected from 7/1/14, through 3/31/15, pursuant to People-Equitable Division's approved Distribution System Improvement Charge (DSIC) and (ii) prior period over/under collections accumulated during the period of October 2013 through June 2014. The Petition was served on the Bureau of Investigation and Enforcement, the OCA, the OSBA, the PA Oil and Gas Association, and all the parties on the service list in Docket No. P-2013-2342745. No responses were filed by any party.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Order.</p>
<p><b>2486528-LAW</b></p> <p><b>Vote 5-0.</b></p>	<p><b>P-2015-2486528</b></p>	<p><b>BUDGET PREPAY INC</b></p> <p>- Petition filed on 6/3/15, seeking a limited, one-time waiver of the annual re-certification requirements for Lifeline subscribers set forth in the Commission's 6/21/12 Order designating Budget Prepay as an Eligible Telecommunications Carrier.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Order.</p>

**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>2445660-ALJ</b>  <b>Vote 5-0.</b>	<b>R-2014-2445660</b> <b>C-2014-2451639</b> <b>C-2014-2452858</b> <b>C-2014-2452991</b>	<b>COLUMBIA WATER COMPANY</b>  - Supplement No. 68 to Tariff Water – Pa. P.U.C. No. 7 filed 9/30/14, which proposed to establish a surcharge for repayment of a \$15.25 million PENNVEST loan, effective 1/1/15. On 12/4/14, the Commission issued an order approving the proposed tariff and allowing it to go into effect subject to refund pending disposition of the formal complaints and sending the matter to OALJ. A Joint Petition for Settlement was filed 6/3/15.  COMMISSION REVIEW:  That the Commission adopt ALJ Colwell's Recommended Decision approving the Settlement without modification.
<b>2451563-ALJ</b>  <b>Vote 5-0.</b>	<b>F-2014-2451563</b>	<b>JOHN PUGH VS PHILADELPHIA GAS WORKS</b>  - Complaint filed 10/30/14 seeking a Commission order directing PGW to put Complainant back on its senior citizen discount program as he is 75 years old. PGW filed its Answer stating that he was not eligible for the program and that the bills were correct. The program has a set date for age participation and customer enrollment was no longer open. PGW is not seeking reimbursement for the years when complainant benefitted from the program, but he cannot be added to it. A hearing was held on 3/9/15.  COMMISSION REVIEW:  That the Commission adopt ALJ Colwell's Initial Decision dismissing the Complaint.
<b>2465172-ALJ</b>  <b>Vote 5-0.</b>	<b>R-2015-2465172</b> <b>C-2015-2472257</b> <b>C-2015-2472614</b> <b>R-2015-2465181</b> <b>C-2015-2472271</b> <b>C-2015-2472826</b>	<b>PEOPLES NATURAL GAS COMPANY AND PNG – EQUITABLE DIVISION</b>  - Section 1307(f) filing of the Public Utility Code, 66 Pa.C.S. § 1307(f), and the Commission's regulations at 52 Pa.Code §§ 53.64-53.65. Peoples Division's filing proposed a PGC sales rate of \$3.9702 Mcf for residential customers which would have resulted in an average monthly bill of \$72.60. Peoples-Equitable's filing proposed a PGC sales rate of \$4.3900 per Mcf, for residential customers which would have resulted in an average monthly bill of \$79.91. The parties have agreed to a Blended PGC Sales Rate for residential customers for Peoples Division and Peoples-Equitable of \$4.1114 Mcf. A Joint Petition for Settlement was filed 6/23/15.  COMMISSION REVIEW:  That the Commission adopt ALJ Watson's Recommended Decision approving the Settlement without modification.

**2472728-ALJ**

**C-2015-2472728**

**JACQUELINE STEVENS VS PHILADELPHIA GAS WORKS**

**Vote 5-0.**

- Complaint filed 3/9/15 alleging the following: 1) that PGW wrongfully placed her tenant's gas bill in her name for the property she owns; 2) she believes the bill is the responsibility of her tenant; and 3) she is not responsible for paying the municipal lien filed by the City of Philadelphia at the Service Address. BCS previously issued a decision in response to an informal complaint filed by the tenant. The BCS decision, Complainant claims, instructed the tenant to pay his gas bill. PGW filed its Answer and Preliminary Objections with Motion to Strike on 4/8/15.

**COMMISSION REVIEW:**

That the Commission adopt ALJ Barnes' Initial Decision granting PGWs Preliminary Objections, which were treated as a Motion for Judgment on the Pleadings, and dismissing the Complaint.

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Carry-In Agenda**

**July 30, 2015**

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2402746-OSA</b>	<b>C-2014-2402746</b>	<b>PUC - INVESTIGATION AND ENFORCEMENT VS SNYDER BROTHERS INC</b>
<b>Vote 5-0.</b>		<p>- Complaint filed on 1/17/14, alleging that SBI failed to identify unconventional gas wells and pay impact fees and administrative charges on those wells in calendar years 2011 and 2012. On 2/5/14, SBI filed an Answer with New Matter; I&amp;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. I&amp;E filed Replies to Exceptions on 3/26/15. By Order entered 6/11/15, the Commission granted the Exceptions, in part, and denied them in part, and modified the Recommended Decision. On 7/6/15, SBI filed a Petition for Stay of the 6/11/15 Order. No Answers to the Petition were filed.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Opinion and Order that denies the petition.</p>

**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2486040-TUS</b>	<b>S-2015-2486040</b>	<b>SUNESYS LLC</b>
<b>(PP from 07/08/2015)</b>	<b>A-2015-2486662</b>	<p>- Application filed on 5/28/15, for approval of a general rule transfer of indirect control and for registration of a securities certificate of Sunesys, LLC to participate in certain financing arrangements. No protests were filed and no hearings were held. Registrants requested that the Commission consider its securities certificates filing by its 7/8/15 public meeting.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission approve the application and register the securities certificate consistent with the proposed Order.</p>