

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**PUBLIC MEETING**

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**THURSDAY, DECEMBER 3, 2015 (JFC)  
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>Robert F. Powelson</b>	<b>John F. Coleman, Jr.</b>	<b>Gladys M. Brown</b>	<b>Pamela A. Witmer</b>	<b>Andrew G. Place</b>

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

The Next Public Meeting is Tentatively Scheduled for Thursday, December 17, 2015 at 10:00 A.M.

Minutes of the Meeting of Thursday, November 5, 2015 (PW)

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

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, DECEMBER 17, 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, DECEMBER 2, 2015, AT 1:00 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**

**December 03, 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>2445774-OSA</b>	<b>C-2014-2445774</b>	<b>PUC-INVESTIGATION AND ENFORCEMENT VS WILLIAM T MALLOY T/A ARE YOU MOVING</b>
<b>Vote 5-0.</b>		<p>- Complaint filed on 10/2/14, alleging that Respondent failed to file an assessment report for the 2011 calendar year, and failed to pay its assessment amount for Fiscal Year 2012-2013. I&amp;E requested that the Respondent be ordered to pay \$1,125 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 1/12/15, all rights granted to the Respondent under its Certificate were transferred to a new entity, and the Respondent's operating authority was canceled. On 2/27/15, I&amp;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.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order, which grants, in part, the Motion for Default Judgment.</p>
<b>2506686-OSA</b>	<b>A-2015-2506686</b>	<b>PALMERTON TELEPHONE COMPANY AND LEVEL 3 COMMUNICATIONS LLC</b>
<b>Vote 5-0.</b>		<p>- Joint Petition filed on 10/2/15, seeking approval of an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 10/17/15. No comments or protests were received.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that grants the Joint Petition.</p>

2508468-OSA A-2015-2508468

**Statement by Chairman Brown.  
Vote 4-0 with Chairman Brown  
Recusing.**

COMMONWEALTH TELEPHONE COMPANY LLC,  
FRONTIER COMMUNICATIONS OF BREEZEWOOD LLC,  
FRONTIER COMMUNICATIONS OF CANTON LLC,  
FRONTIER COMMUNICATIONS OF LAKEWOOD LLC,  
FRONTIER COMMUNICATIONS OF OSWAYO RIVER LLC,  
FRONTIER COMMUNICATIONS OF PENNSYLVANIA AND  
NEW CINGULAR WIRELESS PCS LLC

- Joint Petition filed on 10/15/15, seeking approval of an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 10/31/15. No comments were received.

RECOMMENDATION:

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

2508866-OSA A-2015-2508866

**Vote 5-0.**

VERIZON NORTH LLC AND BLUE RIDGE DIGITAL PHONE COMPANY

- Joint Petition filed on 10/15/15, seeking approval of an Interconnection Agreement and Amendment No. 1 pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 10/31/15. No comments or protests were received.

RECOMMENDATION:

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

2508871-OSA A-2015-2508871

**Vote 5-0.**

VERIZON PENNSYLVANIA LLC AND BLUE RIDGE DIGITAL PHONE COMPANY

- Joint Petition filed on 10/15/15, seeking approval of an Interconnection Agreement and Amendment No. 1 pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 10/31/15. No comments or protests were received.

RECOMMENDATION:

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

**2508893-OSA**

**A-2015-2508893**

**WINDSTREAM PENNSYLVANIA LLC LLC F/K/A ALLTEL  
PENNSYLVANIA INC AND GRANITE  
TELECOMMUNICATIONS LLC**

**Vote 5-0.**

- Joint Petition filed on 10/19/15, requesting approval of Amendment No. 1 to an Interconnection Agreement pursuant to Section 252(e) of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 10/31/15. No comments or protests were received.

**RECOMMENDATION:**

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

**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2185999-TUS</b>	<b>A-2010-2185999 A-2010-2186003</b>	<b>WJM SERVICES INC</b>  - Application nunc pro tunc for approval of: (1) the transfer by sale of the wastewater facilities and rights of Bradford Heights Woodland Properties Management, LLC (Bradford Heights) in Bradford Township, Clearfield County to WJM, (2) the commencement by WJM of wastewater service in the certificated service territory of Bradford Heights, and (3) the abandonment by Bradford Heights of the right to offer, render, furnish or supply wastewater service to the public in Bradford Township, Clearfield County. No protests were filed and no hearings were held.  RECOMMENDATION:  That the Commission adopt the proposed Order.
<b><u>Motion by Commissioner Witmer.</u></b> <b>Vote 5-0.</b>		
<b>2384765-TUS</b>	<b>A-2013-2384765</b>	<b>PENNDOT</b>  - Application for approval to replace the existing bridge where State Route 0351 crosses over tracks of CSX Transportation, Inc. (DOT 584 892 N) in Koppel Borough, over the Beaver River, and over one track of Norfolk Southern Railway Co. (DOT 503 759 M) in North Sewickley Township, all within Beaver County; and the allocation of costs incident thereto.  RECOMMENDATION:  That the Commission adopt the proposed Order approving the application as amended.
<b>Vote 5-0.</b>		
<b>2391115-TUS</b>	<b>A-2013-2391115</b>	<b>PENNDOT</b>  - Application for approval to widen and replace the existing eastbound bridge structure where State Route 0070, Section T10 crosses over a single track owned by CSX Transportation, Inc., and operated thereon by Allegheny Valley Railroad (DOT 145 584 X) in South Strabane Township, Washington County.  RECOMMENDATION:  That the Commission adopt the proposed Order approving the application as amended.
<b>Vote 5-0.</b>		

<b>2491593-TUS</b>	<b>A-2015-2491593</b>	<p><b>TWIN EAGLE RESOURCE MANAGEMENT LLC</b></p> <p>- Application filed 6/29/15 to offer, render, furnish, or supply natural gas services as a supplier to large commercial, industrial or governmental customers in the natural gas distribution company service territories of Peoples Natural Gas Co., Peoples TWP, Peoples Natural Gas Co. - Equitable Division, and Columbia Gas, within PA. The application was filed pursuant to Section 2208 of the Natural Gas Choice and Competition Act (Act) and Title 52, Chapter 62, Subchapter D.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Order which approves the application.</p>
<b>Vote 5-0.</b>		
<b>2495690-TUS</b>	<b>A-2015-2495690</b>	<p><b>BEST PRACTICE ENERGY LLC</b></p> <p>- Application filed 8/3/15 to offer, render, furnish, or supply natural gas services as a broker/marketer to small and large commercial, industrial and governmental customers in the natural gas distribution company service territories of Valley Energy, UGI Utilities, UGI Central Penn Gas, UGI Penn Natural Gas, PECO Energy, PGW, National Fuel Gas Distribution Corp., Peoples Natural Gas Co., Peoples TWP, Peoples Natural Gas Co.-Equitable Division, and Columbia Gas, within PA. The application was filed pursuant to Section 2208 of the Natural Gas Choice and Competition Act (Act) and Title 52, Chapter 62, Subchapter D.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Order which approves the application.</p>
<b>Vote 5-0.</b>		
<b>2497630-TUS</b>	<b>A-2015-2497630</b>	<p><b>LEGEND ENERGY ADVISORS LLC</b></p> <p>- Application filed 7/2/15 for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to small and large commercial, industrial, and governmental customers in the electric distribution company service territories throughout PA. The application is filed in accordance with the requirements of Section 2809 of the Public Utility Code, 66 Pa. C.S. § 2809. Legend Energy Advisors requests a reduction in the amount of security bond pursuant to 66 Pa. C.S. § 2809 and 52 Pa. Code § 54.40(c).</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Order which approves the application.</p>
<b>Vote 5-0.</b>		

<b>2500348-TUS</b>	<b>A-2015-2500348</b>	<b>GREENCROWN ENERGY LLC</b>
<b>Vote 5-0.</b>		<p>- Application filed 7/24/15 to offer, render, furnish, or supply natural gas services as a broker/marketer to residential, 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, National Fuel Gas Distribution Corp., Peoples Natural Gas Co., Peoples TW,, Peoples Natural Gas Co. - Equitable Division, and Columbia Gas, within PA. The License Application was filed pursuant to Section 2208 of the Natural Gas Choice and Competition Act (Act) and Title 52, Chapter 62, Subchapter D.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Order which approves the application.</p>
<b>2501450-TUS</b>	<b>A-2015-2501450</b>	<b>GREENCROWN ENERGY LLC</b>
<b>Vote 5-0.</b>		<p>- Application filed 7/24/15, to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to residential, small commercial, large commercial, industrial, and governmental customers in all the electric distribution company service territories throughout PA. The application is filed in accordance with the requirements of Section 2809 of the Public Utility Code, 66 Pa. C.S. § 2809. Greencrown Energy requests a reduction in the amount of security bond pursuant to 66 Pa. C.S. § 2809 and 52 Pa. Code § 54.40(c).</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Order which approves the application.</p>
<b>2501596-TUS</b>	<b>A-2015-2501596</b>	<b>LEVEL 3 COMMUNICATIONS LLC</b>
<b>Vote 5-0.</b>		<p>- Application filed on 8/21/15, to expand the service area for its Competitive Local Exchange Carrier authority into the service territory of Lackawaxen Telecommunications Services, Inc. No protests were filed and no hearings were held.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission approve the application consistent with the proposed Order.</p>

<b>2503679-TUS</b>	<b>A-2015-2503679</b>	<b>NEW WAVE ENERGY CORP</b>
<b>Vote 5-0.</b>		<p>- Application filed 9/10/15 to offer, render, furnish, or supply natural gas services as a supplier to residential, small commercial, large commercial and industrial customers in the natural gas distribution company service territories of National Fuel Gas Distribution Corp., Peoples Natural Gas Co., Peoples Natural Gas Co. - Equitable Division and Peoples TWP within PA. The License Application was filed pursuant to Section 2208 of the Natural Gas Choice and Competition Act (Act) and Title 52, Chapter 62, Subchapter D.</p>
		<b>RECOMMENDATION:</b>
		<p>That the Commission adopt the proposed Order which approves the application.</p>
<b>2504889-TUS</b>	<b>A-2015-2504889</b> <b>A-2015-2504891</b> <b>A-2015-2504892</b> <b>A-2015-2504893</b> <b>A-2015-2504894</b> <b>A-2015-2504895</b> <b>G-2015-2512603</b>	<b>COMMUNITY UTILITIES OF PENNSYLVANIA INC, PENN ESTATES UTILITIES INC, UTILITIES INC – WESTGATE, AND UTILITIES INC OF PENNSYLVANIA</b>
<b>Vote 5-0.</b>		<p>- Joint Application for approval of: (a) the merger of the water public utilities of Penn Estates Utilities, Inc. (PEUI) and Utilities Inc. - Westgate (UIW), and the wastewater public utilities of PEUI and Utilities Inc. of PA (UIP), into Community Utilities of PA (CUPA); (b) the right of CUPA to begin to supply water service to the public in the territories presently served by PEUI and UIW; (c) the right of CUPA to begin to supply wastewater service to the public in the territories presently served by PEUI and UIP; (d) the abandonment of public water service by PEUI and UIW, as well as the abandonment of public wastewater service by PEUI and UIP; and (e) an Affiliated Interest Agreement between CUPA and Water Service Corporation. No protests or comments were filed by any parties.</p>
		<b>RECOMMENDATION:</b>
		<p>That the Commission approve the Joint Application consistent with the proposed Order.</p>
<b>2507077-TUS</b>	<b>A-2015-2507077</b>	<b>FS ENERGY LLC</b>
<b>Vote 5-0.</b>		<p>- Application filed on 9/24/15 to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to residential, small and large commercial, industrial, and governmental customers in the electric distribution company service territory of PECO Energy in PA. The license application is filed in accordance with the requirements of Section 2809 of the Public Utility Code, 66 Pa. C.S. § 2809. Company requests a reduction in the amount of security bond pursuant to 66 Pa. C.S. § 2809 and 52 Pa. Code § 54.40(c).</p>
		<b>RECOMMENDATION:</b>
		<p>That the Commission adopt the proposed Order which approves the application.</p>

<p><b>2509504-TUS</b></p> <p><b>Vote 5-0.</b></p>	<p><b>S-2015-2509504</b></p>	<p>PENNSYLVANIA AMERICAN WATER COMPANY</p> <p>- Securities Certificate filed 10/22/15, with respect to the issuance of debt in principal amount not to exceed \$1,333,900 nunc pro tunc. No protests were filed and no hearings were held. PAWC voluntarily extended the consideration period to 12/4/15.</p> <p>RECOMMENDATION:</p> <p>That the Commission register the securities certificate consistent with the proposed Order.</p>
<p><b>2510231-TUS</b></p> <p><b>Vote 5-0.</b></p>	<p><b>R-2015-2510231</b>  <b>P-00930715F1000</b>  <b>C-2015-2512860</b></p>	<p>VERIZON PENNSYLVANIA LLC</p> <p>- 2016 annual Price Change Opportunity Filing filed on 10/22/15, requesting a \$1,106,900 increase in rates. On 11/10/15, the OSBA filed a Formal Complaint against the filing.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p><b>2510233-TUS</b></p> <p><b>Vote 5-0.</b></p>	<p><b>R-2015-2510233</b>  <b>P-00001854F1000</b>  <b>C-2015-2512883</b></p>	<p>VERIZON NORTH LLC</p> <p>- 2016 annual Price Change Opportunity Filing filed on 10/22/15, requesting a \$217,800 increase in rates. On 11/10/15, the OSBA filed a Formal Complaint against the filing.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p><b>2511765-TUS</b></p> <p><b>Vote 5-0.</b></p>	<p><b>R-2015-2511765</b>  <b>R-2015-2511766</b></p>	<p>VERIZON PENNSYLVANIA LLC AND VERIZON NORTH LLC</p> <p>- Revisions to Tariff Telephone Pa. P.U.C. No. 1 and Tariff Telephone Pa. P.U.C. No. 4, filed 10/30/15, proposing to withdraw the Interactive Retrieval of 9-1-1 location information, to become effective 11/30/15, and extended until 12/30/15.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order that approves these filings.</p>

2511771-TUS

R-2015-2511771

R-2015-2511780

**Vote 5-0.**

VERIZON PENNSYLVANIA LLC AND VERIZON NORTH LLC  
- Revisions to Tariff Telephone Pa. P.U.C. No. 1 and Tariff  
Telephone Pa. P.U.C. No. 4, filed 10/30/15, proposing to grandfather  
9-1-1 PSAP Disaster Recovery Service using Network Control  
Modems, to become effective 11/30/15, and extended until 12/30/15.

**RECOMMENDATION:**

That the Commission adopt the proposed Order that approves these filings.

**LAW BUREAU**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
1151742-LAW	M-00001337	PA UNIVERSAL SERVICE FUND
<b>Vote 5-0.</b>		- On 10/16/15, Solix, Inc. filed its Administrator's Report with recommendations about the PaUSF's fund size for calendar year 2016.
		RECOMMENDATION:
		That the Commission adopt the proposed Order

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

December 03, 2015

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
<b>2379274-OSA</b>  <b>Vote 5-0.</b>	<b>C-2013-2379274</b>	<b>BUREAU OF INVESTIGATION &amp; ENFORCEMENT VS LEBET ENTERPRISES INC</b>  - Complaint filed on 8/29/13, alleging that the Petitioner failed to maintain evidence of insurance on file with the Commission in violation of 66 Pa. C.S. § 512 and 52 Pa. Code §§ 32.2(c), 32.11(a), 32.12(a), or 32.13(a). I&E requested a \$500 civil penalty. The Petitioner filed an Answer to the Complaint on or about 10/7/13. By Secretarial Letter issued 5/19/15, the Complaint was sustained and the Petitioner's Certificate of Public Convenience was cancelled based on the Petitioner's failure to file an Answer. On 6/5/15, the Petitioner filed a Petition for Reconsideration of Staff Action. No Answer to the Petition has been filed.  RECOMMENDATION:  That the Commission adopt the proposed Opinion and Order which grants the Petition for Reconsideration of Staff Action; rescinds the May 2015 Secretarial Letter; and refers this matter to the OALJ.
<b>2426964-OSA</b>  <b>Vote 5-0.</b>	<b>C-2014-2426964</b>	<b>RENEE CHATMON VS PECO ENERGY</b>  - Formal Complaint filed on 5/19/14, in which Complainant disputed certain bills issued to her by PECO and alleged that PECO failed to credit all her payments, improperly applied late payment charges, and failed to properly make corrections to her account. On 7/7/14, PECO filed an Answer to the Complaint, in which it denied the material allegations set forth therein. An evidentiary hearing was held on 8/21/14. By Initial Decision issued 7/23/15, ALJ Fordham dismissed the Complaint. On 8/12/15, the Initial Decision became final, pursuant to 66 Pa. C.S. § 332(h). On 8/20/15, the Complainant filed a Petition for Reconsideration of the Commission's final action, and on 9/24/15, PECO filed an Answer to the petition.  RECOMMENDATION:  That the Commission adopt the proposed Opinion and Order, which grants the petition in part, and modifies the Initial Decision as discussed in the Opinion and Order.

2431410-OSA C-2014-2431410

**Statement by Chairman Brown.  
Verbal Statement by  
Commissioner Powelson.  
Vote 5-0.**

PUC - INVESTIGATION AND ENFORCEMENT VS HIKO ENERGY LLC

- Complaint filed on 7/11/14, alleging that during January 2014 through April 2014, HIKO overcharged customers on guaranteed savings plans by billing a price that did not reflect the prices marketed and agreed to in violation of Commission regulations. On 8/4/14, HIKO filed an Answer admitting that until around January 2014, it marketed a variable rate plan with introductory pricing including guaranteed savings, and that due to unforeseen market forces beyond HIKO's control during that winter period some customers received bills that exceeded the guaranteed savings, but that customers were, or were being, reimbursed. The OCA filed a Notice of Intervention on 8/8/14. ALJs Barnes and Cheskis held an evidentiary hearing on 4/20/15 and sustained the Complaint, in part, by Initial Decision issued 8/21/15. HIKO and I&E filed Exceptions on 9/10/15, with HIKO requesting oral argument, and on 9/21/15, those parties filed Replies. The OCA did not file Exceptions or Replies.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order, which denies the Exceptions, adopts the Initial Decision, and sustains the Complaint, in part.

2468056-OSA R-2015-2468056

**Statement by  
Commissioner  
Witmer.  
Vote 5-0.**

C-2015-2473682  
C-2015-2477816  
C-2015-2476623  
C-2015-2477120  
C-2015-2484454

COLUMBIA GAS OF PENNSYLVANIA INC

- Supplement No. 226 to Tariff Gas - Pa. P.U.C. No. 9 filed on 3/19/15, to become effective 5/18/15, containing proposed changes in rates calculated to produce \$46.2 million in additional annual revenues. On 4/09/15, the Commission issued an Order suspending Columbia's filing until 12/18/15. On 8/27/15, the Parties filed a Joint Petition for Partial Settlement to resolve all issues except one. Also, on 8/27/15, Columbia and PSU filed a Joint Petition for Settlement removing PSU Amended Complaint Issues. On 10/13/15, the Commission issued ALJ Long's Recommended Decision. On 10/23/15, Columbia, I&E and PSU filed Exceptions. Replies to Exceptions were timely filed by I&E, the OCA, Columbia and CAUSE-PA.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

**OFFICE OF ADMINISTRATIVE LAW JUDGE**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
2427652-ALJ	C-2014-2427652	ATTORNEY GENERAL PA & OFFICE OF CONSUMER ADVOCATE VS HIKO ENERGY LLC
<b>Statement by Chairman Brown. Verbal Statement by Commissioner Powelson. Vote 5-0.</b>		- Formal Joint Complaint filed on 6/20/14, averring that they had received numerous complaints from consumers related to variable rates charged by HIKO. I&E and OSBA filed notices of intervention. On 5/1/15, a Joint Petition for Approval of Settlement was filed.  COMMISSION REVIEW:  That the Commission adopt ALJs Barnes and Cheskis' Initial Decision approving the unopposed settlement without modification.