

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, FEBRUARY 11, 2016 (RP)
10:00 A.M.**

**MAIN HEARING ROOM NO. 1
GROUND FLOOR, NORTH OFFICE BUILDING**

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

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

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

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

The Commissioners seated on the bench are:

COMMISSIONER	VICE CHAIRMAN	CHAIRMAN	COMMISSIONER	COMMISSIONER
John F. Coleman, Jr	Andrew G. Place	Gladys M. Brown	Pamela A. Witmer	Robert F. Powelson

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

The Next Public Meeting is Tentatively Scheduled for Thursday, February 25, 2016 at 10:00 A.M.

Minutes of the Meeting of Thursday, December 17, 2015 (AP)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, FEBRUARY 25, 2016, AT 10:00 A.M. IN ROOM 8E A&B, CAPITOL EAST WING. 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, FEBRUARY 10, 2016, 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.

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

February 11, 2016

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2422450-OSA	C-2014-2422450	TAWANA LIPSCOMB-BURNETT VS PHILADELPHIA GAS WORKS
Vote 5-0.		<p>- Formal Complaint filed on 5/14/14, alleging that PGW is threatenin to terminate her service and that there were incorrect charges on her bill. On 6/10/14, PGW filed an Answer to the Complaint. A hearing was held on 11/12/14. On 7/16/15, ALJ Vero issued an Initial Decision dismissing the Complaint. The Complainant filed Exceptions on 8/3/15. On 8/26/15, PGW filed Replies to Exceptions.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that denies the Exceptions and adopts the ALJ's Initial Decision, consist with the Opinion and Order.</p>
2425024-OSA	P-2014-2425024 P-2014-2425245	CITIZENS ELECTRIC COMPANY OF LEWISBURG AND WELLSBORO ELECTRIC COMPANY
Statement by Vice Chairman Place. Vote 5-0.		<p>- Petition filed on 11/20/15, for Amendment of the Fourth Joint Default Service Plan in response to the lack of bidders participating in its initial request for proposals. On 12/10/15, the OCA filed an Answer to the Petition. No other answers were filed. On 12/24/15, the companies filed a Response to the OCA's Answer.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order.</p>

**2427656-OSA C-2014-2427656
(PP from 01/28/2016)**

**Joint Motion by Commissioner
Coleman and Commissioner
Powelson.
Vote 5-0.**

PENNSYLVANIA OFFICE OF ATTORNEY GENERAL & OFFICE
OF CONSUMER ADVOCATE VS ENERGY SERVICES
PROVIDERS INC D/B/A PENNSYLVANIA GAS & ELECTRIC

- Complaint filed on 6/20/14, prosecuting 7 counts for alleged violations of the Public Utility Code, Commission regulations, and applicable consumer statutes, concerning variable rate electric generation services. On 7/10/14, Pa. G&E filed an Answer admitting and denying the allegations. The Commission's Bureau of Investigation and Enforcement (I&E) and the OSBA intervened. On 3/24/15, Pa. G&E, the Complainants, and I&E filed a Joint Petition for Approval of Settlement and proposed Settlement. On 3/27/15, Thomas Sobiech, a former customer of Pa. G&E, and plaintiff in a federal class action against Pa. G&E, intervened. On 6/30/15, an Initial Decision was issued by ALJs Barnes and Cheskis recommending adoption of the proposed Settlement, without modification. On 7/20/15, Mr. Sobiech filed Exceptions. On 7/30/15, Pa. G&E, and the Complainants filed Replies to Exceptions.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

**2444541-OSA C-2014-2444541
(PP from 01/28/2016)**

**Postponed until the Public
Meeting of February 25, 2016.**

ROBERT SARVER VS BARNES PROFESSIONAL LIMOUSINE
SERVICE LLC

- Formal Complaint filed on 9/3/14, alleging that the Respondent provided group and party service on a hot day in a vehicle without working air conditioning or operable windows. On 10/1/14, the Respondent filed a letter Answer denying the material allegations in the Complaint. A telephonic hearing was held on 1/20/15. In an Initial Decision, issued 7/2/15, ALJ Dunderdale sustained the Complaint, ordered the Respondent to refund the Complainant in the amount of \$1,138.44 for the cost of the trip, and assessed a \$500 civil penalty against the Respondent. The Respondent filed Exceptions to the Initial Decision on 7/22/15. Replies to Exceptions have not been filed.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which grants, in part, the Exceptions and modifies the Initial Decision.

2446282-OSA C-2014-2446282

Vote 5-0.

MICKIE SHREIBER VS RESPOND POWER LLC

- Formal Complaint filed on 10/2/14, averring, in part, that she did not enroll with the Respondent as an electric generation supplier and that after she contacted the Respondent, there were delays in cancelling her account which resulted in overcharges. On 10/24/14, the Respondent filed an Answer denying the material allegations in the Complaint. A telephonic hearing was held on 6/25/15. By Initial Decision issued on 7/28/15, ALJ Salapa dismissed the Complaint. On 8/17/15, the Complainant filed Exceptions to the Initial Decision. The Respondent filed Replies to Exceptions on 8/31/15.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2458827-OSA F-2014-2458827

Vote 5-0.

BENJAMIN ISRAEL/I & B REAL ESTATE LLC VS PECO ENERGY COMPANY

- Formal Complaint filed on 12/13/14, appealing a Bureau of Consumer Services decision. The Complaint raised a dispute concerning "foreign wiring" on a property owned by them. On 1/8/15, PECO filed an Answer and Preliminary Objections. The matter was thereafter assigned to ALJ Guhl as motions judge. On 4/13/15, ALJ Guhl issued an Initial Decision, which granted the preliminary objections and dismissed the Complaint for failure of the Complainants to allege any wrongful act or violation of Commission regulations or orders by PECO. On 4/29/15, the Complainants filed Exceptions to the Initial Decision. Replies to Exceptions were filed by PECO on 5/27/15.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order, which denies the Complainants' Exceptions and adopts the ALJ's Initial Decision.

2479260-OSA C-2015-2479260
(PP from 01/28/2016)

Motion by Commissioner Witmer.
Vote 5-0.

ANTONIO ROMEO VS PECO ENERGY COMPANY

- Formal Complaint filed on 4/27/15, alleging, inter alia, that PECO was threatening to terminate his service because he would not allow access to his meter in order for PECO to replace it with a smart meter. On 5/13/15, PECO filed an Answer with New Matter and Preliminary Objections. By Initial Decision, issued 6/30/15, ALJ Barnes sustained the Preliminary Objections and dismissed the Complaint for legal insufficiency, finding that the Complainant failed to allege that PECO violated the Public Utility Code, a Commission Order, or regulation. The Complainant filed Exceptions on 7/20/15. PECO filed Replies to Exceptions on 8/10/15.

RECOMMENDATION:

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

2499361-OSA I-2015-2499361

Vote 5-0.

INVESTIGATION UPON THE COMMISSION'S OWN MOTION
- On 6/12/96, the PennDOT filed an application to alter the crossing where State Route 0022 and 0322 (SR 0022/0322) crosses below the grade of the tracks of Norfolk Southern Railway Co., then Conrail, in Dauphin Borough, Dauphin County. By Order entered 9/17/15, the Commission initiated an investigation upon its own motion to evaluate the safety of the traveling public where SR 0022/0322 crosses, below grade, the tracks of Norfolk Southern (DOT # 518095 V) in the Borough of Dauphin, Dauphin County. On 9/28/15, PennDOT filed a Petition to Correct the Record, which will be treated as a Petition for Reconsideration, with regard to the 9/17/15 Order.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that grants the petition.

2516004-OSA A-2015-2516004
(PP from 01/28/2016)

Vote 5-0.

VERIZON PENNSYLVANIA LLC AND BARR TELL USA INC
- Joint Petition filed on 11/25/2015, 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. No comments were received.

RECOMMENDATION:

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

2516021-OSA A-2015-2516021
(PP from 01/28/2016)

Vote 5-0.

VERIZON NORTH LLC AND BARR TELL USA INC
- Joint Petition filed on 11/25/15, 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. No comments were received.

RECOMMENDATION:

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

2517952-OSA A-2015-2517952

Vote 5-0.

VERIZON PENNSYLVANIA LLC AND TALK AMERICA SERVICES LLC

- Joint Petition filed on 12/15/15, 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. No comments were received.

RECOMMENDATION:

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

2517981-OSA

A-2015-2517981

VERIZON NORTH LLC AND TALK AMERICA SERVICES LLC

Vote 5-0.

- Joint Petition filed on 12/15/2015, 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. No comments were received.

RECOMMENDATION:

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

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2496222-TUS (PP from 01/28/2016) Vote 5-0.	A-2015-2496222 A-2015-2506351 A-2015-2506352	BARR TELL USA INC - Application filed on 7/27/15, for approval to offer, render, furnish or supply telecommunication services as a: Competitive Local Exchange Carrier in the service areas of Citizens Telecommunications Co. of New York; Citizens Telephone Co. of Kecksburg; Commonwealth Telephone Co. d/b/a Frontier Communications Commonwealth Telephone Co.; Frontier Communications of Breezewood; Frontier Communications of Canton; Frontier Communications of Lakewood; Frontier Communications of Oswayo River; The United Telephone Company of PA d/b/a CenturyLink; Verizon North; Verizon PA; Windstream Buffalo Valley; and Windstream PA; and as a detariffed Reseller of Interexchange Toll Services (IXC Reseller) throughout PA; and as a Facilities-based Interexchange Carrier (IXC) throughout PA. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission approve the application consistent with the proposed Order.
2502445-TUS Vote 5-0.	A-2015-2502445	PENNDOT - Application for the waiver of horizontal clearance requirements along the Keystone Corridor between survey stationing MP 95 1000 + 30 and MP 95 1800 + 15 located in Middletown Borough and Lower Swatara Township, Dauphin County. RECOMMENDATION: That the Commission adopt the proposed Order approving the application as amended.
2502822-TUS (PP from 01/28/2016) Vote 5-0.	A-2015-2502822	AMERICAN CELL LLC - Application for approval to offer, render, furnish or supply telecommunication services as a Competitive Access Provider throughout PA. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission approve the application consistent with the proposed Order.

2507305-TUS	A-2015-2507305	<p>SUPREME ENERGY INC</p> <p>- Application filed on 9/30/15, for approval to offer, render, furnish, or supply natural gas services as a supplier to small commercial and large commercial customers in the natural gas distribution company service territories of UGI Utilities, UGI Central Penn Gas, UGI Penn Natural Gas, PECO Energy, PGW, NFGD Corp., Peoples Natural Gas, Peoples TWP, Peoples Natural Gas - Equitable Division, and Columbia Gas, within PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order which approves the application.</p>
Vote 5-0.		
2513905-TUS	R-2015-2513905	<p>PECO ENERGY COMPANY - ELECTRIC</p> <p>- Supp. No. 139 to Tariff Electric-Pa. P.U.C. No. 4 filed on 11/18/15, to become effective 1/17/16. On 12/15/15, PECO filed Supplement No. 141 to Tariff No. 4 voluntarily postponing the effective date until 2/12/16. On 12/18/15, PECO filed Tariff Electric-Pa. P.U.C. No. 5 in compliance with Commission Order at R-2015-2468981. Tariff No. 5 replaced in its entirety Tariff No. 4, and Tariff No. 4 is no longer in effect. On 1/4/16, the Commission approved Tariff No. 5. On 1/15/16, PECO filed Supplement No. 3 to Tariff No. 5, with an effective date of 2/12/16. PECO is requesting that Supplement No. 3 to Tariff Electric-Pa. P.U.C. No. 5 become effective on 2/12/16.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the proposed tariff supplement.</p>
Vote 5-0.		
2513908-TUS	R-2015-2513908	<p>PECO ENERGY COMPANY - GAS</p> <p>- Supplement No. 167 to Tariff Gas-Pa. P.U.C. No. 2 filed on 11/18/15. The filing proposes to revise PECO's billing and payment practices consistent with the modifications in Act 155 of 2014. PECO is requesting that Supplement No. 167 to Tariff Gas-Pa. P.U.C. No. 2 become effective on 2/12/16.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the proposed tariff supplement.</p>
Vote 5-0.		

2514647-TUS	A-2015-2514647	PPL ELECTRIC UTILITIES CORPORATION
Vote 5-0.		<p>- Letter of Notification filed on 11/23/15, pursuant to 52 Pa. Code Chapter 57.72 (d), for approval to construct 2 new segments of 230 kV transmission lines and reconstruct approximately 3.1 miles of an existing 230 kV transmission line in Archbald, Blakely and Jessup Boroughs, Lackawanna County, PA to interconnect a new independent power producer to the electric grid. No protests were filed and no hearings were held.</p>
		RECOMMENDATION:
		<p>That the Commission adopt the proposed Order which approves the application.</p>
2516193-TUS	A-2015-2516193	BPO GREEN LLC
Vote 5-0.		<p>- Application filed on 12/8/15, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to residential, small commercial, large commercial, industrial, and governmental customers in the electric distribution company service territories throughout PA.</p>
		RECOMMENDATION:
		<p>That the Commission adopt the proposed Order which approves the application.</p>
2516890-TUS	A-2015-2516890	ASPIRITY ENERGY MID-STATES LLC
Vote 5-0.		<p>- Application filed on 12/9/15, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a supplier to residential, small commercial, large commercial, industrial, and governmental customers in the electric distribution company service territories throughout PA.</p>
		RECOMMENDATION:
		<p>That the Commission adopt the proposed Order which approves the application.</p>
2518438-TUS	R-2015-2518438	UGI UTILITIES INC (GAS DIVISION)
Vote 5-0.		<p>- Tariff Gas – PA. P.U.C. Nos. 6 and 6-S filed on 1/19/16, proposing an annual increase in jurisdictional revenues of \$58.6 million (17.5%) to become effective 3/19/16. On 2/2/16, a formal complaint was filed by the OCA.</p>
		RECOMMENDATION:
		<p>That the Commission adopt the proposed order that suspends the proposed general rate increase filing until 10/19/16, and institute an investigation.</p>

2523055-TUS

A-2016-2523055

PECO ENERGY COMPANY

Vote 5-0.

- Letter of Notification filed on 7/31/15, for approval for the Construction of the Linwood – Chichester 230 kV Transmission Line in Lower Chichester Township and Trainer Borough, Delaware County, PA. Lower Chichester Township filed a complaint that was later withdrawn. No hearings were held.

RECOMMENDATION:

That the Commission adopt the proposed Order which approves the application.

2523519-TUS

A-2016-2523519

METROPOLITAN EDISON COMPANY

Vote 5-0.

- Letter of Notification filed on 1/11/16, for approval for the Copperstone-Middletown Jct. 230 kV HV Transmission Line Loop to Sunoco Substation in Londonderry Township, Dauphin County. No protests were filed and no hearings were held.

RECOMMENDATION:

That the Commission adopt the proposed Order which approves the application.

LAW BUREAU

AGENDA NO. DOCKET NO.
2404361-LAW L-2014-2404361
(PP from 01/28/2016)

NAME AND SUBJECT

IMPLEMENTATION OF THE ALTERNATIVE ENERGY
PORTFOLIO STANDARDS (AEPS) ACT OF 2004

- Under its statutory duty to implement and enforce the AEPS Act of 2004, the Commission seeks to revise its regulations pertaining to the net metering, interconnection and compliance provisions of the AEPS Act. The Commission finds that it is necessary to revise these regulations to comply with Act 129 of 2008, Act 35 of 2007 and to clarify certain issues of law, administrative procedure and policy.

RECOMMENDATION:

That the Commission adopt the proposed Order.

Statement by Chairman Brown.
Statement by Vice Chairman Place.
Statement by Commissioner
Powelson.
Vote 3-2 with Chairman Brown and
Vice Chairman Place Dissenting.

OFFICE OF ADMINISTRATIVE LAW JUDGE

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2428021-ALJ (PP from 01/28/2016)	C-2014-2428021	JANAY KEYS VS PHILADELPHIA GAS WORKS - Complaint filed 6/12/14 alleging that PGW improperly billed Complainant for natural gas service and placed a lien on the property. PGW filed its Preliminary Objection along with their Answer on 7/14/14. <u>Motion by Chairman Brown.</u> COMMISSION REVIEW: That the Commission adopt ALJ Buckley's Initial Decision sustaining the Preliminary Objection and dismissing the Complaint.
2445229-ALJ (PP from 01/28/2016)	C-2014-2445229	FLOYD TILLMAN VS PHILADELPHIA GAS WORKS - Complaint filed 9/26/14 alleging a billing dispute. PGW filed its answer on 10/20/14. Complainant requested a continuance of the scheduled 1/9/15 hearing, which was granted and held on 5/14/15. <u>Joint Motion by Chairman Brown and Commissioner Coleman.</u> Vote 5-0. COMMISSION REVIEW: That the Commission adopt ALJ Buckley's Initial Decision dismissing the Complaint.
2450732-ALJ Vote 5-0.	C-2014-2450732	FRANK NELLOM VS AQUA PENNSYLVANIA INC - Complaint filed 10/30/14 alleging that his service was terminated in violation of various sections of 52 Pa.Code. Amended Complaint filed 11/17/14 alleging further violations of 52 Pa.Code. Aqua filed an Answer on 12/1/14 and an Answer to the Amended Complaint on 12/9/14. Complainant filed Motion for Summary Judgment on 12/18/14. Initial hearing held on 6/10/15. COMMISSION REVIEW: That the Commission adopt ALJ Heep's Initial Decision dismissing the Complaint in part and sustaining the Complaint in part, and imposing a civil penalty on Aqua in the amount of \$300.

**2487082-ALJ F-2015-2487082
(PP from 01/28/2016)**

**Joint Motion by Chairman Brown
and Commissioner Coleman.
Verbal Statement by Commissioner
Powelson.
Vote 5-0.**

LONI DURANTE VS BLUE PILOT ENERGY LLC AND PPL
ELECTRIC UTILITIES CORPORATION

- Complaint filed 6/5/15, alleging that there were incorrect charges on her bill. Complainant contended Blue Pilot unilaterally, without notice, increased her electric supply rate on a residential electric account for a previous residence. Complainant requests the PUC find she was overcharged for electric distribution service and electric supply service, and order a refund. On 6/18/15, PPL filed a Certificate of Satisfaction. On 6/22/15, Blue Pilot filed its Answer. An initial telephonic hearing was held on 8/20/15.

COMMISSION REVIEW:

That the Commission adopt ALJ Dunderdale's Initial Decision denying the complaint.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

February 11, 2016

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2508942-TUS Vote 5-0.	P-2015-2508942 P-2015-2508936 P-2015-2508948 P-2015-2508931	METROPOLITAN EDISON COMPANY, PENNSYLVANIA ELECTRIC COMPANY, PENNSYLVANIA POWER COMPANY, AND WEST PENN POWER COMPANY - Petitions filed on 10/19/15, for approval of their Long-Term Infrastructure Improvement Plans (LTIIPs). RECOMMENDATION: That the Commission approve the petitions consistent with the proposed Order.
2526977-TUS Vote 5-0.	A-2016-2526977 A-6418373	BTS SERVICES INC - Application for Emergency Temporary Authority filed on 1/22/16. The application was granted on 2/5/16. RECOMMENDATION: That the Commission ratify the Emergency Temporary Authority.