

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**PUBLIC MEETING**

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**THURSDAY, AUGUST 31, 2017 (DS)  
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>David W. Sweet</b>	<b>Andrew G. Place</b>	<b>Gladys M. Brown</b>	<b>Vacant</b>	<b>John F. Coleman, Jr.</b>

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

The Next Public Meeting is Tentatively Scheduled for Thursday, September 21, 2017 at 10:00 A.M.

Minutes of the Meeting of Wednesday, July 12, 2017 (AP)

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

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, SEPTEMBER 21, 2017, 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, AUGUST 30, 2017, 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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**MOTIONS AND STATEMENTS OF THE CHAIRMAN  
AND COMMISSIONERS WILL BE AVAILABLE  
ON THE COMMISSION'S WEBSITE AT  
[WWW.PUC.PA.GOV](http://WWW.PUC.PA.GOV) AFTER PUBLIC MEETING.**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

FINAL AGENDA

August 31, 2017

BUREAU OF ADMINISTRATION

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
<b>2614602-ADM</b> <b>Vote 4-0.</b>		<b>GENERAL ASSESSMENT UPON PUBLIC UTILITIES</b> - General Assessment upon Public Utilities and Supplemental Federal Shortfall Assessment on Gas Public Utilities for Fiscal Year 7/1/17 to 6/30/18. <b>RECOMMENDATION:</b> That the Commission approve the Assessments Section computation in accordance with Section 510 of the Public Utility Code, the amount of the General Assessment for the Fiscal Year 7/1/17 to 6/30/18 on each applicable utility.
<b>2614603-ADM</b> <b>Vote 4-0.</b>		<b>OSBA GENERAL ASSESSMENT UPON PUBLIC UTILITIES</b> - Office of the Small Business Advocate (Department of Community and Economic Development) General Assessment upon Public Utilities for Fiscal Year 7/1/17 to 6/30/18. <b>RECOMMENDATION:</b> That the Commission approve the Assessment Section computation in accordance with 73 P.S. §399-46, the amount of the General Assessment for the Fiscal Year 7/1/17 to 6/30/18 on each applicable public utility.
<b>2614604-ADM</b> <b>Vote 4-0.</b>		<b>OCA GENERAL ASSESSMENT UPON PUBLIC UTILITIES</b> - Office of the Consumer Advocate (Attorney General's Office) General Assessment upon Public Utilities for Fiscal Year 7/1/17 to 6/30/18. <b>RECOMMENDATION:</b> That the Commission approve the Assessments Section computation in accordance with Act 15 of 1977 (§904-A.1(b)(2) of the Administrative Code), the amount of the General Assessment for the Fiscal Year 7/1/17 to 6/30/18 on each applicable utility.
<b>2614605-ADM</b> <b>Vote 4-0.</b>		<b>ACT 127 OF 2011 - ASSESSMENT OF PIPELINE OPERATORS</b> - Assessment upon Pipeline Operators applicable under Act 127 of 2011 – Billing for Fiscal Year 7/1/17 to 6/30/18. <b>RECOMMENDATION:</b> That the Commission approve the Assessments Section computation in accordance with Act 127 of 2011 for the amount of the assessment for the Fiscal Year 7/1/17 to 6/30/18 on each applicable pipeline operator.

**2614606-ADM**

**Vote 4-0.**

**ACT 155 OF 2014 - FEES ESTABLISHED FOR ELECTRIC  
GENERATION SUPPLIERS AND NATURAL GAS SUPPLIERS**

- Supplemental fees upon Generators of Electricity (EGS) and Suppliers of Natural Gas (NGS).

**RECOMMENDATION:**

That the Commission approve the Assessments Section computation in accordance with M-2014-2448825 for the amount of the supplemental fee for Fiscal Year 7/1/17 to 6/30/18 on each applicable EGS and NGS.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>1179111-OSA</b>	<b>A-00120012</b>	<b>NAGI TRANSPORTATION INC</b>
<b>Vote 4-0.</b>		<p>- On 8/25/14, Nagi Transportation requested to suspend operations for one year due to the health of the owner. On 10/10/14, the Commission notified Nagi that the suspension request was granted until 8/18/15. Nagi was also informed that after the suspension period, it was required to apprise the Commission on whether it was discontinuing or resuming service. Nagi failed to notify the Commission of its intent regarding its authority, and on 4/21/16, the Commission entered a Tentative Order revoking Nagi's Certificate of Public Convenience. Nagi filed Exceptions on 5/19/16. No Replies to Exceptions were filed.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Tentative Opinion and Order, which tentatively cancels the company's Certificate of Public Convenience.</p>
<b>2051307-OSA</b>	<b>A-2008-2051307</b>	<b>NATAN TRANSPORTATION INC</b>
<b>Vote 4-0.</b>		<p>- On 2/11/14, Natan Transportation requested to suspend operations until 1/31/15, to reorganize after the death of the owner. On 2/27/14, the Commission notified Natan that the suspension request was granted until 1/31/15. Natan was also informed that after the suspension period, it was required to apprise the Commission on whether it was discontinuing or resuming service. Natan failed to notify the Commission of its intent regarding its authority, and on 4/21/16, the Commission entered a Tentative Order revoking Natan's Certificate of Public Convenience. Natan filed Exceptions on 5/19/16. No Replies to Exceptions were filed.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Tentative Opinion and Order, which tentatively cancels the company's Certificate of Public Convenience.</p>

2122647-OSA

A-2009-2122647

A-2009-2142774

Vote 4-0.

BOAZ CAB CORP

- On 2/11/14, Boaz Cab requested to suspend operations until 1/31/15, to reorganize after the death of the owner. On 2/27/14, the Commission notified Boaz that the suspension request was granted until 1/31/15. Boaz was also informed that after the suspension period, it was required to apprise the Commission on whether it was discontinuing or resuming service. Boaz failed to notify the Commission of its intent regarding its authority, and on 4/21/16, the Commission entered a Tentative Order revoking Boaz's Certificates of Public Convenience. Boaz filed Exceptions on 5/19/16. No Replies to Exceptions were filed.

RECOMMENDATION:

That the Commission adopt the proposed Tentative Opinion and Order, which denies the Exceptions and tentatively cancels the company's Certificates of Public Convenience.

2456403-OSA

C-2014-2456403

Postponed until the Public Meeting of  
September 21, 2017.

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. The Respondent did not file an Answer to the Complaint or pay the assessment. 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. By Order dated 6/11/15, the Commission granted the Motion and sustained the Complaint. On 7/6/15, the Respondent filed a Petition for Rescission with reference to the 6/11/15 Order. On 7/31/15, I&E filed an Answer, Nunc Pro Tunc, to the Petition.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which denies the Petition.

<p><b>2466538-OSA</b></p> <p><b>Vote 4-0.</b></p>	<p><b>A-2015-2466538</b></p>	<p><b>FIRST CLASS TRANSPORTATION INC</b></p> <p>- On 2/9/15, First Class Transportation filed an application for the right to transport, as a common carrier, by motor vehicle, persons in call or demand service, between points in Bucks County, and from points in said county, to points in PA, and return, excluding service that is under the jurisdiction of the Phila. Parking Authority. Various entities, including B.M. Enterprises, Inc. (BME), filed Protests. A hearing was held on 5/9/16. In an Initial Decision, issued 10/14/16, ALJ Heep granted the application as amended by a restrictive amendment. BME filed Exceptions on 11/1/16. The Applicant filed Replies to Exceptions and a Motion to Strike Exceptions and Motion for Sanctions on 11/14/16. BME filed a Response in Opposition to the Motion to Strike on 11/15/16.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Opinion and Order which denies the Exceptions, adopts the Initial Decision, and grants, in part, the Motion to Strike Exceptions and Motion for Sanctions.</p>
<p><b>2513652-OSA</b></p> <p><b>Vote 4-0.</b></p>	<p><b>C-2015-2513652</b></p>	<p><b>SHERRY DIXON VS PECO ENERGY COMPANY</b></p> <p>- Formal Complaint filed on 11/5/15, and an Amended Complaint on 11/30/15, alleging service termination and discrimination by PECO representatives. On 12/14/15, PECO filed an Answer, in which it denied the material allegations of the Complaint as amended. An evidentiary hearing was held on 3/25/16. By Initial Decision issued on 6/30/16, ALJ Haas dismissed the Complaint. When no timely exceptions were filed, the Commission issued a Final Order on 8/4/16 indicating that the Initial Decision had become final without further action. On 8/29/16, the Complainant filed a Petition for Reconsideration. On 9/19/16, the Complainant filed a Petition for Rescission. PECO filed a letter response to the Petition for Reconsideration but did not file an Answer to the Petition for Rescission.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Opinion and Order that denies the Petition for Reconsideration and the Petition for Rescission and adopts the ALJ's Initial Decision.</p>
<p><b>2540875-OSA</b></p> <p><b>Vote 4-0.</b></p>	<p><b>F-2016-2540875</b></p>	<p><b>DOLORES HERRING VS METROPOLITAN EDISON COMPANY</b></p> <p>- Formal Complaint filed on 4/5/16, alleging a meter mix-up and incorrect charges on her electric bills. On 5/10/16, Met-Ed filed an Answer with New Matter to the Complaint. A hearing was held on 9/13/16. On 11/10/16, ALJ Salapa's Initial Decision dismissing the Complaint was issued. The Complainant filed Exceptions on 11/16/16. Met-Ed filed Replies to Exceptions on 12/12/16.</p> <p><b>RECOMMENDATION:</b></p> <p>That the Commission adopt the proposed Opinion and Order.</p>

**2615161-OSA**

**A-2017-2615161**

**WINDSTREAM D&E INC AND BROADVOX-CLEC LLC**

**Vote 4-0.**

- Joint Petition filed on 7/20/17, 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 8/5/17. 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>2537586-TUS</b> <b>Vote 4-0.</b>	<b>P-2016-2537586</b>	<b>UGI UTILITIES INC</b>  - Petition filed on 3/31/16, for a waiver of the Distribution System Improvement Charge (DSIC) cap of 5% of billed distribution revenues and for approval to increase the maximum allowable DSIC to 10% of billed distribution revenues. On 4/19/16, the OCA filed a Public Statement, Notice of Intervention, and Answer to the Petition. On 4/20/16, the OSBA filed a Notice of Appearance, Notice of Intervention, Public Statement, and Answer to the Petition. On 5/6/16, the Bureau of Investigation and Enforcement (I&E) filed a Notice of Appearance. On 5/9/16, the UGI Industrial Intervenors (UGII) filed a Petition to Intervene and Answer. <b>RECOMMENDATION:</b>  That the Commission deny the petition consistent with the proposed order.
<b>2541775-TUS</b> <b>Vote 4-0.</b>	<b>A-2016-2541775</b>	<b>PENNDOT</b>  - Application for approval to replace the existing overhead Bridge where Mahood Road (SR 4002) crosses over the track of the Bessemer and Lake Erie Railroad Co., (DOT 051 696 J) as a Public – Private Partnership (P3) Project and the allocation of costs incident thereto in Clay Township, Butler County. <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Order approving the application as amended.
<b>2567694-TUS</b> <b>Vote 4-0.</b>	<b>A-2016-2567694</b>	<b>SYNERGEM TECHNOLOGIES INC</b>  - Application filed on 9/15/16, for approval to offer, render, furnish or supply telecommunications services to the public as a Competitive Local Exchange Carrier in the service territories of Verizon PA and Verizon North in PA. No protests were filed and no hearings were held. <b>RECOMMENDATION:</b>  That the Commission adopt the proposed Order.

2583679-TUS	A-2017-2583679	COMMUNITY UTILITIES OF PA INC
<b>Vote 4-0.</b>		<p>- Application filed on 1/5/17, for approval of the right to offer, render, furnish or supply wastewater service to the public in an additional portion of West Bradford Township, Chester County, PA. CUPA submitted proofs of publication and service to the appropriate entities. The OCA filed a Protest on 2/6/17. CUPA amended its application by submitting supplemental information. The OCA consequently withdrew its Protest on 3/10/17. No hearings were held.</p>
		RECOMMENDATION:
		That the Commission adopt the proposed Order.
2584781-TUS	M-2017-2584781	ELECTRIC GENERATION SUPPLIER (EGS) LICENSE CANCELLATIONS
<b>Vote 4-0.</b>		<p>- EGS cancellations of companies with an expired financial security or insufficient financial security amount. The Commission's regulations at 52 Pa. Code §54.40(a) state that an EGS license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. 52 Pa. Code §54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained. As of 8/22/17, the companies listed in the Supplier Table of the Tentative Order are not in compliance with 52 Pa. Code §54.40(a) and (d).</p>
		RECOMMENDATION:
		That the Commission adopt the proposed Tentative Order.
2593142-TUS	R-2017-2593142	VEOLIA ENERGY PHILADELPHIA INC
<b><u>Statement by Commissioner Coleman.</u></b> <b>Vote 4-0.</b>		<p>- Supplement No. 22 to Tariff Heating and Cooling – Pa. P.U.C. No. 4, filed on 6/26/17, proposing an annual increase in rates of \$3,300,000 (5.2%). The tariff filing proposes to increase all the non-fuel rates for Rate S steam service and the Registered Demand Rider. The tariff has a proposed effective date of 9/1/17. On 7/21/17, a Petition to Intervene was filed by Thomas Jefferson University (TJU) and Jefferson Health (JH). On 8/1/17, Veolia Energy filed a letter in response to TJU and JH's Petition to Intervene. On 8/9/17, a Petition to Intervene was filed by the Philadelphia Large Steam Users Group (PLSUG). On 8/23/17, Veolia Energy filed a letter in lieu of a more formal response to PLSUG's Petition to Intervene. On 8/24/17, the OSBA filed a Notice of Intervention, Public Statement, and Verification. OSBA requested that the Commission direct the OALJ to hold hearings on the tariff filing, prepare an Initial Decision, and grant such other relief as may be necessary or appropriate.</p>
		RECOMMENDATION:
		That the Commission adopt the proposed Order.

<b>2597134-TUS</b>	<b>A-2017-2597134</b>	CITIZENS TELECOM SOLUTIONS LLC
<b>Vote 4-0.</b>		<p>- Application filed on 3/27/17 for expanded authority to offer, render, furnish or supply telecommunications services to the public as a Competitive Local Exchange Carrier in the service territories of all 35 rural incumbent local exchange carriers in PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>2599375-TUS</b>	<b>A-2017-2599375</b>	DUQUESNE LIGHT COMPANY
<b>Vote 4-0.</b>		<p>- Application filed on 4/12/17, for approval to convert from a corporation to a limited liability company.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the application consistent with the proposed Order.</p>
<b>2601900-TUS</b>	<b>R-2017-2601900</b>	UGI UTILITIES INC - GAS DIVISION
<b>Vote 4-0.</b>		<p>- Tariff Supplement No. 6 to Tariff Gas Pa. P.U.C. No. 6, filed on 4/28/17 to be effective 6/27/17. On 6/12/17, UGI Utilities filed Supplement No. 9 to Tariff Gas Pa. P.U.C. No. 6 voluntarily postponing the effective date until 7/14/17. On 7/7/17, UGI Utilities filed Supplement No. 10 to Tariff Gas Pa. P.U.C. No. 6 voluntarily postponing the effective date until 9/1/17. On 8/10/17, UGI Utilities filed replacement page No. 52(a) to Supplement No. 6. The filing proposes a mechanism to recover the portion of temporary mobile sources of gas supply and interstate pipeline demand charge enhancements that are incurred to achieve least-cost timely solutions to system reinforcement needs or for pipeline integrity management activities for customers taking service under certain rate schedules.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

<b>2601903-TUS</b>	<b>R-2017-2601903</b>	<p>UGI PENN NATURAL GAS INC</p> <p>- Tariff Supplement No. 69 to Tariff Gas PA. P.U.C. No. 8 filed on 4/28/17, to be effective on 6/27/17. On 6/12/17, UGI PNG filed Supplement No. 72 to Tariff Gas Pa. P.U.C. No. 8 voluntarily postponing the effective date until 7/14/17. On 7/7/17, UGI PNG filed Supplement No. 74 to Tariff Gas Pa. P.U.C. No. 8 voluntarily postponing the effective date until 9/1/17. The filing proposes a mechanism to recover the portion of temporary mobile sources of gas supply and interstate pipeline demand charge enhancements that are incurred to achieve least-cost timely solutions to system reinforcement needs or for pipeline integrity management activities for customers taking service under certain rate schedules.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>2602301-TUS</b>	<b>R-2017-2602301</b>	<p>UGI CENTRAL PENN GAS INC</p> <p>- Tariff Supplement No. 45 to Tariff Gas Pa. P.U.C. No. 4 filed 4/28/17, to be effective 6/27/17. On 6/12/17, UGI CPG filed Supplement No. 48 to Tariff Gas Pa. P.U.C. No. 4 voluntarily postponing the effective date until 7/14/17. On 7/7/17, UGI CPG filed Supplement No. 50 to Tariff Gas Pa. P.U.C. No. 4 voluntarily postponing the effective date until 9/1/17. The filing proposes a mechanism to recover the portion of temporary mobile sources of gas supply and interstate pipeline demand charge enhancements that are incurred to achieve least-cost timely solutions to system reinforcement needs or for pipeline integrity management activities for customers taking service under certain rate schedules.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>2602315-TUS</b>	<b>P-2017-2602315</b>	<p>PHILADELPHIA GAS WORKS</p> <p>- Petition filed on 5/3/17, for approval of its Second Long-Term Infrastructure Improvement Plan (Second LTIP) for the period beginning 9/1/17, and ending 8/31/22.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>2605578-TUS</b>	<b>A-2017-2605578</b>	<p>USA CHOICE INTERNET SERVICES COMPANY LLC</p> <p>- Application filed on 5/15/17, seeking Commission approval for the discontinuance and abandonment of Competitive Access Provider services to the public within PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

<b>2607389-TUS</b>	<b>S-2017-2607389</b>	<p>MAW COMMUNICATIONS INC</p> <p>- Securities Certificate filed on 6/1/17, with respect to the issuance of debt in principal amount not to exceed \$1.5 million. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission register the securities certificate consistent with the proposed Order.</p>
<b>Vote 4-0.</b>		
<b>2608070-TUS</b>	<b>A-2017-2608070</b>	<p>SUSTAINABLE ENERGY SERVICES INC</p> <p>- On 6/7/17, the Commission accepted Sustainable Energy's application 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 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. Sustainable Energy Services 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>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>Vote 4-0.</b>		
<b>2611297-TUS</b>	<b>A-2017-2611297</b>	<p>PENNSYLVANIA AMERICAN WATER COMPANY</p> <p>- Application filed on 6/15/17, for approval of the right to offer, render, furnish or supply water service in an additional portion of Young Township, Jefferson County, PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>Vote 4-0.</b>		
<b>2611742-TUS</b>	<b>A-2017-2611742</b>	<p>PPL ELECTRIC UTILITIES CORPORATION</p> <p>- Letter of Notification filed on 6/26/17, for approval to rebuild approximately 3.9 miles of existing lines and to construct approximately 0.3 miles of new 230 kV transmission lines in Upper Allen Township, Cumberland County, PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>Vote 4-0.</b>		

<b>2612022-TUS</b>	<b>A-2017-2612022</b>	MY ENERGY OPTION LLC
<b>Vote 4-0.</b>		<p>- On 6/30/17, the Commission accepted My Energy Option's application for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to residential, small commercial, large commercial, industrial, and governmental customers in all the electric distribution company service territories throughout PA. The license application is filed in accordance with the requirements of Section 2809 of the Public Utility Code, 66 Pa. C.S. § 2809. My Energy Option 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>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>2613072-TUS</b>	<b>S-2017-2613072</b> <b>G-2017-2613075</b>	<p>NATIONAL FUEL GAS DISTRIBUTION CORPORATION</p> <p>- Securities Certificate filed on 6/30/17, in respect to the issuance of promissory notes in an aggregate amount not to exceed \$400 million and an application for approval of a Credit and Security Agreement and Derivative Agreement between NFGDC and National Fuel Gas Company. NFGDC voluntarily extended the statutory consideration period to 8/31/17.</p> <p>RECOMMENDATION:</p> <p>That the Commission approve the Affiliated Interest application and register the Securities Certificate consistent with the proposed Order.</p>
<b>Vote 4-0.</b>		
<b>2613595-TUS</b>	<b>A-2017-2613595</b>	<p>PPL ELECTRIC UTILITIES CORPORATION</p> <p>- Letter of Notification filed on 7/7/17, for approval to rebuild approximately 8.5 miles of existing 138/69 kV transmission line in Franconia and Hatfield Townships, Montgomery County and West Rockhill Township, Bucks County, PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>Vote 4-0.</b>		
<b>2618099-TUS</b>	<b>A-2017-2618099</b>	<p>PPL ELECTRIC UTILITIES CORPORATION</p> <p>- Letter of Notification filed on 8/4/17, for approval to replace and re-terminate approximately 200 feet of existing 500 kV transmission line in Lower Macungie Township, Lehigh County, PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<b>Vote 4-0.</b>		

**LAW BUREAU**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2402977-LAW</b> <b>Vote 4-0.</b>	<b>P-2014-2402977</b>	<b>PEOPLES GAS COMPANY F/K/A PEOPLES TWP LLC</b> - Peoples Gas seeks to continue to comply with 52 Pa. Code §§ 62.33 & 62.34 rather than with 52 Pa. Code § 62.35. This would be an extension of a 2014 temporary partial waiver at this docket. There are no objections to Peoples Gas complying with 52 Pa. Code §§ 62.33 & 62.34 rather than with 52 Pa. Code § 62.35. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order.
<b>2598092-LAW</b> <b>Vote 4-0.</b>	<b>A-2017-2598092</b>	<b>UNITED AMERICAN TECHNOLOGY INC</b> - United American Technology Inc. (UAT) is an Interexchange Carrier Reseller certificated at A-311326. On 4/7/17, the Commission received an application to abandon service from UAT. However, UAT, a telecommunications company, mistakenly filled out an application to abandon motor carrier service. Two Secretarial Letters, dated 4/20/17, and 7/10/17, were sent to UAT advising it to file the correct application for abandonment and submit the associated filing fee. By letter postmarked 7/14/17, UAT advised the Commission that it had not done business in Pennsylvania for years, and requested that the Commission refund UAT and close its account. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order.
<b>2610359-LAW</b> <b>Vote 4-0.</b>	<b>P-2017-2610359</b>	<b>UNITED TELEPHONE COMPANY OF PENNSYLVANIA LLC D/B/A CENTURYLINK, VERIZON PENNSYLVANIA LLC AND VERIZON NORTH LLC AND DEX MEDIA INC</b> - On 4/12/17, the Commission granted permission to Petitioners CenturyLink and Dex Media to end saturation delivery of residential white pages only. Petitioners then appealed the Commission's decision to Commonwealth Court, and on 6/20/17—joined by Verizon—they filed the instant Joint Petition to correct deficiencies identified in the first petition. Petitioners propose to end saturation delivery of residential and business white pages and business yellow pages with no plan to completely end delivery of print directories. Customers likely to use print directories will automatically receive them, and those who request print or USB drive directories will receive them, free of charge. Both OCA and OSBA support the petition. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order.

2619223-LAW L-2017-2619223

Statement by Chairman Brown.  
Vote 4-0.

PROPOSED RULEMAKING: NATURAL GAS DISTRIBUTION  
COMPANY BUSINESS PRACTICES

- The Commission adopts this Advance Notice of Proposed Rulemaking Order to solicit comments about amending and adding to our regulation at 52 Pa. Code § 62.225. This regulation addresses the release, assignment and transfer of capacity among Natural Gas Distribution Companies and Natural Gas Suppliers. The proposed regulatory changes are the result of the Commission's Natural Gas Retail Markets Investigation and are intended to improve the competitive market by revising how capacity is assigned and addressing related issues including penalties and imbalance trading.

RECOMMENDATION:

That the Commission adopt the proposed 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>
<b>2461413-ALJ</b> <b>Vote 4-0.</b>	<b>A-2015-2461413</b>	<b>PENNDOT</b>  - On 1/8/15, PennDOT filed an application for the approval to rehabilitate the existing bridge where S.R. 0006, Section B17 crosses over the four tracks of Western New York & PA Railroad, Meadville, Crawford County and the allocation of costs incident thereto. No agreement was reached on which party would perform year-round maintenance of the sidewalks on the bridge by removing snow, ice, and debris, and applying anti-skid and de-icing material and the costs incident thereto. On 5/23/16, a Joint Motion for Entry of Stipulated Order and Statements in Support of Settlement were filed. On 6/12/17, a Second Amended Joint Motion for Entry of Stipulated Order was filed.  COMMISSION REVIEW:  That the Commission adopt ALJ Watson's Recommended Decision adopting the Settlement as modified.
<b>2476806-ALJ</b> <b><u>Motion by Chairman Brown.</u></b> <b><u>Statement by Commissioner Coleman.</u></b> <b>Vote 3-1 with Commissioner Coleman Dissenting.</b>	<b>C-2015-2476806</b>	<b>DAVID WAPENSKY VS PPL ELECTRIC UTILITIES CORPORATION</b>  - Complaint filed 4/13/15 requesting that the Commission order a payment arrangement. On 6/13/15, PPL filed its Answer denying Complainant was entitled to a payment arrangement as Complainant already has been afforded the most advantageous payment arrangement and requested the Complaint be dismissed. The Complainant re-filed his Complaint on 9/9/15. PPL filed an Answer on 1/11/16 to the re-filed Complaint again denying that Complainant was entitled to a payment arrangement. On 4/22/16, PPL filed a Motion to Dismiss with prejudice to the Formal Complaint for failure on the part of the Complainant to prosecute as well as a material misrepresentation made to the presiding officer by the Complainant.  COMMISSION REVIEW:  That the Commission adopt ALJ Buckley's Initial Decision granting the Motion for Dismiss with prejudice.

2530214-ALJ C-2016-2530214

**Statement by Commissioner Sweet.  
Verbal Statement by Commissioner  
Coleman.  
Vote 3-1 with Commissioner Sweet  
Dissenting.**

PATRICK KELLY VS PHILADELPHIA GAS WORKS

- In an untimely appeal to a BCS Decision, a Complaint was filed 2/16/16 averring that the utility had shut off his service, that there were incorrect charges on his bill, and that he would like a payment agreement on his outstanding bill. On 7/18/16, PGW filed its Answer admitting it had shut off gas service on 10/15/15 because it had discovered that there were meter bypass valves and lines installed before the meter at the service address. Complainant was receiving gas service for which he had not been billed. A hearing was held on 10/4/16.

COMMISSION REVIEW:

That the Commission adopt ALJ Calvelli's Initial Decision granting with respect to adjusting the Respondent's estimated unbilled usage charges for the Complainant's two home heaters.

2559494-ALJ C-2016-2559494

**Vote 4-0.**

HICKORY HOLLOW FARMS C/O LAMAR HARNISH VS  
LIBERTY POWER HOLDINGS LLC AND UNIFIED ENERGY  
ALLIANCE LLC

- Complaint filed on 8/2/16, alleging misrepresentation by the utilities. Liberty filed its Answer on 8/23/16. Unified filed its answer on 9/7/16. A hearing was held on 12/15/16. An Amended Complaint was filed on 3/21/17. On 5/11/17, Liberty filed a Certificate of Satisfaction. On 5/26/17, the Complainant filed a Motion for Default Judgment against Unified. On 6/8/17, Unified's president filed an Answer to the Motion for Default Judgment. On 6/15/17, Counsel for Unified filed a Motion for Continuance to which the Complainant did not oppose and filed an Answer on 6/16/17. Counsel for Unified filed an Answer to the Motion for Default Judgment on 6/30/17.

COMMISSION REVIEW:

That the Commission adopt ALJ Salapa's Initial Decision granting the motion for default judgment, sustaining the Amended Complaint and imposing a civil penalty of \$1,000.00.

2566493-ALJ C-2016-2566493

Motion by Chairman Brown.  
Vote 4-0.

FRANCINE KENNEDY THOMAS VS PHILADELPHIA GAS WORKS

- Complaint filed 9/9/16 in a timely appeal to a BSC decision seeking reinstatement of service and a payment arrangement. On 10/5/16, PGW filed its Answer in which it denied any violation, and specifically denied that Complainant is entitled to reconnection absent payment of the outstanding balance on her account, and denied that Complainant is entitled to a new payment arrangement. On 12/8/16, PGW filed a Certificate of Satisfaction. On 12/19/16, Complainant filed an objection to PGW's C.S. A hearing was held on 3/3/17.

COMMISSION REVIEW:

That the Commission adopt ALJ Buckley's Initial Decision dismissing the complaint with prejudice for failure to prosecute the Complaint.

2580030-ALJ R-2016-2580030  
C-2017-2585510  
C-2017-2589092  
C-2017-2596537  
C-2017-2612914

Statement by Chairman Brown.  
Statement by Commissioner  
Coleman.  
Vote 4-0.

UGI PENN NATURAL GAS COMPANY

- Tariff Gas – Pa. PUC Nos. 9 and 9-S filed on 1/19/17, to become effective 3/20/17, seeking a general rate increase. UGI PNG is also proposing to cancel the UGI PNG Tariff Gas – Pa. PUC Proctor and Gamble Tariff No. 1 as part of this filing. By Order entered 2/9/17, the Commission suspended the proposed tariff until 10/20/17 and instituted an investigation. On 6/30/17, a Joint Petition for Settlement was filed.

COMMISSION REVIEW:

That the Commission adopt ALJ Long's Recommended Decision approving the Joint Petition for Settlement without modification.

2583425-ALJ C-2017-2583425

Vote 4-0.

ANDREW KOSSMAN VS PECO ENERGY COMPANY

- Complaint filed 1/9/17 stating PECO has threatened or has already terminated service and requests that the Commission order a payment arrangement. On 1/12/17, PECO filed an Answer and New Matter denying that the Complainant is entitled to another payment arrangement and avers that the Complainant had defaulted on 3 Commission issued payment arrangements and on a company issued payment arrangement, also, the Commission lacks jurisdiction to order a payment arrangement because Complainant is the debtor in an active Chapter 13 bankruptcy proceeding. PECO filed a Motion for Judgment on the Pleadings.

COMMISSION REVIEW:

That the Commission adopt ALJ Salapa's Initial Decision granting the Respondent's Motion for Judgment on the Pleadings and dismissing the Complaint.

**2586310-ALJ**      **R-2017-2586310**  
**C-2017-2593177**  
**C-2017-2595998**  
**C-2017-2596020**  
**C-2017-2603594**  
**R-2017-2586318**  
**C-2017-2593515**  
**C-2017-2596006**

**Statement by Vice Chairman Place.**  
**Statement by Commissioner**  
**Coleman.**  
**Vote 4-0.**

PEOPLES NATURAL GAS COMPANY LLC AND PEOPLES NATURAL GAS COMPANY LLC – EQUITABLE DIVISION  
- On 3/31/17, Peoples filed its definitive purchased gas costs filings as required by Section 1307(f), to provide for projected changes in tariff rates resulting from changes in the company's PGC. A hearing was held on 6/5/17. On 6/27/17, a Joint Petition for Settlement was filed.

COMMISSION REVIEW:  
That the Commission adopt ALJ Watson's Recommended Decision approving the Joint Petition for Settlement without modification.

**2586317-ALJ**      **R-2017-2586317**  
**C-2017-2593494**  
**C-2017-2595922**

**Statement by Vice Chairman Place.**  
**Statement by Commissioner**  
**Coleman.**  
**Vote 4-0.**

PEOPLES TWP LLC  
- On 3/31/17, Peoples TWP filed its definitive purchased gas costs filings as required by Section 1307(f), to provide for projected changes in tariff rates resulting from changes in the company's PGC. A hearing was held on 6/5/17. On 6/27/17, a Joint Petition for Settlement was filed.

COMMISSION REVIEW:  
That the Commission adopt ALJ Watson's Recommended Decision approving the Joint Petition for Settlement without modification.

**2600495-ALJ**      **C-2017-2600495**

**Vote 4-0.**

CHARLES F JACKSON VS PENNSYLVANIA ELECTRIC COMPANY  
- Complaint filed on 4/18/17, alleging Penelec is threatening to terminate his service for failure to permit access to install a smart meter that he does not want. Penelec filed its Answer and New Matter on 5/15/17 and filed Preliminary Objections on 5/17/17. On 6/5/17, Complainant filed an untimely response to the Preliminary Objections.

COMMISSION REVIEW:  
That the Commission adopt ALJ Salapa's Initial Decision sustaining Penelec's Preliminary Objections, dismissing the Complaint and closing the docket.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

August 31, 2017

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2585784-OSA	A-2017-2585784 A-6419528 P-2017-2615559	WENGER WORKS INC T/A TUKTUK LANCASTER - Application filed on 12/27/16, for approval to provide service in Lancaster City and adjoining municipalities for the purpose of transporting sightseers. No protests were filed. By Order entered 7/12/17, the Commission denied the application. On 7/21/17, the Applicant filed a Petition for Declaratory Order (P-2017-2615559). On 7/27/17, the Applicant filed a Petition for Rehearing and Reconsideration (A-2017-2585784). No Answers were filed to either petition. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

**Statement by Commissioner Brown.  
Vote 4-0.**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Supplemental Carry-In Agenda

August 31, 2017

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2547322-OSA	C-2016-2547322	ROBERT M MATTU VS WEST PENN POWER COMPANY - On 7/14/17, the Commission entered a Tentative Opinion and Order addressing, inter alia, the Initial Decision issued by ALJ Dunderdale in this proceeding. The 7/14/17 Order directed that the Order be served on the public advocates and the Commission's Bureau of Investigation and Enforcement, each of whom had 30 days from the date of the Order to intervene and request additional proceedings. No party filed for intervention and the 7/14/17 Order became a Final Order of the Commission on 8/14/17. On 8/29/17, West Penn Power filed a Petition for Reconsideration of the 7/14/17 Order. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order that grants West Penn Power's Petition for Reconsideration, pending review of and consideration on the merits.

Vote 4-0.

COMMISSIONERS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2622073-CMR		COMMISSION REVIEW OF VEGETATION MANAGEMENT PRACTICES -MOTION OF COMMISSONER DAVID W SWEET

Motion by Commissioner Sweet.  
Statement by Commissioner Coleman.  
Vote 3-1 with Commissioner Coleman  
Dissenting.