

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, AUGUST 23, 2018 (DS)
10:00 A.M.**

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

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

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

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

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

The Commissioners seated on the bench are:

COMMISSIONER	VICE CHAIRMAN	CHAIRMAN	COMMISSIONER	COMMISSIONER
David W. Sweet	Andrew G. Place	Gladys M. Brown	Norman J. Kennard	John F. Coleman, Jr.

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

The Next Public Meeting is Tentatively Scheduled for Thursday, September 20, 2018 at 10:00 A.M.

Minutes of the Meeting of Thursday, July 12, 2018 (AP)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, SEPTEMBER 20, 2018, 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.

THE COMMISSION WILL HOLD ITS NEXT EXECUTIVE SESSION ON WEDNESDAY, SEPTEMBER 19, 2018, 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 REGARDING INFORMATION AND STRATEGY IN CONNECTION WITH CURRENT OR POTENTIAL LITIGATION.
3. DISCUSSING MATTERS RELATED TO THE INITIATION AND CONDUCT OF INVESTIGATIONS, AND QUASI-JUDICIAL DELIBERATIONS.
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. THE EXECUTIVE SESSION ON WEDNESDAY, AUGUST 22, 2018, AT 1 PM WAS RESCHEDULED TO 10 AM. THIS NOTICE IS PROVIDED IN ACCORDANCE WITH ACT 84 OF 1986, KNOWN AS THE SUNSHINE ACT.

**MOTIONS AND STATEMENTS OF THE CHAIRMAN
AND COMMISSIONERS WILL BE AVAILABLE
ON THE COMMISSION'S WEBSITE AT
WWW.PUC.PA.GOV AFTER PUBLIC MEETING.**

FOR YOUR SAFETY, PLEASE TAKE NOTE OF THE EXITS, DOWN THE STAIRS ON EITHER SIDE OF THE HALLWAY OUTSIDE OF HEARING ROOM 1. IN A TRUE EMERGENCY, A PUC EMPLOYEE IN AN ORANGE VEST WILL BE THERE TO HELP THOSE WHO NEED ASSISTANCE. ONCE YOU MOVE DOWN THE STAIRS, PLEASE EXIT ONTO NORTH STREET. ALSO, FOR YOUR CONVENIENCE, RESTROOMS ARE LOCATED ON THE ATRIUM LEVEL NEAR THE CAFETERIA.

PENNSYLVANIA PUBLIC UTILITY COMMISSION
FINAL AGENDA
August 23, 2018

BUREAU OF CONSUMER SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2598190-BCS Vote 5-0.	M-2017-2598190	UGI UTILITIES INC – GAS DIVISION, UGI UTILITIES INC – ELECTRIC DIVISION, UGI PENN NATURAL GAS INC, AND UGI CENTRAL PENN GAS INC - On 6/30/17, the UGI Companies filed their Universal Service and Energy Conservation Plan for 2018-2020 in accordance with the Commission’s regulations at 52 Pa. Code §§ 54.71-78 and 62.1-62.8. RECOMMENDATION: That the Commission adopt the proposed Tentative Order.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
1121115-OSA Vote 5-0.	M-00900239	<p>PENNSYLVANIA TELECOMMUNICATIONS RELAY SERVICE ADVISORY BOARD</p> <p>- By Commission Order of 5/29/90, the Commission established a Telecommunications Relay Service (TRS) Advisory Board. In addition to public members who may serve on the TRS Advisory Board for two-year terms, the By-Laws provide for Unlimited Term Members. Unlimited Term Members who serve unlimited terms on the Board are from the following organizations: Relay Service Provider(s), Pennsylvania Telephone Association, Labor & Industry's Office for the Deaf and Hard of Hearing (ODHH) and the Commission. The ODHH has nominated Ms. Melissa Hawkins to serve on the TRS Board for an unlimited term.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that appoints Ms. Melissa Hawkins to the TRS Advisory Board for an unlimited term.</p>
2304183-OSA Vote 5-0.	C-2012-2304183 C-2012-2304324	<p>SBG MANAGEMENT SERVICES INC/COLONIAL GARDEN REALTY CO LP VS PHILADELPHIA GAS WORKS; SBG MANAGEMENT SERVICES INC/SIMON GARDEN REALTY CO LP VS PHILADELPHIA GAS WORKS</p> <p>- On 12/8/16, the Commission entered a final Order in the consolidated Formal Complaints of SBG against PGW. The complaints challenged, inter alia, the accuracy of utility bills and the lawfulness of PGW's billing methodology for partial payments on past due account balances for gas service. The 12/8/16 final Order adopted, in substantial part, the recommendations of ALJ Vero set out in her 9/17/15 Initial Decision. PGW filed a Petition for Reconsideration, et al., of the 12/8/16 Order. SBG filed an Answer. On 5/18/18, the Commission entered an Order denying the PGW Petition. On 6/4/18, PGW filed a Petition for Reconsideration, et al., directed to the 5/18/18 Order. On 6/14/18, reconsideration was granted pending consideration of and review on the merits. No response was received.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order.</p>

2427655-OSA C-2014-2427655

Vote 5-0.

OFFICE OF ATTORNEY GENERAL AND OFFICE OF
CONSUMER ADVOCATE VS BLUE PILOT ENERGY LLC

- On 6/20/14, OAG/OCA filed a Joint Formal Complaint against Blue Pilot alleging a violation regarding the sale/marketing of competitive retail electric generation products. On 7/10/14, Blue Pilot filed an Answer/New Matter, together with Preliminary Objections. On 7/7/16, the Initial Decision of ALJs Barnes and Cheskis was issued, which recommended sustaining the Complaint, in part. Exceptions to the Initial Decision were filed by Blue Pilot on 7/27/16. Replies to the Exceptions were filed by the OAG and the OCA on 8/8/16. An Opinion and Order granting the Exceptions, in part, was entered on 7/19/18. On 8/3/18, Blue Pilot filed a Petition for Reconsideration. An Opinion and Order granting the Petition pending further review of, and consideration on, the merits was adopted by the Commission by notational vote on 8/7/18, and served on 8/9/18.

RECOMMENDATION:

That, consistent with 4 Pa. Code § 1.43(c), this action be recorded and entered in the minutes of this public meeting.

2485454-OSA C-2015-2485454
(PP from 08-02-2018)

**Postponed until the Public
Meeting of September 20, 2018.**

MARLENE BROMAN VS WEST PENN POWER COMPANY

- Complaint filed on 5/22/15, alleging, inter alia, that West Penn advised her that it was going to cut her privacy fence trees pursuant to FERC guidelines and West Penn's Vegetation Program and requested that the Commission order West Penn to refrain from its "strong arm" tactics in its attempts to cut her trees. West Penn filed an Answer and New Matter on 6/22/15. A telephonic hearing was held on 10/6/15. In an Initial Decision, issued 11/4/16, ALJ Watson sustained the Complaint, in part, and dismissed it, in part. West Penn filed Exceptions on 11/28/16 and the Complainant filed Exceptions on 12/1/16. West Penn filed Replies to Exceptions on 12/8/16.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which grants West Penn's Exceptions, in part, and denies them, in part; denies the Complainant's Exceptions; and modifies the Initial Decision.

2545901-OSA C-2016-2545901
C-2016-2554744
(PP from 08-02-2018)

Vote 5-0.

PUC - INVESTIGATION & ENFORCEMENT VS STANLEY
LAMPKIN

- Complaint filed on 5/19/16, alleging that the Respondent operated call and demand service without authority from the Commission. On 6/16/16, the Respondent filed a Letter in response to the Complaint. On 8/10/16, I&E filed a second Complaint against the Respondent at Docket No. C-2016-2554744 for operating call and demand service without authority. The Respondent filed an Answer to the second Complaint on 9/8/16. On 7/5/17, I&E filed a Motion for Default Judgment or in the alternative Judgment on the Pleadings. By Initial Decision issued 9/14/17, ALJ Dunderdale granted the Motion, in part, sustained the Complaints, in part, and imposed a civil penalty of \$200. On 10/4/17, I&E filed Exceptions. No Reply Exceptions have been filed.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2581905-OSA F-2016-2581905

Vote 5-0.

WADE DE LOE VS PECO ENERGY COMPANY

- Complaint filed on 12/21/16, alleging that PECO was threatening to terminate his service or has already shut off his service. On 1/17/17, PECO filed an Answer to the Complaint. A hearing was held on 3/29/17. On 7/31/17, ALJ Dunderdale issued an Initial Decision that sustained the Complaint, in part. PECO filed Exceptions on 8/21/17. No Replies to Exceptions were filed by the Complainant.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2592131-OSA C-2017-2592131

Vote 5-0.

DARIA KOVARIKOVA A/K/A DARIA KOVARIK VS
PENNSYLVANIA-AMERICAN WATER COMPANY

- Formal Complaint filed on 3/3/17, alleging that her water service had been shut off and requesting the Commission order its restoration. PAWC filed an Answer to the Complaint on 3/27/17. On 6/13/17, PAWC filed a Motion for Summary Judgment arguing that the Complainant's claims were barred by the statute of limitations. The Complainant filed an Answer to the Motion on 7/3/17. By Initial Decision issued on 7/13/17, ALJ Myers granted the Motion and dismissed the Complaint. The Complainant filed Exceptions on 7/31/17. PAWC filed Replies to Exceptions on 8/11/17.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order

2607397-OSA C-2017-2607397

**Statement by Vice Chairman
Place.
Vote 5-0.**

STEPHANIE MAXWELL VS PHILADELPHIA GAS WORKS

- Formal Complaint filed on 5/30/17. The Complaint involved allegations of reliability, safety, or quality problems with Complainant's gas service and the inability to pay her gas bills. On 6/23/17, PGW filed an Answer to the Complaint. An evidentiary hearing was held on 9/13/17. The Initial Decision of ALJ Vero was issued on 1/30/18. The Complainant filed Exceptions on 2/9/18. PGW did not file Replies to Exceptions.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2613983-OSA C-2017-2613983

Vote 5-0.

C-2017-2613984
C-2017-2613985
C-2017-2613986
C-2017-2613987

PUC - INVESTIGATION AND ENFORCEMENT VS BROOKHAVEN MHP MANAGEMENT LLC, MEADOWVIEW MANAGEMENT LLC, MILL CREEK MHP MANAGEMENT LLC, NORTHWOOD MANOR MANAGEMENT LLC, AND ATG PROPERTIES LLC D/B/A GREENLEAF GAS COMPANY

- Complaint filed on 7/11/17, alleging that the Respondents violated Act 127 by failing to file an Initial Registration Form in 2012 and the Pennsylvania Pipeline Operator Annual Registration Forms for the 2012, 2013, 2014, and 2015 calendar years, and by failing to pay Commission assessments for the 2015-2016 and 2016-2017 fiscal years. I&E sought a civil penalty of \$40,000 and a \$5,060.40 payment for outstanding assessments. The Respondents did not file an Answer to the Complaint. On 9/6/17, the parties filed a Joint Petition for Approval of Settlement. The Settlement proposes a \$25,000 civil penalty and a \$5,060.40 payment for outstanding assessments.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that grants the Joint Petition for Approval of Settlement.

2616261-OSA C-2017-2616261

Vote 5-0.

JERRY REED VS WEST PENN POWER

- Complaint filed on 7/17/17, alleging there were incorrect overcharges on his electric bills and that his payment arrangement with West Penn is unaffordable. For relief, the Complainant requested a more affordable payment arrangement. A telephonic hearing was held on 11/28/17. By Initial Decision issued on 1/5/18, ALJ Salapa dismissed the Complaint. The Complainant filed late filed Exceptions that will be considered as Petition for Reconsideration. West Penn filed an Answer to the Petition.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that denies the Complainant's Petition.

2618545-OSA F-2017-2618545

**Statement by Chairman
Brown.**

**Vote 4-1 with Chairman Brown
Dissenting.**

CATHERINE HACK VS PENNSYLVANIA-AMERICAN WATER
COMPANY

- Formal Complaint filed on 8/8/17, alleging that PAWC was threatening to terminate her service or has already shut off her service. On 8/30/17, PAWC filed an Answer to the Complaint. A hearing was held on 2/22/18. On 3/6/18, the Initial Decision of ALJ Barnes was issued that dismissed the Complaint because the Complainant failed to appear for the hearing. The Complainant filed Exceptions on 4/13/18. Replies to Exceptions were filed by PAWC on 4/25/18.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2622269-OSA C-2017-2622269

Vote 5-0.

JACQUE WHAUMBUSH VS PECO ENERGY COMPANY

- Formal Complaint filed on 8/30/17, alleging that the company was threatening or had shut off his utility service and that this account is not his account, but belongs to his wife who is deceased. As relief, the Complainant requested to have an account in his name without having to be responsible for his wife's account. On 9/19/17, PECO filed an Answer to the Complaint. A telephonic hearing was held in this matter on 12/1/17. On 12/12/17, the Commission issued ALJ) Johnson's Initial Decision, dismissing the Complaint for failure to prosecute because the Complainant failed to appear for the hearing. By Secretarial Letter issued 5/15/18, the Complainant's Exceptions were served on PECO, establishing a deadline of 5/25/18 to file a response. On 5/24/18, PECO filed Replies to Exceptions.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order which denies the Exceptions, adopts the ALJ's Initial Decision, and dismisses the Complaint, with prejudice.

2634030-OSA C-2017-2634030

Vote 5-0.

PUC - INVESTIGATION AND ENFORCEMENT VS R JEAN
RYAN T/A SCOTTY TAXI

- Complaint filed on 11/16/17, alleging that the Respondent failed to file an assessment report for the 2015 calendar year and failed to pay its assessment amount for Fiscal Year 2016-2017. I&E requested that the Respondent be ordered to pay \$2,574 (consisting of the outstanding assessment balance of \$1,259 and a civil penalty of \$1,315) 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 4/25/18, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty. No Answer to the Motion was filed.

RECOMMENDATION:

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

2637855-OSA P-2017-2637855
P-2017-2637857,
et al.
P-2017-2637858
P-2017-2637866

**Joint Motion by Vice Chairman
Place and Commissioner
Sweet.
Statement by Chairman Brown.
Verbal Statement by
Commissioner Sweet.
Vote 4-1 with Chairman Brown
Dissenting in Part.**

METROPOLITAN EDISON COMPANY, PENNSYLVANIA
ELECTRIC COMPANY, PENNSYLVANIA POWER COMPANY,
AND WEST PENN POWER COMPANY

- Joint Petition filed on 12/11/17, for the approval of their default service programs (DSPs) for the period 6/1/19 to 5/31/23. By law, the Commission must render a final decision on the companies' DSPs on or before 9/11/18. Twenty Formal Complaints were filed against the Penelec Petition. The evidentiary hearing convened on 4/10/18. A Joint Petition for Partial Settlement was filed on 5/15/18, along with Reply Briefs. No objections to the Settlement were filed. The record closed on 5/29/18. On 6/8/18, the Recommended Decision of ALJ Long was issued. On 6/28/18, Exceptions to the Recommended Decision were filed by the OCA and the Retail Supply Association. The Bureau of Investigation and Enforcement, Respond Power LLC, the Met-Ed Industrial Users Group, the Penelec Industrial Customer Alliance, and the Coalition for Affordable Utility Services and Energy Efficiency filed Replies to Exceptions on 7/9/18.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order.

2641984-OSA C-2018-2641984
Vote 5-0.

PUC - INVESTIGATION AND ENFORCEMENT VS SHEA'S
TRUCKING ENTERPRISE INC

- Complaint filed on 1/10/18, alleging that the Respondent failed to pay its assessment amount for Fiscal Year 2016-2017. I&E requested that the Respondent be ordered to pay \$3,713 (consisting of the outstanding assessment balance of \$3,229 and a civil penalty of \$484) 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 4/20/18, I&E filed a Motion for Default Judgment, requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty. No Answer to the Motion was filed.

RECOMMENDATION:

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

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2640827-TUS Vote 5-0.	M-2018-2640827	ELECTRIC GENERATION SUPPLIER (EGS) LICENSE CANCELLATIONS - 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 8/14/18, the companies listed in the Supplier Table of the Tentative Order are not in compliance with 52 Pa. Code §54.04(a) and (d). RECOMMENDATION: That the Commission adopt the proposed Tentative Order.
3000950-TUS Vote 5-0.	M-2018-3000950	PECO ENERGY COMPANY - Periodic review of PECO Energy's electric Long-Term Infrastructure Improvement Plan (LTIP). PECO filed comments on 5/10/18. No other comments were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.
3002353-TUS Vote 5-0.	A-2018-3002353	MID-ATLANTIC INTERSTATE TRANSMISSION LLC - Letter of Notification filed on 5/29/18, for approval to construct new 115 kV switches in Pleasant Township, Warren County, PA. RECOMMENDATION: That the Commission adopt the proposed Order.
3002418-TUS Vote 5-0.	A-2018-3002418	DUQUESNE LIGHT COMPANY - On 5/31/18, Duquesne Light filed a Letter of Notification for approval to relocate and construct a section of 138 kV transmission line in Brighton, Potter, and Vanport Townships, Beaver County, PA. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order.

3002802-TUS	A-2018-3002802	ASPEN ENERGY CORPORATION
Vote 5-0.		<p>- Application filed on 6/19/18, for approval to offer, render, furnish, or supply natural gas services as a broker/marketer to residential, small commercial, large commercial, industrial and governmental customers in the natural gas distribution company service territories of Columbia Gas, NFGD Corp., PECO, Peoples Natural Gas, Peoples Natural Gas – Equitable Division, Peoples Gas, PGW, UGI Central Penn Gas, UGI Penn Natural Gas, UGI, and Valley Energy, within PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
3002910-TUS	A-2018-3002910	MID-ATLANTIC INTERSTATE TRANSMISSION LLC
Vote 5-0.		<p>- Letter of Notification filed on 6/19/18, for approval to site and construct the Gold-Sabinsville 115 kV Transmission Line Loop in Hector Township, Potter County, PA. No protests were filed and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
3003022-TUS	A-2018-3003022	SUNRISE ENERGY SUPPORT LLC
Vote 5-0.		<p>- Application filed on 6/27/18, for approval 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 of Met Ed, PECO, and PPL in PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
3003092-TUS	A-2018-3003092	UGI CENTRAL PENN GAS INC
Vote 5-0.		<p>- Application filed on 6/25/18, seeking a Certificate of Public Convenience authorizing it to abandon natural gas distribution service to one customer located in Knox Township, Clarion County, PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

<p>3003104-TUS Vote 5-0.</p>	<p>R-2018-3003104 C-2018-3003507</p>	<p>TIMBERLEE VALLEY SANITATION COMPANY INC - Supplement No. 6 to Tariff Wastewater - Pa. P.U.C. No. 1 filed on 6/29/18, proposing an increase in total annual operating revenues for wastewater service of approximately \$22,560, or 36.36%, to become effective 9/1/18. On 7/18/19, a Formal Complaint was filed by Timberlee customers Ray and Donna McCarthy. RECOMMENDATION: That the Commission adopt the proposed Order.</p>
<p>3003141-TUS Vote 5-0.</p>	<p>R-2018-3003141 C-2018-3003732</p>	<p>BOROUGH OF INDIANA - Supplement No. 11 to Sewer - Pa. P.U.C. No. 1 filed on 6/28/18, proposing a total annual increase in operating revenues of approximately \$390,062, or 31.76%, to become effective 9/1/18. The OCA filed a Formal Complaint on 7/31/18. RECOMMENDATION: That the Commission adopt the proposed Order.</p>
<p>3003209-TUS Vote 5-0.</p>	<p>A-2018-3003209</p>	<p>AMERICAN TRANSMISSION SYSTEMS INC - Letter of Notification filed on 7/3/18, for approval to site and construct the Hoytdale-Shenango 345 kV Transmission Line Loop in North Beaver Township, Lawrence County, PA. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order.</p>
<p>3003516-TUS Vote 5-0.</p>	<p>A-2018-3003516</p>	<p>COMBINED PUBLIC COMMUNICATIONS LLC - Application filed on 7/12/18, for approval to offer, render, furnish or supply telecommunications services as an Interexchange Carrier Reseller (detariffed) throughout PA. No protests were filed and no hearings were held. RECOMMENDATION: That the Commission adopt the proposed Order.</p>

3003583-TUS

A-2018-3003583

TAURUS ADVISORY GROUP LLC

Vote 5-0.

- Application filed on 7/24/18, for approval to offer, render, furnish, or supply natural gas services as a broker/marketer to residential, small commercial, large commercial, industrial, and governmental customers in the natural gas distribution company service territories of Columbia Gas, NFGD Corp., PECO, Peoples Natural Gas, Peoples Natural Gas - Equitable Division, Peoples Gas, PGW, UGI Central Penn Gas, UGI Penn Natural Gas, UGI, and Valley Energy, within PA.

RECOMMENDATION:

That the Commission adopt the proposed Order.

3003821-TUS

A-2018-3003821

TAURUS ADVISORY GROUP LLC

Vote 5-0.

- Application filed on 8/3/18, 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 all of the electric distribution company service territories throughout PA.

RECOMMENDATION:

That the Commission adopt the proposed Order.

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2325045-LAW	P-2012-2325045	BLUE JAY WIRELESS LLC
<u>Statement by Chairman Brown.</u> Vote 5-0.		<p>- Blue Jay is a facilities-based wireless eligible telecommunications carrier (ETC) that was approved to be an ETC provider by Commission Order entered 8/29/13. Blue Jay no longer participates as a Lifeline provider, but failed to notify the Commission of its status change.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
2636760-LAW	P-2017-2636760	WARFIELD PHILADELPHIA LP
Vote 5-0.		<p>- Warfield of Philadelphia seeks an order from the Commission declaring that the Commission's assessment on its entire reported revenue is correct. The City of Philadelphia counters that the Commission does not have jurisdiction over this matter because it is currently being litigated in Commonwealth Court and that a petition for declaratory order is not the appropriate means to challenge an assessment.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
2642203-LAW	P-2018-2642203	NRG ENERGY CENTER PITTSBURGH LLC
Vote 5-0.		<p>- Petition for a Declaratory Order filed on 1/11/18, seeking clarification as to whether its agreement to provide the University of Pittsburgh Medical Center (UPMC) with access to confidential operational data through a real-time data feed violates any Commission orders or regulations. The OCA filed an Answer to the Petition on 1/31/18. After receipt and consideration of the Petition and Answer, the Commission issues this Declaratory Order to address NRG Pittsburgh's regulatory question as it applies to the data sharing agreement between NRG Pittsburgh and UPMC.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

3003269-LAW M-2018-3003269

IMPLEMENTATION OF ACT 58 OF 2018 – ALTERNATIVE RATEMAKING FOR UTILITIES

Vote 5-0.

- On 6/28/18, Governor Wolf signed into law Act 58 of 2018, which amends Chapter 13 of the Pennsylvania Public Utility Code, 66 Pa. C.S. §§ 1301 et seq, (relating to rates and distribution systems). Specifically, Act 58 adds Section 1330, 66 Pa. C.S. § 1330 (relating to alternative ratemaking for utilities), that permits the Commission to approve an application by a utility to establish alternative rates and rate mechanisms. With this Tentative Implementation Order, the Commission seeks comments on the proposed implementation of Section 1330 of the Pennsylvania Public Utility Code as set forth in this Order.

RECOMMENDATION:

That the Commission adopt the proposed Order.

3003742-LAW M-2018-3003742

CANCELLATION OF CERTIFICATES OF PUBLIC CONVENIENCE FOR COMMON CARRIERS

Vote 5-0.

- Commission records indicate that the common carriers listed in Appendix A to the proposed order have failed to file, for at least five years, the annual intrastate revenue reports required by Section 510(b) of the Public Utility Code. On 5/31/18, the Law Bureau sent a letter to each carrier listed in the Tentative Order notifying them that they had 20 days to file revenue reports or move to abandon their certificates and warning them that failure to act would result in the cancellation of their certificates. None of the listed carriers responded to the letters.

RECOMMENDATION:

That the Commission adopt the proposed Tentative Order.

OFFICE OF ADMINISTRATIVE LAW JUDGE

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2559745-ALJ	C-2016-2559745	PAULA PONTE VS VERIZON PENNSYLVANIA LLC
Statement by Vice Chairman Place.		- Complaint filed 7/15/16 alleging that Verizon's lines situated on the pole prohibit safe building maintenance, and that the location of the utility pole prevents her from installing a fire escape on the side of the building where the utility pole is located. Verizon filed an Answer, New Matter and Preliminary Objections indicating that the utility pole has been in its current location since 1987 and is within a public right-of-way that dates back to 1967. A hearing was held on 10/17/17. Following the hearing, the ALJ discovered that a trust, not Ms. Ponte, owned the service address. Ms. Ponte did not comply with the ALJ's orders to have an attorney enter an appearance to represent the trust in this proceeding.
Vote 5-0 with Vice Chairman Place Concurring in Result Only.		COMMISSION REVIEW: That the Commission adopt DC ALJ Pell's Initial Decision dismissing the Complaint.
2633996-ALJ	F-2017-2633996	TIM SCHWEITZER VS PPL ELECTRIC UTILITIES CORPORATION
Vote 5-0.		- Complaint filed 11/6/17, requesting a payment arrangement and alleging incorrect billing charges and quality of service issues. On 12/6/17, PPL filed an Answer admitting Complainant would like a payment arrangement and denying the remaining material allegations. A hearing was held on 3/2/18.
		COMMISSION REVIEW: That the Commission adopt ALJ Johnson's Initial Decision dismissing the Complaint.
3000253-ALJ	R-2018-3000253 C-2018-3000523 C-2018-3000951	COLUMBIA GAS OF PENNSYLVANIA INC
Vote 5-0.		- 1307(f) Purchased Gas Cost Rate Filing was filed on 2/28/18. On 3/30/18, Columbia filed Supplement No. 273 to Tariff Gas Pa. P.U.C. No. 9 to become effective for service rendered on and after 10/1/18. In Supplement No. 273, Columbia proposed to decrease its PGC rates by \$0.03141 per Therm from \$0.41351 per Therm down to \$0.38210 per Therm. This proposed decrease represents an approximate 8.6% decrease from rates in effect as of 3/31/18. A hearing was held on 6/7/18. A Joint Petition for Settlement of Rate Investigation was filed on 6/27/18.
		COMMISSION REVIEW: That the Commission adopt ALJ Dunderdale's Recommended Decision approving the Joint Petition for Settlement of Rate Investigation.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

August 23, 2018

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2068258-OSA	C-2008-2068258	CRESCENT-HOTEL PLYMOUTH MEETING LP VS PECO
Vote 5-0.	C-2008-2068267	ENERGY COMPANY; CRESCENT-HOTEL PLYMOUTH
	C-2009-2089563	MEETING LP VS UGI ENERGY SERVICES INC; CRESENT-HOTEL PLYMOUTH MEETING LP VS CELEREN CORPORATION
		- On 10/1/08, Crescent filed a Formal Complaint against UGIES and subsequently amended the Complaint twice, most recently on 7/29/14. Crescent's Complaint alleged that UGIES breached its duty by failing to provide notification that Crescent's billing agent did not make payments for utility service. On 8/18/14, UGIES filed an Answer and New Matter to Crescent's most recent Complaint. On 8/17/17, UGIES filed a Motion for Summary Judgment. Crescent filed an Answer to the Motion and New Matter on 9/6/17. By Order dated 10/26/17, ALJ Guhl denied UGIES's Motion. On 3/2/18, UGIES filed a Petition for Interlocutory Review and Answer to Material Question. UGIES filed a brief in support of the Petition on 3/5/18. Also, on 3/5/18, Crescent filed an Answer to the Petition and New Matter. On 3/14/18, UGIES filed an Answer to Crescent's New Matter. By Order dated 3/15/18, ALJ Guhl granted UGIES's Motion to Stay the proceeding pending disposition of the Petition.
		RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3003636-LAW	P-2018-3003636	PITTSBURGH WATER AND SEWER AUTHORITY
Vote 5-0.		- On 7/25/18, PWSA petitioned the Commission for a waiver of Chapter 19, pursuant to Section 3202(b) of the Public Utility Code, 66 Pa. C.S. § 3202(b) and Section 5.41 of the Commission's regulations, 52 Pa. Code § 5.41. PWSA also requested expedited review of its petition since a new rate formula for some of its bonds is set to begin on 9/1/18.
		RECOMMENDATION: That the Commission adopt the proposed Order.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Supplemental Carry-In Agenda

August 23, 2018

OFFICE OF EXECUTIVE DIRECTOR

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3004214-DIR		RATIFICATION OF APPOINTMENT TO OFFICE OF SPECIAL ASSISTANTS
Vote 5-0.		- It is recommended that the Commission ratify the appointment of Kathryn G. Sophy to the position of Director, Office of Special Assistants, effective 8/23/18.
Verbal Statement by Chairman Brown.		RECOMMENDATION: That the Commission ratify the appointment.