

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, MAY 23, 2019 (JFC)
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
Andrew G. Place	David W. Sweet	Gladys Brown Dutricuille	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, June 13, 2019 at 10:00 A.M.

Minutes of the Meeting of Thursday, April 25, 2019 (NK)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, JUNE 13, 2019, 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, JUNE 12, 2019, AT 1:30 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. 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

May 23, 2019

BUREAU OF AUDITS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3001210-AUD Vote 5-0.	D-2018-3001210	PECO ENERGY COMPANY – ELECTRIC DIVISION - Electric Universal Service Fund Charge for the 12-month periods ended 12/31/16 and 12/31/15. RECOMMENDATION: That the Commission release the audit report to the public.
3001212-AUD Vote 5-0.	D-2018-3001212	PECO ENERGY COMPANY – GAS DIVISION - Gas Universal Service Fund Charge for the 12-month periods ended 11/30/16 and 11/30/15. RECOMMENDATION: That the Commission release the audit report to the public.

BUREAU OF CONSUMER SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2636969-BCS	M-2017-2636969 M-2017-2636973 M-2017-2636976 M-2017-2636978	PENNSYLVANIA ELECTRIC COMPANY, PENNSYLVANIA POWER COMPANY, METROPOLITAN EDISON COMPANY AND WEST PENN POWER COMPANY - On 12/1/17, the FirstEnergy Companies filed their Universal Service and Energy Conservation Plans (USECP) for 2019-2021 in accordance with the Commission’s regulations at 52 Pa. Code §§ 54.71-54.78. On 12/6/18, the Commission issued a Tentative Order requesting additional information and calling for comments. All comments and reply comments have been filed. RECOMMENDATION: That the Commission adopt the proposed Order, which addresses the Proposed 2019-2021 Plans for FirstEnergy Companies.

Statement by Commissioner
Place.
Vote 5-0.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
1121115-OSA	M-00900239	<p>PA RELAY SERVICE ADVISORY BOARD</p> <p>- By Order entered 5/29/90 the Commission established a Telecommunications Relay Service Advisory Board (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, the Telecommunication Device Distribution Program (TDDP) implementing entity and the Commission. The TRS Board supports the nomination of Ms. Sandra McNally of the Institute on Disabilities at Temple University, the TDDP implementing entity, 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. Sandra McNally to the TRS Advisory Board for an unlimited term.</p>
2591174-OSA	C-2017-2591174	<p>LORETTA FERGUSON VS PHILADELPHIA GAS WORKS</p> <p>- Complaint filed on 2/21/17, alleging incorrect charges on her bill. On 3/21/17, PGW filed an Answer to the Complaint. On 5/19/17, a hearing was held before ALJ Heep. On 10/2/17, the Commission served the ALJ's Initial Decision, which granted, in part, and denied, in part, the Complaint. On 10/12/17, the Complainant filed Exceptions. On 11/2/17, PGW filed Replies to Exceptions. On 6/14/18, the Commission entered an Opinion and Order that denied the Complainant's Exceptions and dismissed the Complaint. On 9/19/18, the Complainant filed the instant Petition pursuant to 66 Pa. C.S. § 703(g) requesting that the Commission rescind or amend its final order in this proceeding. On 1/28/19, PGW filed an Answer to the Petition.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order.</p>

Vote 5-0.

Vote 5-0.

2644957-OSA

C-2018-2644957

EVANGELINE HOFFMAN-LORAH VS PPL ELECTRIC UTILITIES CORPORATION

Vote 5-0.

- Complaint filed on 1/26/18, asserting that the Complainant opposed the installation of a smart meter at her residence. The Complainant requested an exemption to a smart meter, alleging that smart meters cause adverse health effects, cause fires, and raises privacy and cybersecurity concerns. On 11/15/18, the Commission issued the Initial Decision of ALJ Barnes, which dismissed the Complaint for failure to prove by a preponderance of evidence that the installation of the smart meter constitutes unsafe or unreasonable service under 66 Pa. C.S. § 1501. On 12/4/18, the Complainant filed Exceptions to the ALJ's Initial Decision. PPL filed Reply Exceptions on 12/17/18.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that denies the Complainant's Exceptions and adopts the ALJ's Initial Decision that dismisses the Complaint.

3004652-OSA

C-2018-3004652

BRENDA ARTHURS VS PENNSYLVANIA ELECTRIC COMPANY

Vote 5-0.

- Complaint filed on 9/10/18, requesting a new payment arrangement. On 10/4/18 Penelec filed an Answer in which it stated that the Complainant had already received a Commission-issue payment arrangement and, by law, is not entitled to a new payment arrangement. A telephonic hearing was held on 11/28/18. By Initial Decision issued on 12/19/18, Special Agent Chiodo dismissed the Complaint. The Complainant filed Exceptions on 1/17/19. Penelec filed Replies to Exceptions on 1/24/19.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order, which denies the Exceptions and adopts the Special Agent's Initial Decision that dismisses the Complaint.

3006534-OSA C-2018-3006534

Motion by Commissioner Coleman.

Joint Statement by Vice Chairman Sweet and Commissioner Place.

Vote 5-0 with Vice Chairman Sweet and Commissioner Place Concurring in Result Only.

PUC INVESTIGATION AND ENFORCEMENT VS SUNOCO PIPELINE, L.P. A/K/A ENERGY TRANSFER PARTNERS

- Complaint filed on 12/13/18, alleging various state and federal safety violations discovered in connection with the investigation of an ethane and propane leak in its Mariner East 1 pipeline that occurred on 4/1/17, in Morgantown, Berks County. Five pending Petitions to Intervene in the Formal Complaint proceeding were filed on behalf of Thomas Casey, West Goshen Township, Josh Maxwell, West Whiteland Township, and Edgmont Township. Sunoco and I&E filed Answers in Opposition to Intervention. On 4/3/19, I&E and Sunoco (Joint Petitioners) filed a Joint Petition for Approval of Settlement of I&E's Formal Complaint. As a condition of settlement, the Joint Petitioners assert that no hearing is required and request that the Commission directly review and approve the settlement, rather than refer the matter to OALJ for assignment of a presiding officer. The Petitions to Intervene remain pending.

RECOMMENDATION:

That the Commission adopt the proposed Opinion and Order that refers the Joint Petition to the OALJ for assignment of a presiding officer for such further proceedings and the scheduling of hearings as may be deemed necessary.

3008952-OSA A-2019-3008952

Vote 5-0.

A-2018-3006267

CONSOLIDATED COMMUNICATIONS OF PENNSYLVANIA COMPANY AND ONVOY LLC

- Joint Petition filed on 4/3/19, requesting approval of Amendment No. 1 to an Interconnection Agreement, pursuant to Section 252(e) of the Telecommunications Act of 1996, and in compliance with the Commission's Opinion and Order entered 1/17/19, at Docket No. A-2018-3006267, for the purpose of correcting the name of the entity whose rules the CLEC would abide by in the provisioning of the 9-1-1 emergency services. Notice of the Joint Petition was published in the PA Bulletin on 4/20/19. 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

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2291824-TUS	M-2012-2291824	IMPLEMENTATION OF FCC ORDER - Implementation of the Federal Communications Commission's (FCC) Order of 11/18/11, as Amended or Revised and Coordination with Certain Intrastate Matters. Order implementing FCC-mandated Step 8 Intrastate Access Charge Revisions, establishing timelines for tariff filings and prescribing required supporting information. RECOMMENDATION: That the Commission adopt the proposed Order.
Vote 5-0.		
2508942-TUS	P-2015-2508942 P-2015-2508948 P-2015-2508936 P-2015-2508931	METROPOLITAN EDISON COMPANY, PENNSYLVANIA ELECTRIC COMPANY, PENNSYLVANIA POWER COMPANY, AND WEST PENN POWER COMPANY - Petitions filed on 1/18/19, for approval of Modification of their Long-Term Infrastructure Improvement Plans. RECOMMENDATION: That the Commission adopt the proposed Order.
<u>Statement by Commissioner Place.</u>		
Vote 5-0.		
3005732-TUS	A-2018-3005732	ROBINDALE RETAIL POWER SERVICES LLC - Application filed on 11/1/18, for a license to offer, render, furnish or supply electricity or electric generation services as a supplier to large commercial and industrial customers in all of the electric distribution company service territories throughout the Commonwealth of PA. RECOMMENDATION: That the Commission adopt the proposed Order.
Vote 5-0.		
3006851-TUS	M-2019-3006851 M-00900239	TRS ANNUAL SURCHARGE RECALCULATION - The Commission has completed its annual recalculation of the Pennsylvania TRS Surcharge and hereby notifies the affected LECs of the monthly residential and business wireline access line surcharge to be applied from 7/1/19, through 6/30/20. This surcharge recalculation factors in cost estimates for TRS, TDD Program, and PMAS Program operations as well as the current TRS Fund balance. RECOMMENDATION: That the Commission adopt the proposed Order.
<u>Statement by Commissioner Kennard.</u>		
<u>Statement by Commissioner Coleman.</u>		
Verbal Statement by Vice Chairman Sweet.		
Vote 3-2 with Commissioner Kennard and Commissioner Coleman Dissenting.		

<p>3006865-TUS</p> <p>Vote 5-0.</p>	<p>M-2019-3006865</p>	<p>ELECTRIC GENERATION SUPPLIER LICENSE CANCELLATIONS</p> <p>- 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 5/14/19, 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> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3007090-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3007090</p>	<p>DUQUESNE LIGHT COMPANY</p> <p>- On 1/11/19, Duquesne Light filed a Letter of Notification (LON) for approval to construct a new 138 kV transmission line in Potter Township, Beaver County, PA. No protests were filed, and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3007580-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3007580</p>	<p>CLICK ENERGY LLC D/B/A SMART TOUCH ENERGY</p> <p>- Application filed on 2/1/19, for the approval for a license to offer, render, furnish or supply electricity or electric generation services as a supplier to residential and small commercial customers in the electric distribution company service territories of PECO and PPL in the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3008417-TUS</p> <p>Vote 5-0.</p>	<p>R-2019-3008417 P-2019-3008853</p>	<p>COLUMBIA WATER COMPANY</p> <p>- Supplement No. 98 To Tariff - Water Pa. P.U.C. No. 7 filed on 3/11/19, for approval proposing to increase Columbia Water’s PENNVEST surcharge with an effective date of 6/1/19. Amended Petition filed on 3/26/19, for approval for a Waiver of Commission Regulations at 52 Pa. Code § 53.52.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

<p>3008418-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3008418</p>	<p>COLUMBIA GAS OF PENNSYLVANIA INC</p> <p>- Application filed on 3/8/19, seeking a Certificate of Public Convenience authorizing it to abandon natural gas distribution service to one residential customer located in Lawrence County, PA. The Application was filed pursuant to Section 1102(a)(2) of the Public Utility Code, 66 Pa. C.S. §1102(a)(2).</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3008477-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3008477</p>	<p>ONVOY LLC</p> <p>- Application filed on 3/12/19, to expand authority to offer, render, furnish or supply telecommunications services to the public as a Competitive Local Exchange Carrier in the service territories of Consolidated Communications of Pennsylvania Company; Windstream Buffalo Valley, Inc.; Windstream Conestoga, Inc.; Windstream D&E, Inc.; and Windstream Pennsylvania, LLC. No protests were filed, and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3008666-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3008666</p>	<p>POWER KIOSK LLC</p> <p>- Application filed on 3/20/19, for the 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, NFGDC, PECO, Peoples Natural Gas, Peoples Natural Gas Company - Equitable Division, Peoples Gas, PGW, UGI, and Valley Energy, within the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3008734-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3008733 A-2019-3008734 A-2019-3008735</p>	<p>WANRACK LLC</p> <p>- Application filed on 3/12/19, for the approval to offer, render, furnish or supply telecommunications services as an Interexchange Carrier Reseller (detariffed) throughout the Commonwealth of Pennsylvania, Competitive Local Exchange Carrier in the service territories of Verizon PA, and Verizon North, and Competitive Access Provider throughout the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

3008742-TUS	A-2019-3008742	ECO-ENERGY NATURAL GAS LLC
Vote 5-0.		<p>- Application filed on 3/25/19, for the approval to offer, render, furnish, or supply natural gas services as a supplier to large commercial and industrial customers in the natural gas distribution company service territories of Columbia Gas and NFGDC, within the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
3008816-TUS	A-2019-3008816	PPL ELECTRIC UTILITIES CORPORATION
<p><u>Statement by Chairman Brown</u> <u>Dutrieuille.</u> Vote 5-0.</p>		<p>- Application for Letter of Notification filed on 3/14/19 for approval to rebuild approximately 8.5 miles of the Face Rock-Five Forks 115 kV Transmission Line in Martic Township, Lancaster County and Lower Chanceford and Peach Bottom Townships, York County, PA. No protests were filed, and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
3008941-TUS	A-2019-3008941	UGI UTILITIES INC – GAS DIVISION
Vote 5-0.		<p>- Application filed on 4/3/19, seeking a Certificate of Public Convenience authorizing it to abandon natural gas distribution service to five (5) residential customer accounts located in Richland Township, Clarion County, PA. The Application was filed pursuant to Section 1102(a)(2) of the Public Utility Code, 66 Pa.C.S. §1102(a)(2).</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
3008943-TUS	A-2019-3008943	UGI UTILITIES INC – GAS DIVISION
Vote 5-0.		<p>- Application filed on 4/3/19, seeking a Certificate of Public Convenience authorizing it to abandon natural gas distribution service to four (4) residential customer accounts. The accounts are located in Elk and Beaver Townships, Clarion County, PA. The Application was filed pursuant to Section 1102(a)(2) of the Public Utility Code, 66 Pa.C.S. §1102(a)(2).</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

3009062-TUS	S-2019-3009062 S-2018-3002933	PENNSYLVANIA AMERICAN WATER COMPANY
Vote 5-0.		<p>- On 4/9/19 registration of a securities certificate to issue debt in a principal amount not to exceed \$326,835,000 in one or more unsecured promissory notes to American Water Capital Corporation was filed. PAWC voluntarily extended the consideration period to 5/24/19.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order for the registration of the securities certificate.</p>
3009155-TUS	A-2019-3009155	RAPID POWER MANAGEMENT LLC
Vote 5-0.		<p>- Application filed on 4/15/19, for the approval to offer, render, furnish, or supply natural gas services as a broker/marketer to large commercial and industrial customers in the natural gas distribution company service territories of Columbia Gas, NFGDC, PECO, Peoples Natural Gas, Peoples Natural Gas Company - Equitable Division, Peoples Gas, PGW, UGI, and Valley Energy, within the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
3009248-TUS	R-2019-3009248	DUQUESNE LIGHT COMPANY
Vote 5-0.		<p>- On 4/17/19, Duquesne filed Supplement No. 199 to Tariff Electric Pa. P.U.C. No. 24 to be effective 6/1/19. The filing was submitted as a compliance filing pursuant to the joint Petition for Approval of Non-Unanimous Settlement approved by the Commission on 12/22/16, at Docket No. P-2016-2543140. The filing transitions medium commercial & industrial (C&I) default service customers with monthly metered demands between 200 kW and 300 kW from service as medium C&I customers to service as large C&I customers.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
3009364-TUS	A-2019-3009364	INTEGRATED ENERGY SERVICES LLC
Vote 5-0.		<p>- Application filed on 4/24/19, for the approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer for large commercial and industrial customers in all of the electric distribution company service territories throughout the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

<p>3009559-TUS</p> <p>Vote 5-0.</p>	<p>R-2019-3009559</p>	<p>EATON SEWER & WATER COMPANY INC – WASTEWATER DIVISION</p> <p>- Supplement No. 2 to Wastewater - PA. P.U.C. No. 3 filed on 4/29/19, for approval to propose an increase in total annual operating revenues of approximately \$73,973, or 45.14%, to become effective 8/1/19. On 5/10/19, the Office of Small Business Advocate filed a Formal Complaint against Supplement No. 2 at Docket No. C-2019-3009809.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3009567-TUS</p> <p>Vote 5-0.</p>	<p>R-2019-3009567</p>	<p>EATON SEWER & WATER COMPANY INC</p> <p>- Supplement No. 2 to Water - PA. P.U.C. No. 3 filed on 4/29/19, for approval to propose an increase in total annual operating revenues of approximately \$61,573, or 34.75%, to become effective 8/1/19. On 5/10/19, the Office of Small Business Advocate filed a Formal Complaint against Supplement No. 2 at Docket No. C-2019-3009811.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3009769-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3009769 A-2019-3008482</p>	<p>SHERPA FIBER LLC</p> <p>- Application for approval to offer, render, furnish or supply telecommunications services as a Competitive Local Exchange Carrier in the service territories of Verizon PA, LLC, and Verizon North LLC; and as Competitive Access Provider throughout the Commonwealth of PA. On 3/12/19, the subject CAP Application was filed and on 5/9/19, the subject CLEC Application was filed. No protests were filed, and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3009815-TUS</p> <p>Statement by Commissioner Place. Vote 4-1 with Commissioner Place Dissenting.</p>	<p>M-2019-3009815</p>	<p>QUARTERLY EARNINGS OF JURISDICTIONAL UTILITIES</p> <p>- Bureau of Technical Utility Services report to the Commission regarding quarterly earnings of Pennsylvania utilities for the quarter ended 12/31/18.</p> <p>RECOMMENDATION:</p> <p>That the Commission make the earnings report public.</p>

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2226044-LAW	P-2011-2226044	YOURTEL AMERICA INC D/B/A TERRACOM
Vote 5-0.		- Petition to Amend its Eligible Telecommunications Carrier (ETC) designation filed on 11/2/18 to expand its existing Lifeline-only ETC service throughout the Commonwealth of PA for purposes of federal universal service for low income support. The Petition was published in the Pennsylvania Bulletin on 4/20/19. No Comments were filed to the Petition. RECOMMENDATION: That the Commission adopt the proposed Order.
3008054-LAW	P-2019-3008054	MAPLE LEAF OUTFITTERS LLC
Vote 5-0.		- Petition for Waiver filed on 2/21/19 seeking waiver of the Commission's regulations at Title 52 of the Pennsylvania Code. Maple Leaf also sought exemption from having to comply with statutory requirements to pay its annual assessments. RECOMMENDATION: That the Commission adopt the proposed Order.

OFFICE OF ADMINISTRATIVE LAW JUDGE

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3005569-ALJ	C-2018-3005569	KRISTEN ROBINSON VS PENNSYLVANIA AMERICAN WATER COMPANY
Vote 5-0.		<p>- Complaint filed 10/19/18 averring that PAWC is threatening to shut off her service or has already shut off her service, that she would like a payment agreement, that she was overbilled because of PAWCs faulty equipment. PAWC filed an Answer on 11/9/18. A telephonic hearing was held on 1/3/19.</p> <p>COMMISSION REVIEW:</p> <p>That the Commission adopt Deputy Chief ALJ Cheskis' Initial Decision dismissing the Complaint.</p>
3006858-ALJ	R-2019-3006858 C-2019-3006924 C-2019-3006965	NATIONAL FUEL GAS DISTRIBUTION
Vote 5-0.		<p>- On 1/31/19, 1307(f) filing filed projecting a \$0.1412/Mcf decrease to the PGC rate, resulting in a rate of \$4.2412/Mcf, which is a 6.3% decrease in the current PGC rate. On 3/26/19, the parties filed a Stipulation and Motion for Admission of Testimony and Exhibits. On 4/5/19, a Stipulation in Settlement of the Rate Investigation was filed by all of the parties.</p> <p>COMMISSION REVIEW:</p> <p>That the Commission adopt ALJ Dunderdale's Recommended Decision approving the Stipulation in Settlement of the Rate Investigation without modification.</p>

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

May 23, 2019

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2583670-OSA Vote 5-0.	D-2017-2583670 M-2019-3008275	THE PEOPLES NATURAL GAS COMPANY LLC - By Opinion and Order entered 4/26/19 (4/26 Order), the Commission made public the above-captioned Bureau of Audits Report and ordered, inter alia, that Peoples Natural Gas Company LLC (PNG) file an implementation plan addressing deficiencies outlined in the Audit Report. On 5/10/19 PNG filed a Petition for Reconsideration and Stay of the 4/26 Order. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order that grants PNG's Petition pending review of and consideration on the merits.
3004260-OSA Vote 5-0.	C-2018-3004260	SUSAN MESSICK VS PPL ELECTRIC UTILITIES CORPORATION - Petition for Reconsideration filed 5/3/19 seeking reconsideration of the Final Order entered 4/29/19. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order granting Petition for Reconsideration, pending review of and consideration of the merits.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3003259-TUS	A-2018-3003259	SPRINT COMMUNICATIONS COMPANY LP
<u>Joint Motion</u> by Chairman Brown Dutrieuille and Vice Chairman Sweet. Vote 2-3 with Commissioners Kennard, Place and Coleman Dissenting.		- Application filed on 7/6/18, for approval of a General Rule Indirect Transfer of Control from Softbank Group Corporation to T Mobile US, Inc. RECOMMENDATION: That the Commission adopt the proposed Order.
<u>Motion</u> by Commissioner Place. <u>Statement</u> by Commissioner Coleman. <u>Statement</u> by Chairman Brown Dutrieuille. Vote 3-2 with Chairman Brown Dutrieuille and Vice Chairman Sweet Dissenting.		

COMMISSIONERS

AGENDA NO.

3009901-CMR

Vote 5-0.

DOCKET NO.

NAME AND SUBJECT

RATIFICATION OF APPOINTMENT OF EXECUTIVE
DIRECTOR

- It is recommended that the Commission ratify the
appointment of Seth Mendelsohn to the position of Executive
Director, effective 5/28/19.

RECOMMENDATION:

That the Commission ratify the appointment.