

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, AUGUST 8, 2019 (AP)
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, August 29, 2019 at 10:00 A.M.

Minutes of the Meeting of Thursday, June 13, 2019 (DS)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, AUGUST 29, 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, AUGUST 28, 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

August 8, 2019

BUREAU OF AUDITS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3000838-AUD	D-2018-3000838	DUQUESNE LIGHT COMPANY
<u>Statement by Commissioner Place.</u> Vote 5-0.		- Management and Operations Audit. Duquesne Light Company has submitted an implementation plan dated 7/22/19, indicating acceptance of 18 recommendations. RECOMMENDATION: That the Commission make the audit report and implementation plan public.

BUREAU OF CONSUMER SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2598190-BCS	M-2017-2598190 M-2017-2637094 M-2017-2637095 M-2017-2637098	UGI UTILITIES INC/UGI DISTRIBUTION COMPANIES - USECP for 2018-2020 was filed on 4/6/17, in accordance with the Commission's regulations at 52 Pa. Code §§ 62.1 – 62.8. On 8/23/18, 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.
Vote 5-0.		
2645401-BCS	M-2018-2645401 P-2019-3007876	COLUMBIA GAS OF PENNSYLVANIA INC - 2019-2021 USECP filed on 2/1/18, in accordance with the Commission's regulations at 52 Pa. Code §§ 62.1-62.8. On 2/13/19, Columbia Gas filed a petition to amend its 2019-2021 USECP at P-2019-3007876. On 3/14/19, 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.
Statement by Vice Chairman Sweet.		
Vote 5-0.		

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2511904-OSA	C-2015-2511904	LARRY MOYER VS PPL ELECTRIC UTILITIES CORPORATION
Vote 5-0.		<p>- Complaint filed on 10/29/15 alleging inter alia, that PPL was threatening to terminate his service and that PPL has failed to comply with the Commission’s virtual meter aggregation regulations on numerous occasions. On 11/24/15, PPL filed an Answer and Preliminary Objections. On 4/25/18, the Commission issued the Initial Decision of Joel H. Cheskis in which he dismissed the complaint. The Complainant filed Exceptions on 5/16/18. PPL Filed Replies to Exceptions on 5/25/18.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order.</p>
2568471-OSA	M-2019-2568471	PUC – INVESTIGATION & ENFORCEMENT VS LIBERTY POWER HOLDINGS LLC
Vote 5-0.		<p>- Between May and June of 2016, the Commission’s Bureau of Consumer Services received six informal complaints alleging that Liberty Power was involved in slamming incidents. On 7/18/16, Liberty Power informed the Commission’s Office of Competitive Market Oversight of these incidents, which led to an informal investigation by I&E on 1/27/17. I&E determined that an agent of Liberty Power had switched customers to Liberty Power without consent and that Liberty Power’s disclosure statements and marketing may have included a misleading pricing structure. On 6/6/17, the Parties filed a Joint Petition for Approval of Settlement to resolve the informal investigation. The proposed settlement imposes an \$82,800 civil penalty on Liberty Power and directs Liberty Power to provide refunds to the affected customers.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order that issues the Joint Petition for Approval of Settlement for comment.</p>

<p>2621057-OSA</p> <p>Vote 5-0.</p>	<p>C-2017-2621057</p>	<p>ALEXIA AND LAWRENCE MCKNIGHT VS PECO ENERGY COMPANY ELECTRIC</p> <p>- Complaint filed on 8/27/17, seeking to prevent PECO from reinstalling a Smart Meter at their home. On 10/24/18, the Commission issued the Initial Decision of ALJ Heep, which prohibited the reinstallation of a Landis & Gyr Smart Meter at Complainants' residence, required PECO to investigate voltage issues at the service address and allowed PECO to install another brand of Smart Meter at the Complainants' home. On 11/27/18, both the Complainants and PECO filed Exceptions to the ALJ's Initial Decision. The Complainants and PECO filed Reply Exceptions on 12/7/18.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the Opinion and Order.</p>
<p>2627873-OSA</p> <p>Vote 5-0.</p>	<p>C-2017-2627873</p>	<p>JENNIFER POTORA VS PENNSYLVANIA AMERICAN WATER COMPANY</p> <p>- Complaint filed on 10/5/17, averring that PAWC was threatening to shut off her water service or had already shut off her water service, that her bills were too high, and that her meter was not functioning properly. PAWC filed an Answer on 10/25/17. In the Initial Decision served on 12/3/18, ALJ Salapa dismissed the Complaint with prejudice due to the Complainant's failure to appear and prosecute the Complaint. The Complainant filed Exceptions on 1/14/19. Replies to Exceptions were not filed.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order which denies the Exceptions and adopts the Initial Decision.</p>
<p>3001465-OSA</p> <p>Vote 5-0.</p>	<p>F-2018-3001465</p>	<p>FARASSA FLOYD VS PECO ENERGY COMPANY</p> <p>- Complaint filed on 4/19/18, disputing charges on the Complainant's bill and requesting a payment arrangement. On 5/15/18, PECO filed an Answer to the Complaint. On 8/21/18, an evidentiary hearing was held before ALJ Guhl. On 12/13/18, the Initial Decision was issued, denying the Complaint and dismissing the Complainant's claims. No exceptions were filed by either party. On 2/8/19, the Commission entered an Opinion and Order finalizing the Initial Decision without further action by the Commission. On 3/18/19, the Complainant filed a Petition for Rescission requesting the Commission to rescind its 2/8/19 Order.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Opinion and Order.</p>

Vote 5-0.

- Complaint filed on 7/13/18, averring that UGI was threatening to terminate her service or had already terminated her service, that the usage amount for her gas service was incorrect, and that she would like a payment arrangement. UGI filed an Answer and New Matter on 8/7/18. UGI filed a Motion for Judgment on the Pleadings (Motion) on 8/16/18. In the Initial Decision served on 10/1/18, Deputy Chief ALJ Cheskis granted UGI's Motion and dismissed the Complaint. The Complainant filed Exceptions on 11/19/18, and UGI filed Replies to Exceptions on 11/28/18.

RECOMMENDATION:

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

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3006562-TUS Vote 5-0.	P-2018-3006562	EXELON GENERATION COMPANY LLC AND CONSTELLATION NEWENEGY INC - Joint Petition filed on 12/11/18, for approval to Certify Qualification of Tier I Solar Photovoltaic Share Alternative Energy Credits Requirements Consistent with Existing Contracts. RECOMMENDATION: That the Commission adopt the proposed Order.
3008249-TUS Vote 5-0.	P-2019-3008249	EDF TRADING NORTH AMERICA LLC - Petition filed on 2/28/19, for approval requesting that the Commission maintain and affirm the certification of certain Tier I solar photovoltaic shares alternative energy credits which are subject to specific purchase and sale contracts entered by EDF Trading North America, LLC prior to 10/30/17. RECOMMENDATION: That the Commission adopt the proposed Order.
3008827-TUS Vote 5-0.	A-2019-3008827 A-2019-3008828	PPL ELECTRIC UTILITIES CORPORATION AND CITIZENS ELECTRIC OF LEWISBURG, PA - Joint Application filed on 3/22/19 for all of the necessary Authority, Approvals, and Certificates of Public Convenience for: (1) the Transfer by Sale of Facilities, Rights of-Way, Easements, Agreements, Customer Lists, and Other Property in West Chillisquaque Township, Northumberland County by Citizens to PPL; (2) Citizens' Abandonment of Service to all of its customers in West Chillisquaque Township, Northumberland County; (3) Citizens' Abandonment of all Electric Distribution Service in West Chillisquaque Township, Northumberland County; (4) PPL's Right to Initiate and Provide Service in the portions of West Chillisquaque Township, Northumberland County currently served by Citizens'; and (5) any Other Approvals Necessary to complete the Contemplated Transaction. The Application was filed pursuant to 66 Pa. C.S. §1102(a)(1)-(3) of the Public Utility Code. RECOMMENDATION: That the Commission adopt the proposed Order.

<p>3009091-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3009091 G-2019-3010977</p>	<p>MID-ATLANTIC INTERSTATE TRANSMISSION LLC</p> <p>- On 4/2/19, MAIT filed a LON and subsequently filed an AIA on 6/18/19 for approval to rebuild an existing 34.5 kV electric line to a 115-kV transmission line in Middlebury, Delmar, and Charleston Townships and the Borough of Wellsboro, Tioga County, and the transfer of certain land rights. On 5/14/19, Wellsboro Electric filed a petition to intervene. On 5/29/19, Wellsboro Electric filed a letter indicating that it fully supports the project. On 6/5/19, the OALJ reassigned the LON to the Bureau of Technical Utility Services.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3009137-TUS</p> <p>Vote 5-0.</p>	<p>P-2019-3009137 P-2019-3009139</p>	<p>METROPOLITAN EDISON COMPANY AND PENNSYLVANIA ELECTRIC COMPANY</p> <p>- Joint Petition filed on 4/10/19, for approval to Certify Qualification of Tier I Solar Photovoltaic Share Alternative Energy Credits Requirements Consistent with Existing Contracts.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3009991-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3009991</p>	<p>ALBIREO ENERGY LLC</p> <p>- Application filed on 5/20/19, for the approval to offer, render, furnish, or supply natural gas services as a broker/marketer to 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 - 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>3010105-TUS</p> <p>Vote 5-0.</p>	<p>A-2019-3010105</p>	<p>BROKER ONLINE EXCHANGE LLC</p> <p>- Application filed on 5/29/19, 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 the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>

<p>3010659-TUS Vote 5-0.</p>	<p>S-2019-3010659 G-2019-3010711</p>	<p>VALLEY ENERGY INC</p> <p>- Securities Certificate filed on 6/13/19, for approval to reflect the Company’s guaranty and assumption of long-term debt in a principal amount up to \$1,125,000 and Affiliated Interest Agreement between Valley Energy, Inc. and C&T Enterprises, Inc. for the approval of a loan between Valley Energy, Inc. and C&T Enterprises, Inc.</p> <p>RECOMMENDATION:</p> <p>That the Commission register the securities certificate consistent with the proposed Order.</p>
<p>3010906-TUS Vote 5-0.</p>	<p>R-2019-3010906 R-2019-3010910 R-2019-3010912 R-2019-3010913</p>	<p>METROPOLITAN EDISON COMPANY, PENNSYLVANIA ELECTRIC COMPANY, PENNSYLVANIA POWER COMPANY AND WEST PENN POWER COMPANY</p> <p>- Supplement No. 71 to Tariff Electric Pa. P.U.C. No. 52, Supplement No. 80 to Tariff Electric Pa. P.U.C. No. 81, Supplement No. 64 to Tariff Electric Pa. P.U.C. No. 36, and Supplement No. 59 to Tariff Electric Pa. P.U.C. No. 40, filed on 6/17/19, for approval for proposal to update the definitions of “applicant” and “customer” per recent revisions to the Pennsylvania Code at 52 Pa. Code §§ 56.1, et seq.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3010992-TUS Vote 5-0.</p>	<p>A-2019-3010992</p>	<p>VANGUARD ENERGY SERVICES LLC</p> <p>- Application filed on 6/21/19, for the approval 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 throughout the Commonwealth of PA.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
<p>3011035-TUS Vote 5-0.</p>	<p>S-2019-3011035</p>	<p>THE YORK WATER COMPANY</p> <p>- Securities certificate filed on 6/20/19, for approval of the reissuance of debt in a principal amount not to exceed \$15 million.</p> <p>RECOMMENDATION:</p> <p>That the Commission register the securities certificate consistent with the proposed Order.</p>

3011066-TUS	S-2019-3011066	<p>THE YORK WATER COMPANY</p> <p>- Securities certificate filed on 6/20/19, for approval of the reissuance of debt in a principal amount not to exceed \$26 million.</p> <p>RECOMMENDATION:</p> <p>That the Commission register the securities certificate consistent with the proposed Order.</p>
Vote 5-0.		
3011180-TUS	S-2019-3011180	<p>UGI UTILITIES INC</p> <p>- Securities Certificate filed on 6/26/19, for approval for the Incurrence of Indebtedness in an Amount up to \$600 Million through a Term Loan through and until 9/30/22.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order registering the securities certificate.</p>
Vote 5-0.		
3011196-TUS	S-2019-3011196	<p>UGI UTILITIES INC</p> <p>- Securities Certificate filed on 6/26/19, for approval for the Incurrence of Indebtedness in an Amount up to \$600 Million through Senior Long-Term Notes through and until 9/30/22.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order registering the securities certificate.</p>
Vote 5-0.		
3011211-TUS	A-2019-3011211	<p>WEST PENN POWER COMPANY</p> <p>- On 6/3/19, West Penn filed a LON for approval to site and construct the Gordon-Nyswaner 138kV Transmission Line Tap in Chartiers Township, Washington County. No protests were filed, and no hearings were held.</p> <p>RECOMMENDATION:</p> <p>That the Commission adopt the proposed Order.</p>
Vote 5-0.		
3011221-TUS	S-2019-3011221	<p>AQUA PENNSYLVANIA INC</p> <p>- Securities certificate filed on 6/21/19, for approval for the issuance of First Mortgage Bonds in the amount of \$175 million.</p> <p>RECOMMENDATION:</p> <p>That the Commission register the securities certificate consistent with the proposed Order.</p>
Vote 5-0.		

LAW BUREAU

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3006100-LAW Vote 5-0.	P-2018-3006100 M-00960801	<p>BERMEX INC</p> <p>- On 11/15/18 a Petition to amend the Commission’s Order entered 9/18/96 (1996 Order), at Docket No. M-00960801 was filed. The 1996 Order prohibits Pennsylvania public utilities from permitting any Bermex employee to engage in any direct customer contact and from entering into any new contract with Bermex which provides for the use of Bermex employees for contact with the customer or at the customer’s premises. The 1996 Order also requires any future contract between a Pennsylvania public utility and Bermex involving direct contact to include safeguards requiring the utility to immediately and consistently monitor the activities of Bermex. Bermex requests that the Commission amend the 1996 Order to allow Bermex to provide meter reading and other customer services to Pennsylvania public utilities without the requirement that the utility immediately and consistently monitor the activities of Bermex.</p> <p>RECOMMENDATION:</p> <p>The Commission adopts the proposed Order.</p>
3006867-LAW Vote 5-0.	M-2019-3006867	<p>ACT 129 TECHNICAL REFERENCE MANUAL (TRM)</p> <p>- Act 129 of 2008, P.L. 1592, specifically directed this Commission to establish an evaluation process that monitors and verifies data collection, quality assurance, and the results of each EDC’s Energy Efficiency and Conservation (EE&C) Plan and EE&C Program. See 66 Pa. C.S. § 2806.1(a)(2). To assist in meeting this obligation, the Commission contracted with the NMR Group, Inc. in March 2016 to perform these duties as the Act 129 State-Wide Evaluator (SWE). As part of its duties, the SWE is to review the TRM and provide suggestions for possible revisions and additions to these guidance documents. On 4/11/19 the Commission released for comments the proposed 2021 TRM update.</p> <p>RECOMMENDATION:</p> <p>The Commission adopts the proposed Order.</p>

3009250-LAW P-2019-3009250

MIFFLINBURG BOROUGH

Vote 5-0.

- On 4/17/19 a petition was filed seeking a Commission determination that it is not a public utility subject to Commission jurisdiction regarding its provision of water and wastewater service to 30 customers and three potential customers outside of its corporate limits in neighboring Limestone Township. In accordance with 52 Pa. Code § 5.42, the Borough served a copy of its Petition on the Bureau of Investigation and Enforcement, the Office of Consumer Advocate (OCA) and the Office of Small Business Advocate. On 5/13/19, OCA filed an answer in opposition addressing the terms of the Petition. The OCA did not request hearings.

RECOMMENDATION:

That the Commission adopt the proposed order.

3010936-LAW P-2019-3010936

LONGVIEW POWER LLC

Vote 5-0.

- Petition for Declaratory Order filed on 6/18/19. Specifically, Longview is seeking an order declaring that the alternative energy credits generated by the Longview solar facility, to be located in both West Virginia and Pennsylvania, but connected to West Penn's transmission system in Pennsylvania, are eligible to be used by EDCs and EGSs to meet the AEPS Act solar PV share requirements. In addition, Longview requests expedited review so that it may submit an interconnection agreement with PJM no later than September 2019.

RECOMMENDATION:

The Commission adopts the proposed Order.

3011599-LAW P-2019-3011599

WEST PENN POWER COMPANY

Vote 5-0.

- Petition filed on 7/17/19 pursuant to 52 Pa. Code § 5.41 requesting that the Commission approve a waiver of the use of its standardized interconnection application and agreement forms for proposed interconnection projects. West Penn seeks a waiver from using the Commission-adopted standardized interconnection forms to accommodate the Department of Conservation and Natural Resources' request to modify the existing standardized terms and conditions in the interconnection agreement in order to comply with 1 Pa. C.S. § 2310.

RECOMMENDATION:

The Commission adopts the proposed Order.

OFFICE OF ADMINISTRATIVE LAW JUDGE

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3000708-ALJ Vote 5-0.	A-2018-3000708 A-2018-3000732 A-2018-3000733 A-2018-3000743 A-2018-3000754 A-2018-3000756 A-2018-3000766 A-2018-3000769	DUQUESNE LIGHT COMPANY - Application filed on 3/23/18, seeking Commission approval for the siting and construction of the 138V Transmission Lines Associated with the Universal-Plum Project in Penn Hills, Monroeville, and Plum Borough, Allegheny County and alleging the Project is necessary to address reliability issues. DLC also filed ten condemnation applications pursuant to 15 Pa.C.S. § 1511(c). On 10/9/18, an evidentiary hearing was held, and only one protest to the condemnation applications remained. COMMISSION REVIEW: That the Commission adopt ALJ Johnson’s Recommended Decision approving the Application.
3001725-ALJ Vote 5-0.	C-2018-3001725	B SUSANNE SPOHN VS METROPOLITAN EDISON COMPANY - Complaint filed 5/5/18, alleging, inter alia, Respondent was threatening to terminate her service unless she agreed to the installation of a smart meter. On 5/29/18, Met Ed filed an Answer and New Matter as well as Preliminary Objections (POs) to the Complaint. Complainant did not file a response to the POs. On 6/8/19, an Interim Order was issued denying the POs. Complainant failed to comply with an Interim Order entered 11/9/18, ordering Complainant to exchange witness information with Respondent by 1/18/19, as well as an Interim Order entered 2/1/19, ordering Complainant to serve full and complete responses to the discovery requests and file a certificate of service by 3/1/19. Met-Ed filed a Motion to Dismiss on 4/4/19. Complainant failed to respond to the Motion to Dismiss. COMMISSION REVIEW: That the Commission adopt ALJ Watson’s Initial Decision granting the Motion to Dismiss the complaint with prejudice.

3007636-ALJ R-2019-3007636
C-2019-3007819
C-2019-3007837

Statement by Commissioner
Place.
Vote 5-0.

PA PUC, OFFICE OF SMALL BUSINESS ADVOCATE AND
OFFICE OF CONSUMER ADVOCATE VS PHILADELPHIA
GAS WORKS

- 1307(f) Gas Cost Rate Tariff filing was filed on 3/1/19.
Complaints were filed by OCA and OSBA. An appearance was
entered by I&E and Philadelphia Industrial and Commercial Gas
Users Group filed a Petition to Intervene which was granted. On
5/28/19, the parties filed a Joint Petition for Settlement and
Statements in Support of the Settlement.

COMMISSION REVIEW:

That the Commission adopt ALJ Guhl's Recommended Decision
approving the Settlement.

3008255-ALJ R-2019-3008255
C-2019-3008450
C-2019-3008708

Statement by Commissioner
Place.
Vote 5-0.

PA PUC, OFFICE OF SMALL BUSINESS ADVOCATE AND
OFFICE OF CONSUMER ADVOCATE VS
COLUMBIA GAS OF PENNSYLVANIA INC

- 1307(f) Purchased Gas Cost Tariff was filed on 4/1/19.
Complaints were filed by OCA and OSBA. An appearance was
entered by I&E and Columbia Industrial Investors (CII) filed a
Petition to Intervene. On 6/26/19, the parties filed a Joint Petition
for Settlement of Rate investigation and Statements in Support of
the Settlement. CII did not the oppose the Settlement.

COMMISSION REVIEW:

That the Commission adopt ALJ DeVoe and ALJ Long's
Recommended Decision approving the Settlement.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

August 8, 2019

OFFICE OF EXECUTIVE DIRECTOR

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
3011835-DIR		RATIFICATION OF APPOINTMENT TO LAW BUREAU
Verbal Statements by Chairman Brown, Vice Chairman Sweet, Commissioner Place, Commissioner Kennard and Commissioner Coleman. Vote 5-0.		- It is recommended that the Commission ratify the appointment of Rick Hicks to the position of Director, Law Bureau, effective 8/8/19. RECOMMENDATION: That the Commission ratify the appointment.

OFFICE OF SPECIAL ASSISTANTS

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2179537-OSA Vote 5-0.	A-2010-2179537 M-2019-3006865	EMEX LLC - By Final Order entered 7/16/19 (7/16 Order), at Docket No. M-2019-3006865, the Commission cancelled the Electric Generation Supplier License of EMEX, LLC for failure to furnish and maintain approved financial security. On 7/18/19, EMEX filed for Reconsideration at its application docket. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order that grants EMEX, LLC's Petition pending review of and consideration on the merits.
2573023-OSA Vote 5-0.	P-2016-2573023	PECO ENERGY COMPANY - By Opinion and Order entered 6/18/19 (6/18 Order), the Commission, inter alia, granted, in part, and denied, in part, PECO Energy Company's Petition for an Advance Payments Program Submitted Pursuant to 52 Pa. Code § 56.17. On 7/3/19, CAUSE-PA and TURN et al., filed a Petition for Stay of the 6/18 Order. On 7/15/19 PECO filed an Answer stating it does not oppose the request for stay of the 6/18 Order. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.
2633420-OSA Vote 5-0.	F-2017-2633420	D ANNE WILSON VS PECO ENERGY COMPANY - By Opinion and Order entered 7/11/19 (7/11 Order), the Commission adopted the Opinion and Order that denied S. Wilson's Exceptions and affirmed the Initial Decision of ALJ Vero. On 11/9/17, Ms. Wilson filed a Formal Complaint (Complaint) against PECO, alleging incorrect and abnormally high charges on her electric bill from PECO. On 11/29/17, PECO filed an Answer denying the material allegations of the Complaint. On 9/25/18, the Commission issued the ALJ's Initial Decision in which the ALJ dismissed the Complaint in its entirety on the grounds that the Complainant failed to sustain her burden of proof. On 11/7/18, the Complainant filed Exceptions. On 11/21/18, PECO filed Reply Exceptions. On 7/31/19, Ms. Wilson filed a Petition for Reconsideration. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order that grants Ms. Wilson's Petition pending review of and consideration on the merits.

BUREAU OF TECHNICAL UTILITY SERVICES

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2647577-TUS	R-2018-2647577	COLUMBIA GAS OF PENNSYLVANIA INC - Compliance Report filed on 3/18/19, pursuant to the Commission’s Opinion and Order entered on 12/6/18. On 3/20/19, the Natural Gas Supplier Parties (NGS Parties) filed exceptions to Columbia’s Compliance Report. On 3/25/19 Columbia filed a Response to the Exceptions of the NGS Parties. RECOMMENDATION: That the Commission adopt the proposed Order.
3011972-TUS	M-2019-3011972	THE INDIAN SPRINGS WATER COMPANY - Water service provided to approximately 54 customers and serves a total population of 137 in the community of Glen Summit in Fairview Township, Luzerne County. Among other issues, the Commission understands that Indian Springs has been on a “Do Not Consume” advisory since 2/7/19, due to lead and copper exceedances, as well as unsanitary conditions of the water system. The Commission further understands that Indian Springs has been informed by DEP that the public notices issued by it are deficient, and a public notice of 5/12/19, has not yet been provided to DEP. RECOMMENDATION: That the Commission adopt the proposed Order.

Vote 5-0.

Statement by Vice Chairman Sweet.

Statement by Commissioner Place.

Vote 4-1 with Vice Chairman Sweet Dissenting and Commissioner Place Concurring in Result Only.

LAW BUREAU

AGENDA NO.

3011479-LAW

Vote 5-0.

DOCKET NO.

P-2019-3011479

R-2019-3008208

NAME AND SUBJECT

WELLSBORO ELECTRIC COMPANY

- Petition for Waiver of Filing Requirements Under 52 Pa. Code § 53.53 filed on 7/1/19 and the Joint Answer in Opposition to the Petition filed by the Commission's Bureau of Investigation and Enforcement, the Pennsylvania Office of Consumer Advocate and the Pennsylvania Office of Small Business Advocate on 7/22/19.

RECOMMENDATION:

That the Commission adopt the proposed Order.