

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, OCTOBER 24, 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	VACANT
John F. Coleman, Jr	David W. Sweet	Gladys Brown Dutrieuille	Andrew G. Place	

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

The Next Public Meeting is Tentatively Scheduled for Thursday, November 14, 2019 at 10:00 A.M.

Minutes of the Meeting of Thursday, September 19, 2019 (DS)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, NOVEMBER 14, 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, NOVEMBER 13, 2019, AT 9:00 AM 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

October 24, 2019

BUREAU OF AUDITS

AGENDA NO. 3013109-AUD

DOCKET NO. D-2019-3013109

NAME AND SUBJECT: ANNUAL REPORT FOR FISCAL YEAR 2018-2019 - MANAGEMENT AUDITS/MANAGEMENT EFFICIENCY INVESTIGATIONS

Annual Report addressing the findings of all Management Audits and Management Efficiency Investigations, 66 PA C.S. 516 audits for fiscal year 2018-2019.

RECOMMENDATION: That the Commission release the Annual Report to the public.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes - Statement**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO. 2516051-OSA

DOCKET NO. C-2015-2516051 C-2016-2530475

NAME AND SUBJECT: CENTRE PARK HISTORIC DISTRICT INC AND CITY OF READING VS UGI UTILITIES INC

Formal Complaints filed alleging, inter alia, that UGI failed to consider inside meter placement in historic districts in the City of Reading (City) and placed outside meters in unsafe locations in the City, in violation of 52 Pa. Code § 59.18 and 49 C.F.R. § 192.353. Evidentiary hearings were held on 8/22/18 and 8/23/18. By Initial Decision served on 2/26/19, ALJ Long granted the Complaints, in part, and dismissed the Complaints, in part. Centre Park Historic District Inc (CPHD) filed Exceptions on 3/15/19, and the City and UGI filed Exceptions on 3/18/19. The City and UGI filed Replies to Exceptions on 3/28/19.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3000667-OSA

(PP from 10/3/2019)

DOCKET NO. C-2018-3000667

NAME AND SUBJECT: JOHN F PEOPLES VS LYFT INC

Formal Complaint filed on 3/13/18, alleging refusal to provide him service because he had complained about non-English speaking drivers to other drivers. Lyft filed an Answer Nunc Pro Tunc on 7/30/18. An evidentiary hearing was held on 10/22/18. In an Initial Decision issued on 1/31/19, ALJ Brady dismissed the Complaint. The Complainant filed Exceptions on 2/14/19. Lyft filed Replies to Exceptions on 3/1/18.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes - Motion**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3003101-OSA

(PP from 10/3/2019)

DOCKET NO. F-2018-3003101

NAME AND SUBJECT: TONY O'QUINN VS PECO ENERGY COMPANY

Formal Complaint filed on 6/19/18 alleging incorrect charges in his electric bills. A telephonic hearing was held on 9/21/18. By Initial Decision issued on 1/18/19, ALJ Guhl dismissed the Complaint. The Complainant filed Exceptions. PECO filed Replies to Exceptions.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3008491-OSA

DOCKET NO. A-2019-3008491

NAME AND SUBJECT: AQUA PENNSYLVANIA WASTEWATER INC.

Application filed on 3/13/19, requesting Commission approval of, inter alia, (1) Aqua's acquisition of the wastewater system assets of Cheltenham Township situated in the township, parts of Abington Township and the Borough of Jenkintown, Pa; (2) Aqua's right to begin to offer, render, furnish and supply wastewater service in Cheltenham Township and to one location in the Borough of Jenkintown, Pa; (3) pursuant to Section 1329(c)(2), a ratemaking rate base value of the acquired assets in the amount of \$50,250,000; and (4) pursuant to Section 507 certain contracts, including assignments, in connection with the proposed acquisition, On 5/21/19, Swift & Choi Development, LLC (S&C) filed a Petition to Intervene. On 7/1/19, the Commission issued the ALJ's Initial Decision denying S&C's Petition. On 7/22/19, S&C filed Exceptions. On 8/1/19, Aqua and Cheltenham Township filed Replies. On 8/29/19, Cheltenham Township filed a Motion to Strike. On 8/13/19, S&C filed a response.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3008491-OSA
DOCKET NO. A-2019-3008491

NAME AND SUBJECT: AQUA PENNSYLVANIA WASTEWATER INC.

Application filed on 3/13/19 requesting Commission approval of: (1) Aqua's acquisition of the wastewater system assets of Cheltenham Township situated within the township and in parts of Abington Township and the Borough of Jenkintown, PA; (2) Aqua's right to begin to offer, render, furnish and supply wastewater service in Cheltenham Township and to a part of the Borough of Jenkintown, PA; (3) pursuant to Section 1329(c)(2) a ratemaking rate base value of the acquired assets \$50,250,000; and (4) pursuant to Section 507, certain contracts, including assignments, in connection with the proposed acquisition. On 4/11/19, I&E filed an Intervention; OCA filed a Protest; Mr. Robert Curtius and Swift & Choi Development, Inc. (S&C) filed Petitions to Intervene. On 8/14/19, the Commission issued the ALJ's Recommended Decision. By 8/23/19, Aqua, Cheltenham Township, the OCA, Mr. Curtius and S&C filed Exceptions. By 8/28/19, Aqua, Cheltenham Township, the OCA and Mr. Curtius filed Replies.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes: **3-1**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **No - Statement**

Commissioner Coleman **Yes - Motion**

BUREAU OF TECHNICAL UTILITY SERVICES

AGENDA NO. 3006865-TUS

DOCKET NO. M-2019-3006865

NAME AND SUBJECT: 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 10/11/19, the companies listed in the Supplier Table of the Tentative Order are not in compliance with 52 Pa. Code §54.40(a) and (d).

RECOMMENDATION: That the Commission adopt the proposed Tentative Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3008964-TUS

DOCKET NO. A-2019-3008964

NAME AND SUBJECT: AFFINITI PA LLC

Application filed on 4/1/19. On 6/25/19, ARIN Intermediate Unit 28 filed a protest to the Application. On 6/28/19, Tuscarora Intermediate Unit 11 filed a protest to the Application. On 9/12/19, both protests were withdrawn.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes - Verbal Statement**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3009130-TUS

DOCKET NO. P-2019-3009130

NAME AND SUBJECT: PENNSYLVANIA ELECTRIC COMPANY

Petition filed on 4/10/19, 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 into by Pennsylvania Electric Company prior to 10/30/17.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

AGENDA NO. 3009144-TUS

DOCKET NO. P-2019-3009144 P-2019-3009145 P-2019-3009147

NAME AND SUBJECT: METROPOLITAN EDISON COMPANY, PENNSYLVANIA ELECTRIC COMPANY, AND PENNSYLVANIA POWER COMPANY

Joint Petition filed on 4/10/19, 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 into by MetEd, Penelec, and Penn Power prior to 10/30/17.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

AGENDA NO. 3009151-TUS

DOCKET NO. P-2019-3009151

NAME AND SUBJECT: METROPOLITAN EDISON COMPANY, PENNSYLVANIA ELECTRIC COMPANY AND PENNSYLVANIA POWER COMPANY

Joint Petition filed on 4/10/19 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 into by MetEd, Penelec and Penn Power prior to 10/30/17.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

AGENDA NO. 3009452-TUS
DOCKET NO. A-2019-3009452

NAME AND SUBJECT: UGI UTILITIES, INC - GAS DIVISION

Application filed on 4/24/19, seeking a Certificate of Public Convenience authorizing to abandon gas beyond the mains service to ten small commercial customers located in Arrowhead Business and Industrial Park in Kutztown, Berks County. The Application was filed pursuant to Section 1102(a)(2) of the Public Utility Code, 66 Pa.C.S. §1102(a)(2).

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3009479-TUS
DOCKET NO. P-2019-3009479

NAME AND SUBJECT: EXELON GENERATION COMPANY LLC

Petition filed on 4/25/19 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 into by Exelon Generation Company prior to 10/30/17, and to extend the 90-day AEPS Act true-up period until 30 days after the Commission acts on the Petition.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3010501-TUS

DOCKET NO. M-2019-3010501

NAME AND SUBJECT: PENNSYLVANIA AMERICAN WATER COMPANY

On 6/14/19, via Secretarial Letter, the Commission initiated the Periodic Review of Pennsylvania-American Water Company's (PAWC's) Long-Term Infrastructure Improvement Plan (LTIP) as required by the Public Utility Code. The Secretarial Letter was served upon the Statutory Advocates and the parties of record from PAWC's most recent base rate case proceeding. For the purposes of the periodic review, the Commission established a thirty (30) day comment period and a twenty (20) day reply comment period. PAWC filed comments on 7/15/19. In their comments PAWC stated that they have adhered to their LTIP.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3011200-TUS

DOCKET NO. A-2019-3011200

NAME AND SUBJECT: EGS ADVANCED ENERGY SOLUTIONS INC

Application filed on 6/27/19, 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 in Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3011499-TUS

DOCKET NO. A-2019-3011499

NAME AND SUBJECT: EGS ADVANCED ENERGY SOLUTIONS INC

Application filed on 7/12/19, 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 in Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3012181-TUS

DOCKET NO. A-2019-3012181

NAME AND SUBJECT: US ENERGY SOLUTIONS OF NJ INC

Application filed on 8/14/19, for the approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to residential, small commercial, large commercial, industrial, and governmental customers in the electric distribution company service territories of Duquesne Light, Met-Ed, PECO, Penelec, Penn Power, PPL, and West Penn Power in Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3012193-TUS

DOCKET NO. A-2019-3012193 A-2019-3012194

NAME AND SUBJECT: SUEZ WATER PENNSYLVANIA INC AND KENSINGTON WATER COMPANY

Joint Application filed on 8/12/19 for approval of: (1) the right to transfer, by sale, substantially all of Kensington's assets, properties and rights related to its water system to SUEZ; (2) the right of SUEZ to begin to offer, render, furnish and supply water service to the public in portions of Hamilton and Letterkenny Townships, Franklin County, Pennsylvania; and (3) the right of Kensington to abandon water service to the public in portions of Hamilton and Letterkenny Townships, Franklin County, Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

AGENDA NO. 3012426-TUS

DOCKET NO. A-2019-3012426

NAME AND SUBJECT: TMGES INC

Application filed on 8/26/19, 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, and industrial customers in all of the electric distribution company service territories throughout Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

AGENDA NO. 3012445-TUS

DOCKET NO. A-2019-3012445

NAME AND SUBJECT: INOVA ENERGY LLC

Application filed on 8/27/19, for the approval for a license to offer, render, furnish or supply electricity or electric generation services as a supplier for residential, small commercial, large commercial, industrial, and governmental customers in the electric distribution company service territory of Pike County Light and Power Company, in Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

AGENDA NO. 3012500-TUS
DOCKET NO. S-2019-3012500

NAME AND SUBJECT: **AQUA PENNSYLVANIA INC**

Securities certificate filed on 8/23/19 for the issuance of First Mortgage Bonds in the amount of \$125 million.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

AGENDA NO. 3012553-TUS
DOCKET NO. A-2019-3012553

NAME AND SUBJECT: **US ENERGY SOLUTIONS OF NJ INC**

Application filed on 8/30/19, 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 - Equitable Division, Peoples Gas, PGW, UGI, and Valley Energy, within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

AGENDA NO. 3012631-TUS
DOCKET NO. A-2019-3012631

NAME AND SUBJECT: **PECO ENERGY COMPANY - ELECTRIC DIVISION**

Letter of Notification (LON) filed on 8/29/19 for approval to construct a 230 kV Transmission Line Tap from the Existing Parish-Bala Cynwyd 230 kV Transmission Line to Upland Substation in the City of Philadelphia. No protests were filed and no hearings were held.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes - Statement

Commissioner Coleman Yes

LAW BUREAU

AGENDA NO. 3008559-LAW

DOCKET NO. P-2019-3008559 M-2016-2573847

NAME AND SUBJECT: NATIONAL FUEL GAS DISTRIBUTION CORPORATION

Petition filed on 3/8/19 seeking to modify its 2017-2020 Universal Service and Energy Conservation Plan (USECP) to include its (Low Consumption - Low Income Usage Reduction Program (LC-LIURP) Pilot Program (Pilot). The proposed Pilot seeks to enable more customers to qualify for LIURP services and allow National Fuel Gas Distribution (NFG) to complete more jobs by serving customers with annual usage below current LIURP eligibility requirements.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3013158-LAW

DOCKET NO. M-2019-3013158 M-2012-2318841

NAME AND SUBJECT: RESCISSION OF POLICY STATEMENT RELATING TO

TRANSPORTATION OF PASSENGERS BY COMMON CARRIERS IN ALLEGHENY COUNTY

52 Pa. Code § 41.13 is an outdated Policy Statement related to motor carrier jurisdiction in Allegheny County. Act 61 of 2012 has abrogated the basis for this Policy Statement.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

OFFICE OF ADMINISTRATIVE LAW JUDGE

AGENDA NO. 2639465-ALJ

DOCKET NO. C-2017-2639465

NAME AND SUBJECT: JEROME SINDACO VS PPL ELECTRIC UTILITIES CORPORATION

Formal Complaint filed 12/21/17 alleging Respondent improperly disconnected electrical service to six metered accounts. On 1/11/18, Respondent filed its answer to the complaint. A hearing was held 3/25/19.

COMMISSION REVIEW: That the Commission adopt ALJ Watson's Initial Decision.

Votes and Notes: **Postponed until the Public Meeting of November 14, 2019.**

Chairman Brown Dutrieuille

Vice Chairman Sweet

Commissioner Place

Commissioner Coleman

AGENDA NO. 2642837-ALJ

DOCKET NO. A-2018-2642837 A-2018-2642839 A-2019-3008980 U-2019-3009763

NAME AND SUBJECT: AQUA PA INC AND THE BOROUGH OF PHOENIXVILLE

Joint Application filed on 1/12/18 for Approval of Aqua's acquisition of certain water system assets of the Borough and the approval of certain contracts. OCA and PA-American Water Company filed protests. A Joint Petition for Approval of Settlement of the Consolidated Proceeding, along with Statements in Support were filed on 6/7/19.

COMMISSION REVIEW: That the Commission adopt ALJ Buckley's Recommended Decision.

Votes and Notes: **4-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3002862-ALJ

DOCKET NO. F-2018-3002862

NAME AND SUBJECT: CARL LASERRE VS METROPOLITAN EDISON COMPANY

Formal Complaint filed on 6/1/18 alleging Respondent had improperly refused to establish electric service in the applicant's name, by improperly demanding payment from the applicant for prior balances that had accrued at the applicant's requested service address. On 7/11/18, Respondent filed its answer to the complaint. A hearing was held on 5/10/19.

COMMISSION REVIEW: That the Commission adopt ALJ Calvelli's Initial Decision.

Votes and Notes: **Postponed until the Public Meeting of November 14, 2019.**

Chairman Brown Dutrieuille

Vice Chairman Sweet

Commissioner Place

Commissioner Coleman

AGENDA NO. 3009647-ALJ

DOCKET NO. R-2019-3009647 C-2019-3009778 C-2019-3010038

NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION, OFFICE OF CONSUMER ADVOCATE AND OFFICE OF SMALL BUSINESS ADVOCATE VS UGI UTILITIES INC – GAS DIVISION

Definitive Purchase Gas Cost 1307(f) filing was filed on 5/31/19. OCA and OSBA filed complaints. I&E filed a Notice of Appearance. UGI Industrial Intervenors filed a Petition to Intervene. A Joint Petition for Settlement was filed on 8/16/19.

COMMISSION REVIEW: That the Commission adopt ALJ Myers' Recommended Decision.

Votes and Notes: **4-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

October 24, 2019

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO. 3006790-OSA

DOCKET NO. F-2018-3006790

NAME AND SUBJECT: **WILLIAM LAMAC VS PIKE COUNTY LIGHT AND POWER COMPANY**
Formal Complaint filed on 12/26/18, seeking a more favorable payment arrangement than the one from the Bureau of Consumer Services. On 1/8/19, Pike County filed an Answer to the Complaint. On 3/7/19, an evidentiary hearing was held before ALJ Calvelli. On 6/17/19, the Initial Decision (ID) was issued, sustaining the Complaint and providing the Complainant with a Level 1 Payment Arrangement. On 7/10/19, the Complainant filed Exceptions to the ID. Pike County did not file Replies to the Exceptions. By Order entered 9/19/19, the Commission denied Exceptions and the Complainant's request to modify the ID. On 9/30/19, the Complainant filed a Petition for Reconsideration (Petition). The Commission engaged in a notational voting process of the Opinion and Order. On 10/17/19, the Commission entered an Opinion and Order which granted the Petition pending further review of and consideration on the merits.

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

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3007245-OSA
DOCKET NO. P-2019-3007245

NAME AND SUBJECT: DIRECT ENERGY BUSINESS MARKETING LLC AND COMMUNITY ENERGY INC

Joint Petition filed on 1/16/19, 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 into by Direct Energy Business Marketing, LLC and Community Energy, Inc. (Parties) prior to the 10/30/17 Joint Petition. On 9/19/19 the Commission issued an Opinion and Order which granted, in part, and denied, in part, the Petition. On 10/4/19, the Parties filed a Petition for Reconsideration. On 10/17/19, the Commission entered an Opinion and Order which granted the Petition pending further review of and consideration on the merits.

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

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3010128-OSA
DOCKET NO. P-2019-3010128

NAME AND SUBJECT: PPL ELECTRIC UTILITIES CORPORATION

On 9/20/19, Petitions for Interlocutory Review and Answers to Material Questions were filed by Office of Consumer Advocate, Natural Resources Defense Council and Sunrun Inc. The next scheduled public meeting fell beyond the 30-day statutory deadline for Commission action on the Petitions. Therefore, the Commission engaged in a notational voting process on 10/17/19, through which it denied the Petitions as premature and returned the proceeding to the presiding officer for hearing and development of the record. The resulting Opinion and Order was entered on 10/17/19.

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

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

AGENDA NO. 3012307-OSA
DOCKET NO. A-2019-3012307

NAME AND SUBJECT: RIVER OAKS ENERGY INC

By Final Order entered 10/3/19, the Commission denied the Application of River Oaks Energy, Inc. for Approval to Offer, Render, Furnish or Supply Electricity or Electric Generation Services as a Broker/Marketer. On 10/15/19, River Oaks Energy filed for Reconsideration.

RECOMMENDATION: That the Commission adopt the proposed Opinion and Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

BUREAU OF TECHNICAL UTILITY SERVICES

AGENDA NO. 3012239-TUS

DOCKET NO. R-2019-3012239

NAME AND SUBJECT: **COLUMBIA GAS OF PENNSYLVANIA INC**

Supplement No. 296 to Tariff Gas Pa. P.U.C. No. 9 to be effective 10/15/19 was filed on 8/16/19. On 9/20/19, Columbia filed Supplement No. 297 which voluntarily postpones the effective date to 10/25/19. On 8/21/19, Knouse Foods Cooperative, Inc. filed Comments.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 4-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

AGENDA NO. 3013392-TUS

DOCKET NO. M-2019-3013392

NAME AND SUBJECT: **QUARTERLY EARNINGS REPORT OF JURISDICTIONAL UTILITIES**

The Bureau of Technical Utility Services staff has completed a report representing the earned and adjusted returns on rate base and common equity capital for Pennsylvania non-telephone fixed utilities with jurisdictional operating revenues of over \$10,000,000.00. Staff has included detailed, market-based analysis of the current cost of equity across industry-wide groups.

RECOMMENDATION: That the Commission make the earnings report public.

Votes and Notes: Postponed until the Public Meeting of November 14, 2019.

Chairman Brown Dutrieuille

Vice Chairman Sweet

Commissioner Place

Commissioner Coleman