

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, NOVEMBER 14, 2019 (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
John F. Coleman, Jr	David W. Sweet	Gladys Brown Dutrieuille	Andrew G. Place	Ralph V. Yanora

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

The Next Public Meeting is Tentatively Scheduled for Thursday, December 5, 2019 at 10:00 A.M.

Minutes of the Meeting of Thursday, October 3, 2019 (AP)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, DECEMBER 5, 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, DECEMBER 4, 2019, 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. 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

November 14, 2019

BUREAU OF AUDITS

AGENDA NO. 3002234-AUD

DOCKET NO. D-2018-3002234 D-2018-3002235 D-2018-3002236

NAME AND SUBJECT: UGI UTILITIES, INC - GAS DIVISION

Focused Management and Operations Audit. UGI Utilities, Inc. has submitted an implementation plan dated 10/23/19, indicating acceptance of 42 recommendations, partial acceptance of one recommendation, and rejection of two recommendations.

RECOMMENDATION: That the Commission release the Audit Report and Implementation Plan to the public.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes - Statement**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3003223-AUD

DOCKET NO. D-2018-3003223

NAME AND SUBJECT: NEWTOWN ARTESIAN WATER COMPANY

Purchased Water Adjustment Clause for the 12-month periods ended 12/31/17, 12/31/16, and 12/31/15.

RECOMMENDATION: That the Commission release the audit report to the public.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3003224-AUD
DOCKET NO. D-2018-3003224

NAME AND SUBJECT: NEWTOWN ARTESIAN WATER COMPANY

Distribution System Improvement Charge for the 12-month periods ended 12/31/17, 12/31/16 and 12/31/15.

RECOMMENDATION: That the Commission release the audit report to the public.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO. 2576738-OSA

DOCKET NO. C-2016-2576738

NAME AND SUBJECT: JANICE DENITO BRANAGH VS PECO ENERGY COMPANY

Formal Complaint filed on 11/16/16, averring that she did not want an electric AMI meter, or smart meter, installed in her home due to health reasons. The Complainant also averred that PECO installed a gas smart meter against her wishes while she was at work. On 12/7/16, PECO filed an Answer with New Matter and Preliminary Objections. An evidentiary hearing was held on 6/6/17. On 1/12/18, the Commission served the Initial Decision of ALJ Heep, in which the ALJ sustained the Complaint, in part, and dismissed the Complaint, in part. The Complainant filed Exceptions on 1/30/18, and PECO filed Replies to Exceptions on 2/12/18.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 2583670-OSA

DOCKET NO. D-2017-2583670 M-2019-3008275

NAME AND SUBJECT: 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 (Peoples) file an Implementation Plan addressing deficiency outlined in the Audit Report. On 5/10/19 Peoples filed a Petition for Reconsideration and Stay of the 4/26 Order.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3003556-OSA
DOCKET NO. F-2018-3003556

NAME AND SUBJECT: ABDUL MUHAMMAD VS METROPOLITAN EDISON COMPANY

Formal Complaint on 7/19/18 alleging that the Respondent had improperly refused to establish electric service in August 2016 and had improperly demanded back payments for unbilled usage. The Complainant requested punitive damages in the amount of \$1,000,000. A telephonic hearing was held on 10/24/18. The Initial Decision of ALJ Calvelli was issued on 2/11/19. The Complainant filed Exceptions on 3/4/19. Met-Ed filed Replies to Exceptions on 3/13/19.

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

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3003795-OSA
DOCKET NO. A-2018-3003795

NAME AND SUBJECT: PENNDOT

Application filed on 7/30/18, seeking approval for upgrading the existing warning devices where Bridge Street crosses the tracks of Norfolk Southern Railway Company (DOT No. 510 967 F) in the Borough of Etna and Sharpsburg in Allegheny County. The Commission approved the Application. Norfolk Southern Railway Company filed a Petition for Reconsideration of Staff Action seeking an extension of time to complete the work. Answers to the Petition were filed by PennDOT and the Borough of Etna.

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

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3004552-OSA
DOCKET NO. M-2018-3004552

NAME AND SUBJECT: METROPOLITAN EDISON COMPANY

Request for Exclusion of Major Outage for Reliability Reporting Purposes (Exclusion Request) was filed on 9/5/18, in accordance with the requirements of the Commission's Order entered 5/11/04. On 9/25/18, the Commission issued a Secretarial Letter that denied Met-Ed's Exclusion Request. On 10/5/18, Met Ed filed a Petition for Reconsideration of Staff Action. By Commission Order on 4/11/19, the Petition was conditionally granted, and the Secretarial Letter rescinded. On 6/13/19, the Commission issued a Secretarial Letter granting the Exclusion Request and proposing new methods to determine the starting point of a major event. On 7/1/19, Met-Ed filed a Petition for Reconsideration of Staff Action alleging that the proposed new methods were applied without notice and violates due process.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3005246-OSA
DOCKET NO. M-2018-3005246

NAME AND SUBJECT: WEST PENN POWER COMPANY

Request for Exclusion of Major Outage for Reliability Reporting Purposes (Exclusion Request) filed on 10/8/18 in accordance with the requirements of the Commission's Order entered 5/11/04. On 10/26/18, the Commission issued a Secretarial Letter that denied West Penn's Exclusion Request. On 11/5/18, West Penn filed a Petition for Reconsideration of Staff Action. The matter was referred from the Commission's Office of Special Assistants to the Commission's Bureau of Technical Utility Services. On 6/11/19, the Commission issued a Secretarial Letter denying the Exclusion Request and providing new methods for determining the start time of major events. On 7/1/19, West Penn filed a Petition for Reconsideration of Staff Action alleging that the proposed new methods for determining the start time of a major event were applied without notice and violates due process.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3007068-OSA
DOCKET NO. A-2019-3007068

NAME AND SUBJECT: THE GIES GROUP LLC D/B/A RENT-A-GRANDSON PROPERTY SERVICES

Application filed on 1/10/19, seeking the right to begin transporting, as a motor common carrier of household goods in use, between points in Pa. The Commission Staff denied the Application, due to technical and financial insufficiency. On 5/8/19, the Applicant filed a Petition for Reconsideration (Petition). No response to the Petition has been filed.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3008599-OSA
DOCKET NO. A-2019-3008599

NAME AND SUBJECT: RYAN PURNELL

Application filed on 2/27/19, seeking approval to provide limousine service between points in certain counties located within Pa. By a Secretarial Letter issued on 9/24/19 (September 2019 Secretarial Letter), the Commission's Bureau of Technical Utility Services (TUS) dismissed the Application. On 9/28/19, Ryan Purnell filed a Petition for Reconsideration from Staff Action (Petition) relating to the September 2019 Secretarial Letter. No Answer to the Petition has been filed.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3008993-OSA
DOCKET NO. F-2019-3008993

NAME AND SUBJECT: JAMIE ELLIOTT VS PECO ENERGY COMPANY

Formal Complaint filed on 3/25/19, requesting a payment arrangement and alleging that PECO violated his 8th and 14th amendment and due process rights. On 4/8/19, PECO filed an Answer denying the material allegations in the Complaint. An evidentiary hearing was convened on 5/14/19. During the hearing, the Complainant made an oral request to withdraw his Complaint. On 6/17/19, the Commission served the Initial Decision of ALJ Jones, in which the ALJ granted the Complainant's request to withdraw his Complaint. The Complainant filed Exceptions on 6/24/19, and PECO filed Replies to Exceptions on 7/8/19.

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

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3009661-OSA
DOCKET NO. A-2019-3009661 A-8922176

NAME AND SUBJECT: JONATHAN W WHITSEL T/A J W WHITSEL LOGGING

Application seeking approval to provide motor common carrier of property service between points in Pa. was filed on 4/29/19. By a Secretarial Letter issued on 7/30/19, the Commission's Bureau of Technical Utility Services (TUS) dismissed the Application. On 8/16/19, Whitsel Logging filed a Petition for Reconsideration from Staff Action (Petition) relating to the 7/30/19 Secretarial Letter. No Answer to the Petition has been filed.

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

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3010339-OSA
DOCKET NO. A-2019-3010339

NAME AND SUBJECT: J LEHMAN TRUCKING LLC

Application seeking approval to transport, as motor common carrier, property, excluding household goods in use, between points in Pa was filed on 5/9/19. On 5/29/19, Applicant submitted the application fee. On 6/11/19, the Bureau of Technical Utility Services issued a Secretarial Letter that the Application was conditionally approve pending receipt of evidence of bodily injury and property damage insurance (Form E) and an acceptable cargo waiver. On 6/18/19 Lehman Trucking's insurer filed Form E. On 9/11/19, the Commission issued a secretarial Letter dismissing the Lehman Trucking's Application for failure to file an acceptable cargo waiver. On 9/24/19, Lehman Trucking filed a Petition for Reconsideration from Staff Action (Petition) relating to the Secretarial Letter. No Answer to the Petition has been filed.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3011038-OSA
DOCKET NO. C-2019-3011038

NAME AND SUBJECT: BUREAU OF INVESTIGATION & ENFORCEMENT VS TODD DIFFENDALL

Complaint filed on 6/27/19, for failure to maintain evidence of insurance on file with the Commission. Respondent did not file an answer. On 9/19/19, the Commission's Bureau of Technical Utility Services issued a Secretarial Letter cancelling Respondent's Certificate of Public Convenience, imposing a \$500 civil penalty, and requesting suspension of Respondent's vehicle registrations. On 10/8/19, Respondent filed a Petition for Reconsideration from Staff Action (Petition) relating to the Secretarial Letter. No Answer to the Petition has been filed.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3011258-OSA
DOCKET NO. C-2019-3011258

NAME AND SUBJECT: BUREAU OF INVESTIGATION & ENFORCEMENT VS HERBERT L JOSEPH II D/B/A J.N. LIMOUSINE

The Bureau of Investigation and Enforcement filed a Complaint on 7/5/19, for failure to maintain evidence of insurance on file with the Commission. On 7/17/19, J. N. Limousine filed a letter response to the Complaint. On 9/18/19, the Commission's Bureau of Technical Utility Services issued a Secretarial Letter cancelling J. N. Limousine's Certificate of Public Convenience, imposing a \$500 civil penalty, and requesting suspension of J. N. Limousine's vehicle registrations. On 9/26/19, J. N. Limousine filed a Petition for Reconsideration from Staff Action (Petition) relating to the Secretarial Letter. No Answer to the Petition has been filed.

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

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

BUREAU OF TECHNICAL UTILITY SERVICES

AGENDA NO. 3006619-TUS

DOCKET NO. P-2018-3006619 P-2018-3006621 P-2018-3006622 P-2018-3006623

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

Petitions filed on 2/1/19, for approval to modify Smart Meter Baseline Provisions.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3006865-TUS

DOCKET NO. M-2019-3006865

NAME AND SUBJECT: ELECTRIC GENERATION SUPPLIER (EGS) LICENSE CANCELLATIONS

EGS Cancellations of Companies with an Expired Financial Security, Insufficient Financial Security Amount or Incorrect Language. As of 11/5/19, 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: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3007833-TUS

DOCKET NO. A-2019-3007833

NAME AND SUBJECT: LEE E MUMMAU T/A SCHOOL HOUSE VILLAGE - WATER DIVISION

Application for Approval of the right to Abandon water service to the public in Licking Creek Township, Fulton County, Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3009273-TUS

DOCKET NO. A-2019-3009273 A-2019-3009292

NAME AND SUBJECT: NGA 911 LLC

Application filed on 4/9/19, for the approval to offer, render, furnish or supply telecommunications services as a Competitive Local Exchange Carrier in all thirty-seven Incumbent Local Exchange Carrier Service Territories, and a Competitive Access Provider throughout the Commonwealth of Pa. No protests were filed, and no hearings were held.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3010177-TUS

DOCKET NO. A-2019-3010177

NAME AND SUBJECT: MERETZ ENERGY GROUP LLC

Application filed on 5/30/19, 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 the Commonwealth of Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3010503-TUS

DOCKET NO. M-2019-3010503

NAME AND SUBJECT: SUEZ WATER PENNSYLVANIA INC

Periodic Review of Suez Water Pennsylvania, Inc.'s Long-Term Infrastructure Improvement Plan.

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

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3010505-TUS
DOCKET NO. M-2019-3010505

NAME AND SUBJECT: **THE YORK WATER COMPANY**

Periodic Review of The York Water Company's Long-Term Infrastructure Improvement Plan.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3010506-TUS
DOCKET NO. M-2019-3010506

NAME AND SUBJECT: **NEWTOWN ARTESIAN WATER COMPANY**

Periodic Review of The Newtown Artesian Water Company's Long-Term Infrastructure Improvement Plan.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3011540-TUS
DOCKET NO. A-2019-3011540

NAME AND SUBJECT: **PENNDOT**

Application for approval to perform bridge preservation work at SR 0366 in Tarentum Borough, Allegheny County. Secretarial Letter dated 9/30/19 approved the application and directed PennDOT to submit for approval final right-of-way plans which were received on 10/7/19 and consists of seven sheets.

RECOMMENDATION: That the Commission adopt proposed Order.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3011548-TUS
DOCKET NO. A-2019-3011548

NAME AND SUBJECT: PENNDOT

Application filed 7/15/19 to perform preservation work at SR 0079 in Robinson Township, Neville Township and Glenfield Borough, Allegheny County. Secretarial Letter dated 9/30/19 approved the application and directed PennDOT to submit for approval final right-of-way plans which were received on 9/30/19 and consists of six sheets.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3012171-TUS
DOCKET NO. A-2019-3012171

NAME AND SUBJECT: DYNAMIS ENERGY LLC

Application filed on 8/14/19, for the approval to offer, render, furnish, or supply natural gas services as a broker/marketer to small commercial, large commercial and industrial 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.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3012238-TUS

DOCKET NO. R-2019-3012238 P-00981410F1000 C-2019-3012876

NAME AND SUBJECT: UNITED TELEPHONE COMPANY OF PA D/B/A CENTURYLINK

On 8/30/19, the 2019 Price Stability Index/Service Price Index Report was filed. On 9/12/19, OCA filed a Formal Complaint against the filing.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3012552-TUS

DOCKET NO. A-2019-3012552

NAME AND SUBJECT: PENNSYLVANIA AMERICAN WATER COMPANY

Application filed on 8/29/19 for approval of the right to offer, render, furnish or supply water service to the public in an additional portion of South Franklin Township, Washington County, Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3012760-TUS

DOCKET NO. A-2019-3012760

NAME AND SUBJECT: BROADLEAF LLC D/B/A BROADLEAF ENERGY COMPANY

Application filed on 9/10/19, for the approval to offer, render, furnish, or supply natural gas services as a broker/marketer to small commercial, large commercial and industrial 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.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3013202-TUS
DOCKET NO. A-2019-3013202

NAME AND SUBJECT: **THINQ INC**

Application filed on 9/18/19, seeking Commission Approval for the Discontinuance and Abandonment of Interexchange Carrier, Interexchange Carrier Reseller, and Competitive Local Exchange Carrier Services to the Public within the Commonwealth of Pa. No protests were filed, and no hearings were held.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3013214-TUS
DOCKET NO. A-2019-3013214

NAME AND SUBJECT: **INDEPENDENT ENERGY CONSULTANTS INC**

Application filed on 9/30/19, 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 all of the electric distribution company service territories throughout the Commonwealth of a.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3013217-TUS
DOCKET NO. A-2019-3013217

NAME AND SUBJECT: INDEPENDENT ENERGY CONSULTANTS INC

Application filed on 9/30/19, 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 the Commonwealth of Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3013287-TUS
DOCKET NO. R-2019-3013287

NAME AND SUBJECT: DUQUESNE LIGHT COMPANY

Tariff Electric Pa. P.U.C. No. 25 (Tariff No. 25) to be effective 12/2/19 was filed on 9/30/19. The filing proposed a new retail tariff, Tariff No. 25, to supersede and cancel its currently effective Tariff Electric PA P.U.C. No. 24. The proposed new retail tariff contains numerous housekeeping updates intended to clean up and streamline Duquesne Light Company's existing tariff content for ease of review.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3013366-TUS
DOCKET NO. P-2019-3013366

NAME AND SUBJECT: PPL ELECTRIC UTILITIES CORPORATION

Petition of PPL Electric Utilities Corporation to establish a mechanism to distribute the tax saving associated with the TCJA for the period between 1/1/18 and 6/30/18.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3013392-TUS

(PP from 10/24/2019)

DOCKET NO. M-2019-3013392

NAME AND SUBJECT: QUARTERLY EARNINGS REPORT OF PENNSYLVANIA 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. Staff has included detailed, market-based analysis of the current cost of equity across industry-wide groups.

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

Votes and Notes: **4-1**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **No - Statement**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

LAW BUREAU

AGENDA NO. 1151742-LAW **DOCKET NO. M-00001337**

NAME AND SUBJECT: PENNSYLVANIA UNIVERSAL SERVICE FUND ANNUAL RATE ADJUSTMENT

Annual Administrator's Report was filed on 9/9/19 with recommendations about the Pennsylvania Universal Service Fund's size for calendar year 2020.

RECOMMENDATION: That the Commission adopts the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 2179537-LAW **DOCKET NO. A-2010-2179537**

NAME AND SUBJECT: EMEX LLC

Petition for Reconsideration and Rescission filed on 7/18/19. Through its Petition, EMEX seeks (1) reconsideration and rescission of the Commission's Final Order (entered on 7/16/19), cancelling its license to serve as a broker/marketer of electric generation supply service in the Commonwealth, and (2) reinstatement of its license. EMEX's license was cancelled due to its failure to furnish a valid bond to the Commission as required by the Public Utility Code, 66 Pa. C.S. § 2809(c)(1)(i), and Commission regulations, 52 Pa. Code § 54.40.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: **5-0**

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

OFFICE OF ADMINISTRATIVE LAW JUDGE

AGENDA NO. 2639465-ALJ

(PP from 10/24/2019)

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: 4-0 with Commissioner Yanora Recusing

Chairman Brown Dutrieuille Yes - Motion

Vice Chairman Sweet Yes

Commissioner Place Yes

Commissioner Coleman Yes

Commissioner Yanora Recusal Statement

AGENDA NO. 3002862-ALJ

(PP from 10/24/2019)

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: 5-0

Chairman Brown Dutrieuille Yes

Vice Chairman Sweet Yes - Motion

Commissioner Place Yes - Statement

Commissioner Coleman Yes

Commissioner Yanora Yes

AGENDA NO. 3006566-ALJ

DOCKET NO. C-2018-3006566

NAME AND SUBJECT: JAMES SLAGLE VS PENNSYLVANIA AMERICAN WATER COMPANY

Formal Complaint filed 12/17/18, alleging harassment by the Respondent and averring a billing dispute. On 1/7/19, Respondent filed its answer to the complaint. A hearing was held on 6/6/19.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3008683-ALJ

DOCKET NO. C-2019-3008683

NAME AND SUBJECT: MICHAEL & BRENDA BLOOM VS OVERBROOK WATER COMPANY

Formal Complaint filed 3/14/19 alleging Respondent failed to provide reasonable and adequate water service on 4/9/19, Respondent filed its answer to the complaint. A hearing was held on 7/2/19.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes - Motion**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3008947-ALJ

DOCKET NO. R-2019-3008947 C-2019-3009591 C-2019-3011086 R-2019-3008948 C-2019-3009592 C-2019-3011091

NAME AND SUBJECT: PA PUC, OFFICE OF CONSUMER ADVOCATE AND GARY AND MARY KUTZELMAN VS COMMUNITY UTILITIES OF PENNSYLVANIA INC – WATER AND WASTEWATER

Supplement No. 5 to Tariff Water–Pa. P.U.C. No. 1 and Supplement No. 3 to Tariff Wastewater–Pa. P.U.C. No. 1 were filed 4/1/19. Formal Complaints were filed. Two Public Input Hearings were held on 7/15/19. An evidentiary hearing was held on 8/22/19. A Joint Petition for Full Settlement of Rate Proceeding was filed on 9/6/19.

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

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

November 14, 2019

LAW BUREAU

AGENDA NO. 3007876-LAW

DOCKET NO. P-2019-3007876 M-2018-2645401

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

Petition for Reconsideration filed on 8/23/19 regarding the Commission's 8/8/19 Order regarding on-line CAP applications and customer participation in LIHEAP. Reconsideration pending a review on the merits was granted on 9/19/19.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**

AGENDA NO. 3012445-LAW

DOCKET NO. A-2019-3012445

NAME AND SUBJECT: **INOVA ENERGY LLC**

By Final Order entered 10/24/19, the Commission denied Inova Energy, LLC's Application for approval to offer, render, furnish or supply electricity or electric generation services as a supplier. On 11/01/19, Inova Energy filed a Petition for Reconsideration. To preserve Commission jurisdiction over the Petition, the Commission must grant reconsideration on a provisional basis pending further review of the Petition on its merits.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes: 5-0

Chairman Brown Dutrieuille **Yes**

Vice Chairman Sweet **Yes**

Commissioner Place **Yes**

Commissioner Coleman **Yes**

Commissioner Yanora **Yes**