

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**PUBLIC MEETING**

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**THURSDAY, JULY 11, 2024 (RY)  
10:00 A.M.**

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

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The Commission will act on various matters at today's meeting, which is open to the public. 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:

<b>COMMISSIONER</b>	<b>VICE CHAIR</b>	<b>CHAIRMAN</b>	<b>COMMISSIONER</b>	<b>COMMISSIONER</b>
<b>Kathryn L. Zerfuss</b>	<b>Kimberly Barrow</b>	<b>Stephen M. DeFrank</b>	<b>Ralph V. Yanora</b>	<b>John F. Coleman, Jr.</b>

The Next Public Meeting is Tentatively Scheduled for Thursday, August 1, 2024 at 10:00 A.M.

Minutes of the Meeting of Thursday, May 23, 2024 (JFC)

**\*\*\*ANNOUNCEMENTS\*\*\***

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, AUGUST 1, 2024, 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 HELD AN EXECUTIVE SESSION ON WEDNESDAY, JULY 10, 2024, AT 2:30 PM IN THE JR. EXECUTIVE CHAMBERS, THIRD FLOOR, COMMONWEALTH KEYSTONE BUILDING AS WELL AS VIA TELECONFERENCE. THE COMMISSION WILL HOLD ITS NEXT EXECUTIVE SESSION ON WEDNESDAY, JULY 31, 2024, AT 1:30 PM IN THE JR. EXECUTIVE CHAMBERS, THIRD FLOOR, COMMONWEALTH KEYSTONE BUILDING AS WELL AS VIA TELECONFERENCE.

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.

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**MOTIONS AND STATEMENTS OF THE CHAIRMAN  
AND COMMISSIONERS WILL BE AVAILABLE  
ON THE COMMISSION'S WEBSITE AT  
[WWW.PUC.PA.GOV](http://WWW.PUC.PA.GOV) AFTER PUBLIC MEETING.**

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**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

July 11, 2024

### BUREAU OF AUDITS

#### AGENDA NO. 3032518-AUD

**DOCKET NO. D-2022-3032518**

**NAME AND SUBJECT: UGI UTILITIES INC - GAS**

Purchased Gas Cost audit report for the twelve months ending on 3/31/20 and 3/31/21.

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

#### Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

#### AGENDA NO. 3039488-AUD

**DOCKET NO. D-2023-3039488**

**NAME AND SUBJECT: PPL ELECTRIC UTILITIES CORPORATION**

Management and Operations Audit containing 19 recommendations. In response, PPL Electric Utilities Corporation submitted an Implementation Plan dated June 2024, indicating acceptance of 16 recommendations and partial agreement with 3 recommendations.

**RECOMMENDATION:** That the Commission make the audit report and PPL Electric's Implementation Plan public.

#### Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

**AGENDA NO. 3039500-AUD**  
**DOCKET NO. D-2023-3039500**

**NAME AND SUBJECT: PITTSBURGH WATER AND SEWER AUTHORITY**  
Bureau of Audits' report on Pittsburgh Water and Sewer Authority's Water Distribution System Improvement Charge for the twelve months ending on 12/31/21 and 12/31/22.

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

Votes and Notes:  
Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3039501-AUD**  
**DOCKET NO. D-2023-3039501**

**NAME AND SUBJECT: PITTSBURGH WATER AND SEWER AUTHORITY**  
Bureau of Audits' report on Pittsburgh Water and Sewer Authority's Wastewater Distribution System Improvement Charge for the twelve months ending on 12/31/21 and 12/31/22.

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

Votes and Notes:  
Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**BUREAU OF CONSUMER SERVICES**

**AGENDA NO. 3036532-BCS**

**DOCKET NO. M-2022-3036532 M-2022-3036533 M-2022-3036534 M-2022-3036535**

**NAME AND SUBJECT: METROPOLITAN EDISON COMPANY, PENNSYLVANIA ELECTRIC COMPANY, PENNSYLVANIA POWER COMPANY AND WEST PENN POWER COMPANY (COLLECTIVELY FIRSTENERGY PA)**

Petition for Reconsideration filed on 3/29/24 by the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania, seeking reconsideration of the Commission’s 3/14/24 Order on conditionally approving FirstEnergy Pennsylvania’s Universal Service and Energy Conservation Plan for 2024-2028. The Office of Consumer Advocate and FirstEnergy Pennsylvania individually filed Answers.

RECOMMENDATION: That the Commission adopt the proposed Order.

Notes and Votes:

- Chairman DeFrank
- Vice Chair Barrow
- Commissioner Yanora
- Commissioner Zerfuss
- Commissioner Coleman

**AGENDA NO. 3039487-BCS**

**DOCKET NO. M-2023-3039487**

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

Order entered on 4/4/24 approving Columbia Gas of Pennsylvania Inc.’s (Columbia) 2024 Universal Service and Energy Conservation Plan with required modifications. On 4/19/24, Columbia filed a Petition for Reconsideration. On 4/29/24, the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania filed an Answer to Columbia’s Petition.

RECOMMENDATION: That the Commission adopt the proposed Order.

Notes and Votes:

- Chairman DeFrank
- Vice Chair Barrow
- Commissioner Yanora
- Commissioner Zerfuss
- Commissioner Coleman

**OFFICE OF SPECIAL ASSISTANTS**

**AGENDA NO. 2617558-OSA**

**DOCKET NO. C-2017-2617558**

**NAME AND SUBJECT: JAMES AND TERESA MENDEZ QUIGLEY VS PECO ENERGY COMPANY**  
Opinion and Order issued on 4/25/24, denying the Exceptions of James Quigley and Teresa Mendez Quigley (Complainants) and dismissing the Complainants' Formal Complaint against PECO Energy Company (PECO) seeking to prevent PECO from installing a smart meter at the service address. On 5/9/24 Complainants filed a Petition for Relief. No Answer to the Petition has been filed.

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

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

**AGENDA NO. 3006923-OSA**

(PP from 6/13/2024)

**DOCKET NO. C-2019-3006923**

**NAME AND SUBJECT: NOREEN MCCARTHY VS METROPOLITAN EDISON COMPANY**  
Formal Complaint (FC) filed on 1/7/19, seeking to prevent Metropolitan Edison Company (Met-Ed) from installing a smart meter at the service address. On 1/28/19, Met-Ed filed an Answer. On 3/11/19 the FC was amended. A hearing was held on 7/14/20. On 10/15/20, the Commission issued the Initial Decision (ID) of ALJ Johnson, which denied and dismissed the FC. On 11/4/20, the Complainant filed Exceptions to the ALJ's ID. On 11/27/23, Met-Ed filed Reply Exceptions.

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

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

**AGENDA NO. 3020667-OSA**  
**DOCKET NO. A-2020-3020667**

**NAME AND SUBJECT: PENNDOT**

Application filed on 7/2/20, for approval to alter the crossings where State Route 3104 crosses, above grade, the tracks of CSX Transportation Inc., Norfolk Southern Railway Company, and the Pittsburgh and Ohio Central Railroad Company in the City of Pittsburgh, Stowe Township and McKees Rocks Borough, Allegheny County, Pa. Exceptions to the Recommended Decision on Remand by Opinion and Order entered 10/27/22.

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

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3022688-OSA**  
**DOCKET NO. A-2020-3022688**

**NAME AND SUBJECT: PENNDOT**

Application filed on 11/2/20 for approval to alter the public crossings (DOT 051 674 J) and (DOT 149 033 D) by removal and replacement of the existing bridge structure where SR 0068 crosses, above grade the tracks of Bessemer & Lake Erie Railroad Company, Buffalo & Pittsburgh Railroad Inc., and CSX Transportation Inc., located in Butler and Summit Townships, Butler County, Pa. A field conference was held on 2/11/21. A Secretarial Letter approving the application was issued 3/12/21. PennDOT submitted right-of-way plans containing railroad property for the Commission to appropriate on 2/28/24, and revised right-of-way plan sheets on 5/6/24. No objections have been filed regarding the revised right-of-way plans. On 6/13/24, the Commission entered an Opinion and Order. On 6/27/24, PennDOT filed a Petition for Reconsideration of the 6/13/24 Opinion and Order.

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

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3038237-OSA**

**DOCKET NO. C-2023-3038237 C-2023-3038243**

**NAME AND SUBJECT: FRANCENE TEARPOCK-MARTINI VS FRONTIER COMMUNICATIONS OF PENNSYLVANIA LLC AND UGI UTILITIES INC - ELECTRIC**

Formal Complaints (FCs) filed on 2/10/23, asserting that Frontier Communications, LLC (Frontier) and UGI Utilities, Inc. (UGI) were responsible for trespass upon the Complainant’s property and damage to trees and shrubbery at the Complainant’s residence caused when Frontier ran fiber optic wires between utility poles owned by UGI. The Complainant sought relief for the damage caused, and a prohibition on future trespassing upon the Complainant’s property. On 5/12/23, Frontier filed an Answer and New Matter. On 5/23/23, the Complainant filed a Reply to Answer. On 7/11/23, an evidentiary hearing was held. On 10/31/23, the Commission issued the Initial Decision (ID) of ALJ Allensworth, which dismissed the FCs, finding that the Complainant did not sustain the burden of establishing that either Frontier or UGI violated any provision of the Public Utility Code, the Commission’s Regulations, or a Commission Order. On 11/9/23, the Complainant filed Exceptions to the ALJ’s ID. Frontier filed Replies to Exceptions on 11/30/23.

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

Notes and Votes:

- Chairman DeFrank
- Vice Chair Barrow
- Commissioner Yanora
- Commissioner Zerfuss
- Commissioner Coleman

**AGENDA NO. 3042007-OSA**

**DOCKET NO. C-2023-3042007**

**NAME AND SUBJECT: PAMELA BULL VS PHILADELPHIA GAS WORKS**

Formal Complaint (FC) filed on 7/25/23. The FC was an appeal of a Bureau of Consumer Services decision granting the Complainant a Commission-issued payment arrangement for payment arrearages. An Initial Decision was issued by Special Agent Mroczka on 1/31/24 sustaining the FC based on the evidence submitted by Complainant and granting a 36-month payment arrangement. Complainant filed Exceptions on 2/14/24. Reply Exceptions were filed by Philadelphia Gas Works on 2/26/24.

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

Notes and Votes:

- Chairman DeFrank
- Vice Chair Barrow
- Commissioner Yanora
- Commissioner Zerfuss
- Commissioner Coleman

**AGENDA NO. 3043189-OSA**

**DOCKET NO. R-2023-3043189 R-2023-3043190 ET AL**

**NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION ET AL VS PENNSYLVANIA  
AMERICAN WATER COMPANY**

Supplement No. 45 to Tariff Water – Pa. P.U.C. No. 5 and Supplement No. 47 to Tariff Wastewater – Pa. P.U.C. No. 16 filed on 11/8/23, which proposed an increase in rates calculated to produce approximately \$199.2 million and \$4.7 million, respectively, in additional annual revenue, based on data for the fully projected future test year ending 6/30/25. By Recommended Decision issued on 5/7/24, ALJs Pell and Coogan recommended the approval of an increase in annual water revenues in the amount of approximately \$92.6 million, and an increase in annual wastewater revenues in the amount of approximately \$11.5 million. On 5/17/24, Pennsylvania-American Water Company (PAWC), the Bureau of Investigation and Enforcement (BIE), the Office of Consumer Advocate (OCA), the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania (CAUSE-PA), Pennsylvania-American Water Large Users Group (PAWLUG), Cleveland-Cliffs Steel (Cleveland-Cliffs), and the City of Scranton filed Exceptions. On 5/22/24, PAWC, BIE, the OCA, the Office of Small Business Advocate, CAUSE-PA, PAWLUG, and Cleveland-Cliffs filed Replies to Exceptions. Also, on 5/22/24, the OCA filed a Motion for Relief Regarding Ex Parte Communications by PAWC (Motion). On 6/18/24, PAWC filed an Answer to the Motion.

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

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

**AGENDA NO. 3045253-OSA**  
**DOCKET NO. M-2024-3045253**

**NAME AND SUBJECT: NATURAL GAS SUPPLIER (NGS) LICENSE CANCELLATIONS**

Section 2208 of the Pennsylvania Public Utility Code (Code), at 66 Pa. C.S. § 2208(h), states that the Pennsylvania Public Utility Commission (Commission) may establish, by order or rule, on a reasonable cost basis, fees to be charged for annual activities related to the oversight of natural gas suppliers (NGS). Section 2208 of the Code, at 66 Pa. C.S. § 2208(c)(2), states that the failure of a NGS to comply with any provision of this chapter or the rules, regulations, orders, or directives of the Department of Revenue or of the Commission, including, but not limited to, engaging in anticompetitive behavior, shall be cause for the Commission to revoke the license of the NGS. As of 2/13/24, the companies listed in Table 1 and Table 2 of the Tentative Order are not in compliance with Section 2208 of the Code. On 2/22/24, the Commission entered a Tentative Order, as well as a Final Order on 5/20/24, cancelling the NGS license of those suppliers who still had not provided the annual revenue report or have outstanding assessments and fees. On 5/21/22, Environ Energy LLC filed a Petition for Reconsideration. By notational vote, the Commission entered an Opinion and Order on 6/18/24 to retain jurisdiction.

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:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3047331-OSA**  
**DOCKET NO. A-2024-3047331**

**NAME AND SUBJECT: FRANS CARING TRANSIT LLC**

Application filed on 2/22/24, for the right to operate as a Motor Contract Carrier of Persons. On 4/26/24, the Commission issued a dismissal letter denying the Application for failure to reply to the Commission's data request and submission of requisite documents with the Commission. On 4/29/24, the Applicant filed a Petition for Reconsideration (Petition). No Answer to the Petition has been filed.

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

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3048015-OSA**  
**DOCKET NO. A-2024-3048015**

**NAME AND SUBJECT: IBEMSI GROUP LLC**

Application filed on 2/1/24, for the right to operate as a Motor Common Carrier of Persons in Paratransit Service. On 4/4/24, the Commission issued a Secretarial Letter denying the Application for lack of fitness since the Applicant was under suspension of its existing operating rights for failure to maintain evidence of liability insurance with the Commission. On 4/5/24, the Applicant filed a Petition for Reconsideration (Petition). No Answer to the Petition has been filed.

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

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

## **BUREAU OF TECHNICAL UTILITY SERVICES**

### **AGENDA NO. 3021942-TUS**

**DOCKET NO. P-2020-3021942 P-2020-3022053**

**NAME AND SUBJECT: PEOPLES NATURAL GAS COMPANY LLC**

Petition filed on 3/15/24, for approval of a major modification to its existing Long Term Infrastructure Improvement Plan. The Petition was served on all parties of record to Peoples Natural Gas Company, LLC's current base rate proceeding at Docket No. R-2023-3044549. No comments were filed.

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

#### Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

### **AGENDA NO. 3033949-TUS**

**DOCKET NO. A-2022-3033949**

**NAME AND SUBJECT: LIBERTY POWER HOLDINGS LLC**

Application filed on 7/21/22, seeking to abandon its electric generation supplier license.

**RECOMMENDATION:** That the Commission adopt the proposed Order.

#### Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

**AGENDA NO. 3041569-TUS**  
**DOCKET NO. M-2023-3041569**

**NAME AND SUBJECT: WEST PENN POWER COMPANY**

Petition filed on 3/19/24, for amendments to the West Penn Power Sustainable Energy Fund (WPPSEF) Bylaws. The WPPSEF Board of Directors approved resolutions adopting Articles of Amendment for a change in the name of the WPPSEF and amendments to the Bylaws at its meeting on 3/18/24. The Petition seeks approval of the Articles of Amendment and the Bylaws.

RECOMMENDATION: That the Commission adopt the proposed Order.

- Votes and Notes:  
Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3043497-TUS**  
**DOCKET NO. R-2023-3043497 C-2023-3043807**

**NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION VS NANTMEAL WARWICK SEWER COMPANY INC**

Supplement No. 2 filed on 10/12/23, to become effective 1/1/24. Supplement No. 2 would increase Nantmeal Warwick Sewer Company, Inc.'s (Nantmeal) total annual operating revenues for wastewater service by approximately \$20,418, or 45.8%. On 10/25/23, the Office of Small Business Advocate (OSBA) filed a Formal Complaint (FC) at Docket No. C-2023-3043807. On 12/7/23, Supplement No. 2 was suspended by operation of law until 8/1/24. On 12/18/23, Nantmeal filed Tariff Supplement No. 3 to Tariff Wastewater – Pa. P.U.C. No. 1 to suspend the application of rates in Supplement No. 2 until 8/1/24. On 12/19/23, OSBA filed a Petition to Withdraw its FC. By an Order dated 1/16/23, ALJ Collins granted OSBA’s Petition to Withdraw its FC. No exceptions were filed for the Order dated 1/16/23, no additional FCs were filed, and no hearings were held.

RECOMMENDATION: That the Commission adopt the proposed Order.

- Votes and Notes:  
Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3044479-TUS**  
**DOCKET NO. P-2023-3044479**

**NAME AND SUBJECT: PENNSYLVANIA POWER COMPANY**

Petition filed on 9/15/23, seeking authority to defer, for accounting and financial reporting purposes, certain losses from extraordinary storm damage. On 10/4/23, the Office of Consumer Advocate filed an Answer. On 11/9/23, Pennsylvania Power Company filed a revised Petition correcting stated expenses and percentage income figures. No protests were filed, and no hearings were held.

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

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3045251-TUS**  
**DOCKET NO. M-2024-3045251**

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

As of 6/28/24, 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:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3047602-TUS**  
**DOCKET NO. A-2024-3047602**

**NAME AND SUBJECT: GAS SOUTH LLC**

Application filed on 3/15/24, to offer, render, furnish, or supply natural gas services as a supplier to small commercial, large commercial, industrial, and governmental customers, as well as residential and small commercial (limited to mixed meters) customers, pursuant to the Commission’s Secretarial Letter dated 3/25/11, at Docket No. M-2009-2082042, in the natural gas distribution company service territories of Columbia Gas of Pennsylvania, Inc., National Fuel Gas Distribution Corporation, PECO Energy Company, Peoples Natural Gas Company – Peoples Natural Gas Division, Peoples Natural Gas Company – Peoples Gas Division, Philadelphia Gas Works, UGI Utilities, Inc. and Valley Energy, Inc. within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

- Notes and Votes:  
Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3048204-TUS**  
**DOCKET NO. A-2024-3048204**

**NAME AND SUBJECT: PPL ELECTRIC UTILITIES CORPORATION**

Application filed on 4/3/24, pursuant to 66 Pa. C.S. § 1102(a)(3) seeking a Certificate of Public Convenience approving the transfer by sale of real property and facilities located at 26-44 N. 9th Street, Allentown, Pa. and 901-909 W. Hamilton Street, Allentown, Pa. to DDCAP Allentown, LLC. On 5/1/24, PPL Electric Utilities Corporation filed updates to the Application.

RECOMMENDATION: That the Commission adopt the proposed Order.

- Notes and Votes:  
Chairman DeFrank  
Vice Chair Barrow  
Commissioner Yanora  
Commissioner Zerfuss  
Commissioner Coleman

**AGENDA NO. 3048652-TUS**

**DOCKET NO. R-2024-3048652 R-2024-3049419 ET AL**

**NAME AND SUBJECT: CONSOLIDATED COMMUNICATIONS OF PENNSYLVANIA COMPANY LLC**

The Company's 2024 Price Stability Index/Service Price Index Report was filed on 4/29/24, requesting a rate increase of \$527,821. No complaints were filed, and no hearings were held.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

**AGENDA NO. 3048662-TUS**

**DOCKET NO. A-2024-3048662**

**NAME AND SUBJECT: BRIDGE ENERGY SERVICES LLC**

Application filed on 4/1/24, for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer to small commercial, large commercial, and governmental customers in all of the electric distribution company service territories within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

**AGENDA NO. 3049248-TUS**

**DOCKET NO. R-2024-3049248 C-2024-3049646**

**NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION VS CITY OF LOCK HAVEN WATER DEPARTMENT**

Supplement No.19 filed on 5/24/24, to become effective 7/23/24. The City of Lock Haven Water Department (Lock Haven) filed Supplement No. 20 to Water-PA P.U.C. No. 1 on 6/14/24 to suspend the application of rates in Supplement No. 19 until 8/2/24. Supplement No. 19 would increase total annual operating revenues for water service by approximately \$483,872, or 91.5%. On 6/20/24, the Office of Consumer Advocate filed a Formal Complaint (FC) at Docket No. C-2024-3049646. On 6/21/24, the Office of Small Business Advocate filed a FC at Docket No. C-2024-3049713.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

## LAW BUREAU

### AGENDA NO. 3049348-LAW

**DOCKET NO. M-2024-3049348**

**NAME AND SUBJECT: TELCOMMUNICATIONS UTILITIES ZERO REVENUE ASSESSMENT  
REPORT**

Cancellation of Certificates of Public Convenience for telecommunications public utilities reporting zero Intrastate operating revenue.

RECOMMENDATION: That the Commission adopt the proposed Tentative Order.

Notes and Votes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

**OFFICE OF ADMINISTRATIVE LAW JUDGE**

**AGENDA NO. 3040153-ALJ**

**DOCKET NO. R-2023-3040153 R-2023-3040151 ET AL**

**NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION ET AL VS GREATER HAZLETON COMMUNITY AREA NEW DEVELOPMENT ORGANIZATION INC T/A CAN DO INC**

Tariff Wastewater – Pa. P.U.C. No. 4 and Tariff Water – PA PUC No. 4 filed on 11/3/23, to become effective 1/2/24. The proposed water tariff would increase the level of rates charged for providing service to its water customers to recover an estimated annual increase in water base rate revenues of \$999,900. By operation of 66 Pa.C.S. § 1308(d), the Commission commenced an investigation to determine the lawfulness, justness and reasonableness of the proposed rates, rules and regulations. A prehearing conference was held on 1/4/23. An evidentiary hearing was held on 3/20/24. A Joint Petition for Settlement was filed on 4/1/24.

COMMISSION REVIEW: That the Commission adopt ALJ Johnson’s Recommended Decision.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerkus

Commissioner Coleman

**AGENDA NO. 3045966-ALJ**

**DOCKET NO. R-2024-3045966 C-2024-3047054 C-2024-3046382**

**NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION ET AL VS PHILADELPHIA GAS WORKS**

Definitive Filing filed on 3/1/24, pursuant to 66 Pa.C.S. § 1307(f) for Philadelphia Gas Works’ purchased gas cost rate to be effective on and after 9/1/24. The Commission commenced an investigation to determine the lawfulness, justness, and reasonableness of the proposed rates and to satisfy the requirements of Sections 1307, 1317 and 1318 of the Public Utility Code. A prehearing conference was held on 3/11/24. A Joint Petition for Settlement was filed on 4/30/24.

COMMISSION REVIEW: Recommended Decision

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerkus

Commissioner Coleman

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Carry-In Agenda

July 11, 2024

### OFFICE OF SPECIAL ASSISTANTS

#### AGENDA NO. 3048837-OSA

#### DOCKET NO. A-2024-3048837

#### NAME AND SUBJECT: **PENNDOT AND THE CITY OF PITTSBURGH**

Emergency Application filed on 5/2/24, for approval to abolish the public above grade crossing and remove the bridge carrying the abandoned cartway of Pittsburgh & West Virginia Railway Company above S.R. 0051 in the City of Pittsburgh (the City), Allegheny County and the allocation of costs incident thereto (Application). On 5/17/24, the Pennsylvania Department of Transportation (the Department) and Wabash Properties, LLC (Wabash) simultaneously filed a Prehearing Memorandum. The initial telephonic prehearing conference was held 5/22/24. Also, on 5/22/24, the Department filed a Petition for Interim Emergency Relief under Commission Regulations at 52 Pa. Code § 3.6 (Section 3.6 Petition). On 5/27/24, Wabash filed a Protest to the Emergency Application, as well as an Answer & New Matter to the Section 3.6 Petition. On 5/29/24, the Department filed a Reply to Answer & New Matter. On the same day, Wabash filed a Petition to Intervene, which was granted on 5/31/24. Also on 5/31/24, ALJ Long issued a Protective Order. Hearings were held on the Section 3.6 Petition on 6/3 and 6/4/24. On 6/6/24, ALJ Long issued an Order Granting Interim Emergency Relief and Certifying Material Question (Interim Emergency Order). On 6/13/24, the Parties filed Briefs addressing the merits of the Interim Emergency Order. By notational vote, the Commission entered an Opinion and Order answering the Material Question on 7/1/24.

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:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

## **BUREAU OF TECHNICAL UTILITY SERVICES**

### **AGENDA NO. 3034972-TUS**

**DOCKET NO. P-2022-3034972**

#### **NAME AND SUBJECT: PPL ELECTRIC UTILITIES CORPORATION**

Petition filed on 1/17/24, for approval of major modifications to PPL Electric Utilities Corporation's (PPL) existing Long-Term Infrastructure Improvement Plan for its electric distribution operations. On 2/6/24, the Office of Consumer Advocate (OCA) filed an Answer to the Petition. On 2/7/24, via a Secretarial Letter, the Commission issued a data request to PPL. On 2/14/24, PPL's Petition was transferred from the Bureau of Technical Utility Services (TUS) to the Office of Administrative Law Judge (OALJ) for evidentiary hearings pursuant to the OCA's Answer. On 2/16/24, the OCA filed comments. On 2/21/24, PPL's Petition was transferred back to TUS from OALJ. On 2/22/24, PPL responded to the data request. On 3/8/24, PPL filed a letter in response to the OCA's Answer and Comments. On 3/8/24, via a Secretarial Letter, the Commission issued a second data request; on 3/22/24, PPL filed its response. No other comments were filed, and no hearings were held.

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

#### **Votes and Notes:**

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

### **AGENDA NO. 3046777-TUS**

**DOCKET NO. A-2024-3046777**

#### **NAME AND SUBJECT: AQUA PENNSYLVANIA WASTEWATER INC**

Application filed on 2/23/24, for approval of the right to offer, render, furnish, or supply wastewater service to the public in an additional portion of New Garden Township, Chester County, Pa. Aqua Pennsylvania Wastewater Inc. submitted proofs of publication and service to the appropriate entities. No protests were filed, and no hearings were held.

**RECOMMENDATION:** That the Commission adopt the proposed Order.

#### **Votes and Notes:**

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman