

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, AUGUST 22, 2024 (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. 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 CHAIR	CHAIRMAN	COMMISSIONER	COMMISSIONER
Kathryn L. Zerfuss	Kimberly Barrow	Stephen M. DeFrank	Ralph V. Yanora	John F. Coleman, Jr.

The Next Public Meeting is Tentatively Scheduled for Thursday, September 12, 2024 at 10:00 A.M.

Minutes of the Meeting of Thursday, July 11, 2024 (RY)

*****ANNOUNCEMENTS*****

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, SEPTEMBER 12, 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, SEPTEMBER 10, 2024, AT 1:00 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, SEPTEMBER 11, 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.

**MOTIONS AND STATEMENTS OF THE CHAIRMAN
AND COMMISSIONERS WILL BE AVAILABLE
ON THE COMMISSION'S WEBSITE AT
WWW.PUC.PA.GOV AFTER PUBLIC MEETING.**

FOR YOUR SAFETY, PLEASE TAKE NOTE OF THE EXITS, DOWN THE STAIRS ON EITHER SIDE OF THE HALLWAY OUTSIDE OF HEARING ROOM 1. IN A TRUE EMERGENCY, A PUC EMPLOYEE IN AN ORANGE VEST WILL BE THERE TO HELP THOSE WHO NEED ASSISTANCE. ONCE YOU MOVE DOWN THE STAIRS, PLEASE EXIT ONTO NORTH STREET. ALSO, FOR YOUR CONVENIENCE, RESTROOMS ARE LOCATED ON THE ATRIUM LEVEL NEAR THE CAFETERIA.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

FINAL AGENDA

August 22, 2024

BUREAU OF ADMINISTRATION

AGENDA NO. 3050604-ADM

NAME AND SUBJECT: OCA GENERAL ASSESSMENT UPON PUBLIC UTILITIES

Office of the Consumer Advocate (Attorney General's Office) General Assessment upon Public Utilities for Fiscal Year 7/1/24 to 6/30/25.

RECOMMENDATION: That the Commission approve the Assessments Section computation in accordance with Act 15 of 1977 (Section 904-A.1(b)(2) of the Administrative Code), the amount of the General Assessment for the FY 7/1/24 to 6/30/25 on each applicable utility.

Votes and Notes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3050605-ADM

NAME AND SUBJECT: OSBA GENERAL ASSESSMENT UPON PUBLIC UTILITIES

Office of the Small Business Advocate (Department of Community and Economic Development) General Assessment upon Public Utilities for Fiscal Year 7/1/24 to 6/30/25.

RECOMMENDATION: That the Commission approve the Assessment Section computation in accordance with 73 P.S. §399-46, the amount of the General Assessment for the FY 7/1/24 to 6/30/25 on each applicable public utility.

Votes and Notes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3050606-ADM

NAME AND SUBJECT: ACT 127 OF 2011 - ASSESSMENT PIPELINE OPERATORS

Assessment upon Pipeline Operators applicable under Act 127 of 2011 – Billing for Fiscal Year 7/1/24 to 6/30/25.

RECOMMENDATION: That the Commission approve the Assessments Section computation in accordance with Act 127 of 2011 for the amount of the Assessment for the FY 7/1/24 to 6/30/25 on each applicable pipeline operator.

Votes and Notes:

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

AGENDA NO. 3050607-ADM

NAME AND SUBJECT: ACT 155 OF 2014 – FEES ESTABLISHED FOR ELECTRIC GENERATION SUPPLIERS AND NATURAL GAS SUPPLIERS

Supplemental fees upon Generators of Electricity (EGS) and Suppliers of Natural Gas (NGS) - Billing for EGS and for NGS.

RECOMMENDATION: That the Commission approve the Assessments Section computation in accordance with M-2014-2448825 for the amount of the supplemental fee for FY 7/1/24 to 6/30/25 on each applicable EGS and NGS.

Votes and Notes:

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

AGENDA NO. 3050609-ADM

NAME AND SUBJECT: ACT 50 OF 2017 – ASSESSMENT OF THE PENNSYLVANIA UNDERGROUND UTILITY LINE PROTECTION ACT

Assessment upon PA One Call System, Inc. and applicable public utilities under Act 50 of 2017 – The Pennsylvania Underground Utility Line Protection Act also known as the “One Call Law” – billing for Fiscal Year 7/1/24 to 6/30/25.

RECOMMENDATION: That the Commission approve the Assessments Section computation in accordance with Act 50 of 2017 “One Call Law” for the amount of the Assessment for the FY 7/1/24 to 6/30/25 on PA One Call System, Inc. and each applicable public utility.

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

AGENDA NO. 3050610-ADM

NAME AND SUBJECT: GENERAL ASSESSMENT UPON PUBLIC UTILITIES

General Assessment upon Public Utilities for Fiscal Year 7/1/24 to 6/30/25.

RECOMMENDATION: That the Commission approve the Assessments Section computation in accordance with Section 510 of the Public Utility Code, the amount of the General Assessment for the FY 7/1/24 to 6/30/25 on each applicable utility.

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

BUREAU OF CONSUMER SERVICES

AGENDA NO. 3038944-BCS

DOCKET NO. M-2023-3038944

NAME AND SUBJECT: 2023 REVIEW OF ALL JURISDICTIONAL FIXED UTILITIES' UNIVERSAL SERVICE PROGRAMS

Universal Service Working Group (USWG) Report filed on 3/21/24. The USWG Report included stakeholder recommendations for the development of a common application form that could be used by all energy and water public utilities statewide to facilitate the enrollment of eligible customers into universal service and assistance programs.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

OFFICE OF EXECUTIVE DIRECTOR

AGENDA NO. 3047155-DIR

(PP from 8/1/2024)

NAME AND SUBJECT: APPROVAL OF STRATEGIC PLAN IMPLEMENTATION

The Commission contracted with Baker Tilly US, LLC in March 2024, to assist with developing a new operational strategic plan. After a four- and one-half month collaboration with the Commission, Baker Tilly presented its final strategic planning report that included a new vision for the agency, a renewed commitment to the longstanding mission statement, values that will guide the Commission over the next five years, five strategic focus areas and thirteen key objectives. The strategic plan provides a roadmap to launch initiatives and tasks for the Commission to consider throughout the course of five years to achieve its key operational objectives. The Executive Director is seeking the authority to begin to coordinate review and prioritization of strategic planning tasks and initiatives. The Executive Director will comply with all relevant and applicable processes and procedures of the Commission and the Commonwealth and will seek appropriate approval from the Commissioners when necessary. Additionally, the Executive Director will provide regular status updates on the implementation to the Commissioners.

RECOMMENDATION: That the Commission give the Executive Director the authority to begin implementation of the Commission's new five-year operational strategic plan.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO. 3029018-OSA

(PP from 8/1/2024)

DOCKET NO. M-2021-3029018

NAME AND SUBJECT: INVESTIGATION INTO THIRD-PARTY ACCESS TO ELECTRIC DISTRIBUTION COMPANY CUSTOMER DATA

On 7/3/23, the Commission issued a Secretarial Letter closing its investigation into Conservation Service Provider and other third-party access to electric distribution company customer data. On or about 7/13/23, Mission:data Coalition, a coalition of multiple parties to the proceeding, filed a Petition for Reconsideration of Staff Action (Petition). No response 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. 3030738-OSA

DOCKET NO. M-2024-3030738

NAME AND SUBJECT: PUC BUREAU OF INVESTIGATION AND ENFORCEMENT VS FIRSTENERGY PENNSYLVANIA ELECTRIC COMPANY

Informal investigation instituted on or about 6/15/21, of FirstEnergy Pennsylvania (West Penn) (collectively, the Parties) regarding West Penn's alleged incident at 585 Arden Road, Washington County, Pa. involving a 7200-volt (phase-to-ground) wire that landed on the carport roof of the residence. On 3/26/24, the Parties submitted a Joint Petition for Approval of Settlement (Settlement) and Statements in Support of the Settlement

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. 3037963-OSA
DOCKET NO. C-2023-3037963

NAME AND SUBJECT: MARGARET COLLINS VS PENNSYLVANIA AMERICAN WATER COMPANY

Formal Complaint (FC) filed on 1/27/23, alleging, *inter alia*, that Pennsylvania-American Water Company (PAWC) is threatening to, or already has, shut off Complainant’s water service as the result of a service line leak on her property. On 2/21/23, PAWC filed an Answer to the FC, admitting, in part, and denying, in part, various material allegations raised in the FC. Evidentiary hearings were held on 7/5/23 and 10/11/23. On 1/29/24, the ALJ issued the Initial Decision. On 2/23/24, the Complainant filed Exceptions. PAWC did not file replies to the Exceptions.

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. 3040411-OSA
DOCKET NO. F-2023-3040411

NAME AND SUBJECT: WILLIAM T SWARTZ VS METROPOLITAN EDISON COMPANY

Formal Complaint (FC) filed on 5/1/23, which is an appeal of an Informal Complaint filed with the Commission’s Bureau of Consumer Services (BCS) No. 3890129, wherein Complainant disputed charges for electric utility service provided by Metropolitan Edison Company (Met-Ed) that he claimed were not his responsibility, but the responsibility of a former tenant. The matter was assigned to the Office of Administrative Law Judge for such proceedings as necessary, with ALJ Allensworth as Presiding Officer. An evidentiary hearing was scheduled for 9/28/23, with prior notices issued to the Parties. Complainant failed to attend the scheduled hearing. Met-Ed attended and motioned for dismissal of the FC, with prejudice. By Initial Decision (ID) of 12/15/23, the ALJ recommended that the Commission grant the Motion and dismiss the FC with prejudice. No Exceptions were filed and the ID became final by operation of law on 1/17/24. On 2/8/24, Complainant filed a Petition seeking rescission of the Final Order. On 2/20/24 Met-Ed filed an Answer.

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. 3041321-OSA
DOCKET NO. F-2023-3041321

NAME AND SUBJECT: SANG CHOE VS PPL ELECTRIC UTILITIES CORPORATION

Formal Complaint (FC) filed on 6/9/23, alleging that PPL Electric Utilities Corporation (PPL) incorrectly billed Complainant for electric service based on a defective meter. As relief, Complainant requested the Commission order PPL to: (1) refund the “incorrectly calculated fare”; (2) complete a detailed inspection of the meter; and (3) compensate him for “mental and physical time-wasting stress.” On 7/6/23, PPL filed an Answer. On 10/17/23 a telephonic evidentiary hearing was held. On 2/1/24, the Commission issued the Initial Decision (ID) of ALJ Allensworth, wherein it was recommended that the Commission sustain the FC, in part, and deny it, in part, finding that the Complainant met the burden of proving that PPL improperly charged the Complainant for electric service which he did not use, and recommending a refund and the imposition of a civil penalty against PPL. On 2/21/24, PPL filed Exceptions to the ALJ’s ID. No Replies to Exceptions 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. 3041719-OSA
DOCKET NO. C-2023-3041719

NAME AND SUBJECT: ANDREE LOMBARD VS PECO ENERGY COMPANY - ELECTRIC

Formal Complaint (FC) filed on 7/10/23, alleging, *inter alia*, incorrect charges and requesting a payment arrangement. On 8/1/23, PECO Energy Company (PECO) filed an Answer to the FC. A hearing was held on 10/3/23. In an Initial Decision issued on 1/3/24, ALJ Ashton dismissed the FC. On 2/6/24, the Petitioner filed Exceptions. PECO filed Reply Exceptions on 2/15/24. By Opinion and Order entered 6/4/24, the Commission denied the Petitioner’s Exceptions. On 6/10/24, the Petitioner 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. 3042690-OSA
DOCKET NO. C-2023-3042690

NAME AND SUBJECT: NIKISHA LEACH VS PECO ENERGY COMPANY - ELECTRIC
Formal Complaint (FC) filed on 9/5/23, indicating that PECO Energy Company (PECO) is threatening to shut off or had already shut off the electric service at the service address and the Complainant requested a payment arrangement. On 9/20/23, PECO filed an Answer admitting that the Complainant received a ten-day termination notice effective on or after 9/11/23 for a past due balance of \$2,213. Also, PECO averred that the Complainant has had multiple payment arrangements that Complainant failed to maintain. By hearing notice dated 11/15/23, an initial telephonic hearing was scheduled for 2/7/24, and the matter was assigned to the ALJ. On 2/7/24, a telephonic hearing was held with PECO in attendance. The Complainant did not appear. On 5/23/24, the Commission issued the Initial Decision of ALJ Guhl, wherein it was recommended that the Commission dismiss the FC for failure of the Complainant to appear at the hearing and prosecute the FC. The Complainant filed Exceptions on 6/4/24. PECO filed its Reply Exceptions on 6/17/24.

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. 3042824-OSA
DOCKET NO. F-2023-3042824

NAME AND SUBJECT: CHRISTOPHER HAYMES VS PHILADELPHIA GAS WORKS
Formal Complaint (FC) filed on 9/6/23, alleging that Philadelphia Gas Works (PGW) threatened to shut off Complainant’s gas service and requested a Commission-issued payment arrangement. On 9/28/23, PGW filed an Answer. On 1/10/24, an evidentiary hearing was held. In an Initial Decision issued 4/23/24, ALJ Guhl recommended that the Commission deny the FC. On 4/28/24, the Complainant filed Exceptions. On 5/23/24, the Complainant filed Replies to Exceptions.

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. 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**

Petition for Reconsideration filed by the City of Scranton on 8/7/24, seeking reconsideration and amendment of the Opinion and Order entered on 7/22/24. On 8/12/24, the Commission entered an Opinion and Order via notational vote to preserve 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. 3043249-OSA

DOCKET NO. A-2023-3043249 A-6426560

NAME AND SUBJECT: KEITH CUSTUS

Application filed on 9/25/23, for authority to operate as a Motor Common Carrier of Persons in Paratransit Service. On 9/29/23, the Bureau of Technical Utility Services (TUS) issued a Data Request (DR), notifying Applicant that additional data was required in order for TUS to proceed. By Secretarial Letter (SL) issued 10/30/23 (10/30 SL), the Commission denied and dismissed the Application for failure to demonstrate required fitness. On 11/20/23, Applicant timely filed a Petition for Reconsideration from Staff Action (Petition for Reconsideration). On 12/5/23, Applicant filed Replies to the DR. By Opinion and Order entered 2/22/24, the Commission granted the Petition for Reconsideration; rescinded the 10/30 SL; and referred the matter to TUS for further action as deemed necessary. On 2/27/24, TUS issued a second DR, notifying Applicant that additional data was required in order for TUS to proceed. On 3/7/24, Applicant filed its response to the second DR. By SL issued 3/19/24 (3/19 SL), the Commission dismissed the Application for failure to demonstrate required fitness. On 6/13/24, Applicant filed a Petition for Rescission (Petition). No response 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. 3043707-OSA
DOCKET NO. C-2023-3043707

NAME AND SUBJECT: DONOVAN JACOB ADAMS VS PHILADELPHIA GAS WORKS

Formal Complaint (FC) filed on 10/19/23, requesting a payment arrangement. On 11/13/23, Philadelphia Gas Works (PGW) filed an Answer to the FC. A hearing was held on 3/1/24. In an Initial Decision issued on 6/24/24, ALJ Vero denied the FC. The Complainant filed Exceptions on 7/15/24. PGW filed its Reply to Exceptions on 7/26/24.

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. 3044862-OSA
DOCKET NO. C-2023-3044862

NAME AND SUBJECT: ROBERT BRADY VS BOROUGH OF POINT MARION

Formal Complaint (FC) filed on 11/27/23, alleging that Complainant's water bill, which increased \$50 per month, is too high. On 1/9/24, Borough of Point Marion filed an Answer to the FC. A hearing was held on 3/18/24. In an Initial Decision issued on 6/12/24, ALJ Dunderdale denied and dismissed the FC. The Complainant filed Exceptions on 6/18/24. No Reply Exceptions have 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. 3047830-OSA
DOCKET NO. A-2024-3047830

NAME AND SUBJECT: COPELAND TRANSIT SOLUTIONS LLC

Application filed on 8/24/24, for a Certificate of Public Convenience as a Motor Common Carrier of Property. A Secretarial Letter was issued on 4/1/24, informing the Applicant that its Application has been conditionally approved but that submission of proof of insurance Form E and Form H had to be submitted within 60 days. On 6/10/24, the Commission issued a Secretarial Letter dismissing the Application for failure to file Form E proof of insurance. On 6/17/24, 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. 3041135-TUS

DOCKET NO. A-2023-3041135

NAME AND SUBJECT: NATIONAL ACCESS LONG DISTANCE INC

Application filed on 6/6/23, for approval of the discontinuance and abandonment of Interexchange Carrier Reseller Services to the public within Pa. 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

AGENDA NO. 3041137-TUS

DOCKET NO. A-2023-3041137

NAME AND SUBJECT: INTEGRATED SERVICES INC

Application filed on 6/6/23, seeking a Certificate of Public Convenience for the discontinuance and abandonment of Interexchange Carrier Reseller to the public within Pa. 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

AGENDA NO. 3041138-TUS
DOCKET NO. A-2023-3041138

NAME AND SUBJECT: BUSINESS NETWORK LONG DISTANCE INC

Application filed on 6/6/23, seeking a Certificate of Public Convenience for the discontinuance and abandonment of Interexchange Carrier Reseller to the public within Pa. 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

AGENDA NO. 3041139-TUS
DOCKET NO. A-2023-3041139

NAME AND SUBJECT: NATIONWIDE LONG DISTANCE SERVICE INC

Application filed on 6/6/23, seeking a Certificate of Public Convenience for the discontinuance and abandonment of Interexchange Carrier Reseller to the public within Pa. 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

AGENDA NO. 3041141-TUS
DOCKET NO. A-2023-3041141

NAME AND SUBJECT: MULTILINE LONG DISTANCE INC

Application filed on 6/6/23, for approval of the discontinuance and abandonment of Interexchange Carrier Reseller Services to the public within Pa. 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

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

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 8/13/24, 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. 3048498-TUS
DOCKET NO. A-2024-3048498

NAME AND SUBJECT: NETWORK SERVICE BILLING INC

Application filed on 4/15/24, seeking a Certificate of Public Convenience for discontinuance and abandonment of Interexchange Carrier Reseller to the public within Pa. 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

AGENDA NO. 3048863-TUS
DOCKET NO. A-2024-3048863

NAME AND SUBJECT: SUSSEX ENERGY SERVICES LLC

Application filed on 4/19/24, 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, as well as residential and small commercial (limited to mixed meters) customers, pursuant to the Commission's Secretarial Letter served 3/25/11 at Docket No. M-2009-2082042, 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. 3049341-TUS
DOCKET NO. R-2024-3049341

NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION VS JEFFERSON ESTATES SEWAGE TREATMENT PLANT INC

Supplement No. 6 filed on 5/30/24, to become effective 9/1/24. Supplement No. 6 would increase Jefferson Estates Sewage Treatment Plant, Inc.'s total annual operating revenues for wastewater service by approximately \$13,104, or 29.4%.

RECOMMENDATION: That the Commission adopt the proposed Order.

Notes and Votes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3050208-TUS
DOCKET NO. R-2024-3050208 C-2024-3050613 C-2024-3050625

NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION VS NEWTOWN ARTESIAN WATER COMPANY

Supplement No. 158 filed on 7/19/24, to become effective 9/18/24. Supplement No. 158 would increase Newtown Artesian Water Company's total annual operating revenues for water service by approximately \$922,419, or 14.1%. On 8/7/24, the Office of Consumer Advocate filed a Formal Complaint at Docket No. C-2024-3050613. On 8/8/24, the Office of Small Business Advocate filed a Formal Complaint at Docket No. C-2024-3050625.

RECOMMENDATION: That the Commission adopt the proposed Order.

Notes and Votes:

Chairman DeFrank
Vice Chair Barrow
Commissioner Yanora
Commissioner Zerfuss
Commissioner Coleman

AGENDA NO. 3050677-TUS

NAME AND SUBJECT: CAPTIONED TELEPHONE RELAY SERVICE PROVIDER

Request for Proposal was issued on 4/19/24, for qualified bidders to submit a proposal for contract as a provider of Captioned Telephone Relay Service. An Evaluation Committee reviewed, evaluated and scored the submitted proposals and recommended a successful vendor for approval by the Commission.

RECOMMENDATION: Commission approval to enter into final contract negotiations with the successful vendor for these services.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

LAW BUREAU

AGENDA NO. 3041347-LAW

DOCKET NO. L-2023-3041347

NAME AND SUBJECT: REGULATIONS GOVERNING THE PA PUBLIC UTILITY COMMISSION'S GENERAL PROVISIONS AT 52 PA CODE CHAPTERS 1, 3, AND 5

The Commission entered the Chapters 1, 3 and 5 Notice of Proposed Rulemaking Order (NOPR) and accompanying Annex on 12/20/23, which incorporated the Vice Chair Barrow's Motion that was adopted at the 11/9/23 Public Meeting by the Commission. The Commission is now clarifying aspects of this previously entered NOPR and Annex in order to correct defects therein.

RECOMMENDATION: That the Commission adopt the proposed clarifying Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

AGENDA NO. 3050545-LAW

DOCKET NO. P-2024-3050545

NAME AND SUBJECT: DEER HAVEN LLC - WATER

Petition filed on 8/1/24, seeking an Ex Parte Emergency Order appointing Aqua Pennsylvania, Inc. to act as a temporary receiver to operate Deer Haven, LLC's water system and wastewater system. On 8/7/24, Chairman DeFrank issued an Ex Parte Emergency Order granting, in part, and denying, in part, the Petition with respect to Deer Haven, LLC's water system only and as modified therein.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

August 22, 2024

BUREAU OF TECHNICAL UTILITY SERVICES

AGENDA NO. 3049591-TUS

DOCKET NO. A-2024-3049591 A-2024-3049587

NAME AND SUBJECT: **DEER HAVEN LLC AND PL UTILITIES LLC**

Joint Application filed on 6/17/24, for approval of (1) PL Utilities LLC's (PLU) acquisition of certain wastewater system assets of Deer Haven LLC (Deer Haven); (2) the abandonment by Deer Haven of wastewater service to the public in Palmyra Township, Pike County, Pa.; and (3) PLU to offer, render, furnish and supply wastewater service to the public in a portion of Palmyra Township, Pike County, Pa. 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

LAW BUREAU

AGENDA NO. 3050549-LAW

DOCKET NO. P-2024-3050549

NAME AND SUBJECT: DEER HAVEN LLC - WASTEWATER

Petition filed on 8/1/24, seeking an Ex Parte Emergency Order appointing Aqua Pennsylvania, Inc. to act as a temporary receiver to operate Deer Haven, LLC's (Deer Haven) water system and wastewater system. On 8/7/24, the Commission issued a Secretarial Letter denying Deer Haven's request with respect to its sewer system. On 8/13/24, Deer Haven filed a letter informing the Commission of intervening developments regarding its sewer system. On 8/15/24, Chairman DeFrank issued an Ex Parte Emergency Order granting Deer Haven's renewed request for ex parte emergency relief with respect to its sewer system.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Yanora

Commissioner Zerfuss

Commissioner Coleman