

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUBLIC MEETING

**THURSDAY, MAY 20, 2021 (JFC)
10:00 A.M.**

**Telephone number for call in is 1-888-917-8050
When prompted enter passcode 9570961#**

The Commission will act on various matters at today's meeting, which is open to the public via telephonic participation. 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, are available on the Commission's web site www.puc.pa.gov.

The Commissioners are:

COMMISSIONER	VICE CHAIRMAN	CHAIRMAN	COMMISSIONER	COMMISSIONER
Ralph V. Yanora	David W. Sweet	Gladys Brown Dutrieuille	John F. Coleman, Jr	Vacant

The Next Public Meeting is Tentatively Scheduled for Thursday, June 17, 2021 at 10:00 A.M.

Minutes of the Meeting of Thursday, April 15, 2021 (DS)

*****ANNOUNCEMENTS*****

THE NEXT TELEPHONIC PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, JUNE 17, 2021 AT 10:00 A.M. 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 VIDEO CONFERENCE EXECUTIVE SESSION ON WEDNESDAY, JUNE 16, 2021 AT 1:30 P.M.

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.

Additionally, the Commission meets telephonically with staff to ensure the continuity of operations during the period it cannot access its physical facilities. No topics are discussed that are items appropriately discussed in executive session or that require consideration at an open meeting, as defined by the Sunshine Act. Topics are limited to those operational concerns necessary to ensure continuity and adequacy of service and public safety.

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

PENNSYLVANIA PUBLIC UTILITY COMMISSION

FINAL AGENDA

May 20, 2021

OFFICE OF SPECIAL ASSISTANTS

AGENDA NO. 2637688-OSA

DOCKET NO. M-2020-2637688

NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS NATIONAL GAS & ELECTRIC LLC

The Commission's Bureau of Investigation and Enforcement (BIE) instituted an informal investigation regarding the company's alleged use of misleading and deceptive marketing materials, some of which may have disclosed confidential information of a PPL Electric Utilities, Inc. customer. On 11/19/20, the Parties submitted a Settlement Agreement (Settlement) and Statements in Support of the Settlement.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 2640195-OSA

(PP from 5/6/2021)

DOCKET NO. A-2017-2640195 A-2017-2640200 et al

NAME AND SUBJECT: TRANSOURCE PENNSYLVANIA LLC

Two Applications were filed on 12/27/17 for siting electric transmission lines in Franklin and York Counties. The Recommended Decision (R.D.) of ALJ Barnes, issued on 12/23/20, denying the Applications and related requests for zoning exemptions, authority to exercise powers of eminent domain, and for approval of the three Joint Petitions for Settlement related to the proposed route of the project in York County. Exceptions to the R.D. were filed by Transource on 1/12/21. Replies to the Exceptions were filed by the Office of Consumer Advocate, the Commissioners of the County of Franklin and Stop Transource Franklin County on 1/22/21.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 2640802-OSA

DOCKET NO. M-2018-2640802 M-2018-2640803 P-2018-3005037 P-2018-3005039

NAME AND SUBJECT: PITTSBURGH WATER & SEWER AUTHORITY

Compliance Plan and Long Term Infrastructure Improvement Plan filed on 9/28/18. By Recommended Decision (R.D.) issued on 10/29/19, Deputy Chief ALJ Hoyer and ALJ Johnson recommended approval of the Joint Petition for Partial Settlement (Settlement) without modification and of the Compliance Plan with modifications. Pittsburgh Water and Sewer Authority (PWSA), the Bureau of Investigations and Enforcement (BIE), the Office of Consumer Advocate (OCA), the Office of Small Business Advocate (OSBA), and Pittsburgh UNITED (UNITED) filed Exceptions on 11/18/19 and Replies to Exceptions on 12/3/19. By Order entered 3/26/20, the Commission adopted and modified the Settlement, granted, in part, and denied, in part, the Exceptions, and adopted and modified the R.D. By Order entered 6/18/20, the Commission granted, in part, and denied, in part, the Petitions for Reconsideration of PWSA and UNITED. By Order entered 2/4/21, the Commission, in part, provided direction regarding the Stage 2 Compliance Plan proceeding. On 4/9/21 and 4/13/21 respectively, PWSA filed a Petition for Amendment of the February 2021 Order (Petition) and a Motion to Hold in Abeyance the Stage 2 Stormwater Compliance Plan (Motion). On 4/16/21, BIE filed letters in support of the Petition and Motion. On 4/28/21, OCA filed an Answer to the Petition and a letter in support of the Motion; on 4/28/21, UNITED filed an Answer to the Petition.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3003591-OSA

DOCKET NO. M-2020-3003591

NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS VERIZON PENNSYLVANIA LLC

On or about 10/8/19, the Commission’s Bureau of Investigation and Enforcement (BIE) instituted an informal investigation of Verizon Pennsylvania LLC (Verizon PA) regarding, inter alia, Verizon PA’s possible violations of its duty to maintain its landline telephone service facilities in the area served by Verizon PA’s Washington, Pennsylvania wire center. On 10/2/20, 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 Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3011268-OSA
DOCKET NO. C-2019-3011268

**NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS
HARRISBURG CITY CAB INC**

Formal Complaint filed on 6/28/19, alleging that Respondent failed to pay its assessment amount for Fiscal Years 2016-2017 and 2017-2018. The Bureau of Investigation and Enforcement (BIE) requested that the Respondent be ordered to pay \$24,956 (consisting of the outstanding assessment balance of \$21,256 and a civil penalty of \$3,700) and that, inter alia, the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 6/17/20, BIE filed a Motion for Default Judgment (Motion), requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty. No Answer to the Motion was filed.

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

Notes and Votes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3011595-OSA
DOCKET NO. C-2019-3011595

NAME AND SUBJECT: KELLY MARIAN VS PENNSYLVANIA AMERICAN WATER COMPANY

Kelly Marian (Complainant) filed a Formal Complaint on 7/8/19, against Pennsylvania-American Water Company (PAWC), alleging that PAWC's contractor repaved the street in front of the service address after a new main water line was installed, resulting in obstructed leaders that caused foundation damage when water backed up against the foundation walls of the house. On 8/6/19, PAWC filed an Answer generally denying the material averments in the Complaint. Telephonic hearings were held on 11/21/19 and 1/14/20. In an Initial Decision served on 4/28/20, ALJ Dunderdale dismissed the Complaint. The Complainant filed Exceptions on 5/22/20. PAWC filed Replies to Exceptions on 5/28/20.

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

Notes and Votes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3013102-OSA
DOCKET NO. C-2019-3013102

NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS FLYNN ENERGY TRANSPORT INC

Formal Complaint filed on 9/23/19, alleging that Respondent, failed to maintain evidence of insurance on file with the Commission and seeking a \$500 civil penalty. Respondent did not file an Answer to the Complaint. By Secretarial Letter issued 12/9/19, the Commission informed Respondent that due to its failure to file an Answer to the Complaint and to pay the civil penalty, the allegations in the Complaint were deemed admitted and the Complaint was sustained. On 12/26/19, Richard W. Meredith, "H, S & E Superintendent/Human Resources Manager" filed a Petition for Reconsideration from Staff Action on behalf of Respondent. No Answers to the Petition have been filed.

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

Notes and Votes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3013647-OSA
DOCKET NO. C-2019-3013647

NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS QUALITY LIMOUSINE SERVICE LLC

Formal Complaint filed on 10/18/19, alleging that Respondent failed to pay its assessment amount for Fiscal Year 2017-2018. The Bureau of Investigation & Enforcement (BIE) requested that the Respondent be ordered to pay \$5,548 (consisting of the outstanding assessment balance of \$4,824 and a civil penalty of \$724) and that, inter alia, the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 1/31/20, BIE filed a Motion for Default Judgment (Motion), requesting that the Commission direct the Respondent to, inter alia, pay the outstanding assessment and the civil penalty. No Answer to the Motion was filed.

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

Notes and Votes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3013834-OSA
DOCKET NO. A-2019-3013834 A-6422718

NAME AND SUBJECT: HACKCAB INC

Application filed on 10/21/19, requesting authority to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in Erie County, to points in Pennsylvania, and return. On 1/14/20, a Secretarial Letter was issued stating that the Application was conditionally approved pending receipt of evidence of bodily injury and property damage insurance (Form E) and an acceptable tariff. On 7/8/20, a Secretarial Letter was issued dismissing the Application for failure to file a Form E and an acceptable tariff. On 7/30/20, Petition for Reconsideration from Staff Action (Petition) was filed relating to the 7/8/20 Secretarial Letter. No response to the Petition has been filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3015186-OSA
DOCKET NO. C-2019-3015186

NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS MICHAEL G MAIER

Formal Complaint filed on 12/31/19, for operating as a common carrier and/or contract carrier by motor vehicle without a Certificate of Public Convenience issued by the Commission. The Bureau of Investigation & Enforcement (BIE) requested that Respondent be ordered to pay a penalty of \$10,000 for the violation. Respondent did not file an Answer to the Complaint. On 2/19/20, BIE filed a Motion for Default Judgment (Motion), requesting, inter alia, that the Commission direct Respondent to pay the penalty. No Answer to the Motion was filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3016051-OSA

DOCKET NO. A-2020-3016051 A-2015-2472402|A-00105488| C-00006962

NAME AND SUBJECT: PENNDOT

By Secretarial Letter issued on 11/24/20, Commission Staff recommended approval of an Application filed by the Pennsylvania Department of Transportation (PennDOT) on 1/15/20 requesting authority and approval to rehabilitate the subject crossing at its initial cost and expense, with the possibility for a subsequent hearing for a final allocation of costs after all work has been completed. On 12/10/20, PennDOT filed its Petition for Reconsideration from Staff Action (Petition) requesting reconsideration of the determinations in the letter that it agreed to perform the project at its sole cost and expense. On 1/25/21, Norfolk Southern Railway Company filed an Answer to the Petition. On 2/12/21, PennDOT filed a Reply.

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

Votes and Notes:

- Chairman Dutrieuille
- Vice Chairman Sweet
- Commissioner Coleman
- Commissioner Yanora

AGENDA NO. 3016610-OSA

DOCKET NO. A-2020-3016610

NAME AND SUBJECT: STRESS-LESS MOVING & STORAGE COMPANY

Application filed on 1/23/20, for Motor Common Carrier or Motor Contract Carrier of Household Goods. By Secretarial Letter issued 4/16/20, the Bureau of Technical Utility Services notified Stress-Less Moving & Storage Company (Stress-Less) that the Application was conditionally approved pending receipt of proof of insurance and a tariff within sixty days. On 11/2/20, the Commission issued a Secretarial Letter dismissing the Application for failure to comply with the conditions in the 4/16/20 Secretarial Letter. On 11/12/20, Stress-Less filed the instant Petition for Reconsideration from Staff Action. No response to the Petition has been filed. On 1/20/21, Stress-Less filed a tariff. On 1/20/21, Stress-Less filed a Compliance Tariff. On 2/10/21, Tristate Household Goods Tariff Conference, Inc. requested a withdrawal and a rejection of the Compliance Tariff filed by Stress-Less.

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

Votes and Notes:

- Chairman Dutrieuille
- Vice Chairman Sweet
- Commissioner Coleman
- Commissioner Yanora

AGENDA NO. 3017579-OSA
DOCKET NO. A-2020-3017579 A-8911341

NAME AND SUBJECT: MDT - AIRPORT TRANSFER LLC

Application filed on 1/6/20, for Motor Common Carrier of Airport Transfer service. On 2/4/20, the company filed a corrected Application. On 3/7/20, the Application was published in the Pa. Bulletin at 50 Pa. B. 1486, with protests due on or before 3/23/20. On 3/21/20, various Parties (Protestants) filed protests to the Application. On 5/21/20, the Commission issued a Secretarial Letter approving the Application conditioned upon the company providing proof of insurance and an acceptable tariff, without addressing the protests filed by the various Parties. On 6/9/20, the Commission issued a Secretarial Letter authorizing the Applicant to operate in the service territories requested in the Application. On 1/26/21, the Protestants filed the instant Petition for Rescission (Petition) of the June 2020 Secretarial Letter. No response to the Petition has been filed.

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

- Votes and Notes:
Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3019204-OSA
DOCKET NO. M-2020-3019204

NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS ELIGO ENERGY PA LLC

On 3/13/20, the Commission's Bureau of Investigation and Enforcement instituted an informal investigation of the company's alleged use of misleading and deceptive marketing materials. On 10/29/20, the Parties submitted a Settlement Agreement (Settlement) and Statements in Support of the Settlement.

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

- Votes and Notes:
Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3019987-OSA
DOCKET NO. C-2020-3019987

NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS HEARTS ON WHEELS SENIOR TRANSPORTATION SERVICE CO

Formal Complaint filed on 7/10/20, for failure to maintain evidence of liability insurance in violation of 66 Pa. C.S. § 512, 52 Pa. Code § 32.2(c). The Complaint was served and published in the Pa. Bulletin on 11/14/20. The Respondent did not respond to the Complaint. On 1/22/21, a Secretarial Letter was issued cancelling the Respondent's Certificate of Public Convenience. On 2/2/21, the Respondent filed a Petition for Reconsideration of Staff Action (Petition). No Answers to the Petition was filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3020263-OSA
DOCKET NO. A-2020-3020263

NAME AND SUBJECT: OLD PLAINS TRADING CO LLC

Application filed on 7/1/20, to transport property, excluding household goods in use, as a motor common carrier. On 7/6/20, a Secretarial Letter was issued notifying the Applicant that a Certificate of Public Convenience shall only be issued upon receipt of the insurance agent/broker filing an acceptable Form E and Form H. On 10/7/20, the Application was dismissed for failure to file an acceptable Form H. On 10/8/20, a Petition for Reconsideration from Staff Action (Petition) was filed relating to the 10/7/20 Secretarial Letter. No response to the Petition has been filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3020620-OSA
DOCKET NO. A-2020-3020620 A-8923253

NAME AND SUBJECT: HBF DUE DILIGENCE LLC

Application filed on 7/1/20, to transport property, excluding household goods in use, as a motor common carrier. On 7/6/20, a Secretarial Letter was issued notifying the Applicant that a Certificate of Public Convenience shall only be issued upon receipt of the insurance agent/broker filing an acceptable Form E and Form H. On 10/7/20, the Application was dismissed for failure to file an acceptable Form H. On 10/8/20, a Petition for Reconsideration from Staff Action (Petition) was filed relating to the 10/7/20 Secretarial Letter. No response to the Petition has been filed.

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

Votes and Notes:
Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3021042-OSA
DOCKET NO. A-2020-3021042 A-6423324

NAME AND SUBJECT: RIYANK LLC

Application filed on 7/24/20, for Motor Common Carriers of Persons in Airport Transfer Service. By Secretarial Letter issued on 9/22/20, the Bureau of Technical Utility Services notified RIYANK that the Application was conditionally approved pending receipt of proof of insurance and a tariff within 60 days. On 12/3/20, the Application was dismissed for failure to comply with the conditions in the 9/22/20 Secretarial Letter. On 12/22/20, RIYANK filed the instant Petition for Reconsideration from 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 Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3021150-OSA
DOCKET NO. C-2020-3021150

NAME AND SUBJECT: NANCY LEININGER VS DUQUESNE LIGHT COMPANY

A Second Formal Complaint was filed on 7/16/20, alleging that Complainant's electric bill for the month of February 2020 includes incorrect high charges and that the "account balance and smart energy meter is defective." A similar high bill and defective meter complaint had previously been filed by the Complainant and Deputy Chief ALJ Hoyer dismissed that Complaint, finding no evidence to support the Complainant's claims. On 8/25/20, Duquesne Light Company (DLC) filed an Answer and New Matter. On 9/21/20, DLC filed a Motion for Judgment (Motion) on the Pleadings as to the Second Complaint averring that the Complainant is not entitled to relitigate the same allegation that incorrect charges appear on Complainant's bills because the decision dismissing the First Complaint became final by order entered 12/12/19. On 1/6/21, the ALJ issued his Initial Decision (ID) granting the Motion and dismissing the Second Complaint. On 1/26/21, the Complainant filed Exceptions to the ALJ's ID and on 2/4/21 DLC filed Reply Exceptions.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3021230-OSA
DOCKET NO. A-2020-3021230

NAME AND SUBJECT: ROWE TRANSPORTATION GROUP LLC

Application filed on 8/10/20, for Motor Common Carriers of Persons of 16 or More Passengers. By Secretarial Letter issued 8/11/20, the Application was conditionally approved pending receipt of proof of insurance within 60 days. On 11/10/20, the Commission issued a Secretarial Letter dismissing the Application for failure to comply with the conditions in the 8/11/20 Secretarial Letter. On 11/18/20, Rowe filed the instant Petition for Reconsideration from 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 Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3021318-OSA
DOCKET NO. A-2020-3021318

NAME AND SUBJECT: NEM GROUP INC

Application filed on 8/13/20, for a license to offer, render, furnish, or supply electricity or electric generation services as a broker/marketer to residential, small commercial, and large commercial customers in all the electric distribution company service territories within Pa. By Opinion and Order entered 11/19/20, the Commission denied and dismissed the Application. On 11/19/20, NEM Group filed a Petition for Reconsideration and Rehearing (Petition). By Order entered 12/3/20, the Commission granted reconsideration, within the meaning of Pa. R.A.P. Rule 1701(b)(3), pending review of, and consideration on, the merits of the Petition. No response to the Petition has been filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3021421-OSA
DOCKET NO. A-2020-3021421

NAME AND SUBJECT: JESTBEATS LLC

Application filed on 8/17/20, to operate as a Motor Carrier of Property. On 8/25/20, the Commission issued a Secretarial Letter notifying the company that it needed to have insurance Forms E and H filed prior to receipt of its Certificate of Public Convenience and operation. On 11/4/20, the Commission issued a Secretarial Letter dismissing the Application for failure to file proof of insurance within the sixty (60)-day time period required by the 8/25/20 Secretarial Letter. The 11/4/20 Secretarial Letter advised the company that any petition seeking reconsideration must be filed within twenty (20) days. On 12/4/20, the company filed a Petition for Reconsideration from Staff Action (Petition) to the 11/14/20 Secretarial Letter. No response to the Petition has been filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3022002-OSA
DOCKET NO. C-2020-3022002

NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS MSG ENTERPRISES, LLC

Formal Complaint filed on 9/18/20, alleging that Respondent failed to pay its assessment amount for Fiscal Year 2018-2019. The Bureau of Investigation & Enforcement (BIE) requested that Respondent be ordered to pay \$172 (consisting of the outstanding assessment balance of \$122 and a civil penalty of \$50) and that, inter alia, its Certificates of Public Convenience be revoked if it failed to pay the assessment and civil penalty. Respondent did not file an Answer to the Complaint. On 2/11/21, BIE filed a Motion for Default Judgment (Motion), requesting that the Commission direct Respondent to pay the outstanding assessment and the civil penalty. No Answer to the Motion was filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3022522-OSA
DOCKET NO. A-2020-3022522 A-64236556

NAME AND SUBJECT: PA WINE TOURS LLC

Application filed on 10/8/20, for Motor Common Carriers of Persons in Vehicles Seating 11 to 15. By Secretarial Letter issued 10/28/20, the Bureau of Technical Utility Services (TUS) notified PA Wine Tours LLC that additional data was necessary in order for TUS to proceed with the Application. On 11/5/20, PA Wine Tours LLC filed a response to the requested data. On 11/9/20, the Commission issued a Secretarial Letter dismissing the Application for failure to provide a sufficient response to the 10/28/20 Secretarial Letter. On 11/19/20, PA Wine Tours LLC filed the instant Petition for Reconsideration from 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 Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3022586-OSA
DOCKET NO. C-2020-3022586

**NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS WBS
TRANSPORT LLC**

Formal Complaint filed on 10/27/20, alleging that Respondent failed, inter alia, to pay its assessment amount for Fiscal Year 2018-2019. The Bureau of Investigations & Enforcement (BIE) requested that the Respondent be ordered to pay \$472 (consisting of the outstanding assessment balance of \$122 and a civil penalty of \$350) and that, inter alia, the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 2/11/21, BIE filed a Motion for Default Judgment (Motion), requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty. No Answer to the Motion was filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3022788-OSA
DOCKET NO. C-2020-3022788

**NAME AND SUBJECT: PA PUC BUREAU OF INVESTIGATION & ENFORCEMENT VS ROGER
RICHARD T/A RLR TRUCKING**

Formal Complaint filed on 11/6/20, alleging that Respondent failed to pay its assessment amount for Fiscal Year 2018-2019. The Bureau of Investigation & Enforcement (BIE) requested that the Respondent be ordered to pay \$405 (consisting of the outstanding assessment balance of \$105 and a civil penalty of \$300) and that, inter alia, the Respondent's Certificate of Public Convenience be revoked if it failed to pay the assessment and civil penalty. The Respondent did not file an Answer to the Complaint. On 2/25/21, BIE filed a Motion for Default Judgment (Motion), requesting that the Commission direct the Respondent to pay the outstanding assessment and the civil penalty. No Answer to the Motion was filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3023122-OSA
DOCKET NO. A-2020-3023122 A-8924000

NAME AND SUBJECT: JAMES L HARTSELL

Application filed on 12/2/20, to provide paratransit service between points in Lancaster County to persons whose personal convictions prevent them from owning or operating motor vehicles. The Application was published in the Pa. Bulletin on 12/6/20. No protests were filed. By Secretarial Letter issued 2/1/21, the Commission notified the Applicant that the Application was conditionally approved pending receipt of evidence of bodily injury and property damage insurance (Form E) and an acceptable tariff. On 4/12/21, the Commission issued a Secretarial Letter dismissing the Application for failure to comply with the conditions outlined in the 2/1/21 Secretarial Letter. On 4/14/21, the Applicant filed a Petition for Reconsideration from Staff Action (Petition) relating to the 4/12/21 Secretarial Letter. No response to the Petition was filed.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3024707-OSA
DOCKET NO. A-2021-3024707

NAME AND SUBJECT: VERIZON PENNSYLVANIA LLC AND CTSI LLC

Joint Petition filed on 3/19/21, seeking approval of an Amendment to an Interconnection Agreement pursuant to Section 252€ of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 4/3/21. No comments or protests were received.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3024710-OSA
DOCKET NO. A-2021-3024710

NAME AND SUBJECT: VERIZON PENNSYLVANIA LLC AND XTEL COMMUNICATIONS INC
Joint Petition filed on 3/19/21, seeking approval of an Amendment to an Interconnection Agreement pursuant to Section 252€ of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 4/3/21. No comments or protests were received.

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

Votes and Notes:
Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3024915-OSA
DOCKET NO. A-2021-3024915

NAME AND SUBJECT: COMMONWEALTH TELEPHONE COMPANY D/B/A FRONTIER COMMUNICATIONS COMMONWEALTH TELEPHONE COMPANY, COMCAST PHONE OF PENNSYLVANIA AND COMCAST BUSINESS COMMUNICATIONS LLC
Joint Petition filed on 3/30/21, seeking approval of an Amendment to an Interconnection Agreement pursuant to Section 252€ of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 4/17/21. No comments or protests were received.

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

Votes and Notes:
Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3024942-OSA
DOCKET NO. A-2021-3024942

NAME AND SUBJECT: FRONTIER COMMUNICATIONS OF BREEZEWOOD LLC, COMCAST PHONE OF PENNSYLVANIA AND COMCAST BUSINESS COMMUNICATIONS LLC
Joint Petition filed on 3/30/21, seeking approval of Amendments to Interconnection Agreements pursuant to Section 252€ of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 4/17/21. No comments or protests were received.

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

Votes and Notes:
Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3025045-OSA
DOCKET NO. A-2021-3025045 A-8924000

NAME AND SUBJECT: CIRILO & RODRIGUEZ LLC T/A CARING TRANSITIONS OF SOUTHWEST PITTSBURGH

Application filed on 4/5/21, to begin operating as a Motor Contract Carrier of Household Goods in use between points in Pennsylvania. On 4/12/21, the Commission issued a Secretarial Letter in which it notified the Petitioner that the Application was denied and dismissed for failure to provide evidence of minimum of two-years' experience with a licensed household goods carrier as required by the Commission's Regulations. On 4/26/21, the company filed a Petition for Reconsideration of Staff Action regarding the Commission's 4/12/21 Secretarial Letter.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3025209-OSA
DOCKET NO. A-2021-3025209

NAME AND SUBJECT: VERIZON PENNSYLVANIA LLC AND ENTELEGENT SOLUTIONS INC
Joint Petition filed on 4/13/21, seeking approval of an Amendment to an Interconnection Agreement pursuant to Section 252€ of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 4/24/21. No comments or protests were received.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3025212-OSA
DOCKET NO. A-2021-3025212

NAME AND SUBJECT: VERIZON NORTH LLC AND ENTELEGENT SOLUTIONS INC

A Joint Petition was filed on 4/13/21, seeking approval of an Amendment to an Interconnection Agreement pursuant to Section 252€ of the Telecommunications Act of 1996. Notice of the Joint Petition was published in the Pa. Bulletin on 4/24/21. No comments or protests were received.

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

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

BUREAU OF TECHNICAL UTILITY SERVICES

AGENDA NO. 3023412-TUS

DOCKET NO. A-2020-3023412

NAME AND SUBJECT: BOUNCE ENERGY INC

Application filed on 12/22/20, 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 of Pennsylvania, Inc., National Fuel Gas Distribution Corporation, PECO Energy Company, Peoples Natural Gas Company, LLC, Peoples Gas Company, LLC, Philadelphia Gas Works, UGI Utilities, Inc., and Valley Energy, Inc. within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman Dutrieuille

Vice Chairman Sweet

Commissioner Coleman

Commissioner Yanora

AGENDA NO. 3023504-TUS

DOCKET NO. A-2020-3023504

NAME AND SUBJECT: IBASIS RETAIL INC

Application filed on 3/15/21, seeking Commission Approval for 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 Dutrieuille

Vice Chairman Sweet

Commissioner Coleman

Commissioner Yanora

AGENDA NO. 3023559-TUS
DOCKET NO. M-2021-3023559

NAME AND SUBJECT: ELECTRIC GENERATION SUPPLIER (EGS) LICENSE CANCELLATIONS
As of 5/11/21, 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 Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3024329-TUS
DOCKET NO. A-2021-3024329 A-2021-3024330

NAME AND SUBJECT: PPL ELECTRIC UTILITIES CORPORATION AND UGI UTILITIES INC
Joint Application filed on 2/17/21, 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 845 Park Avenue, Marion Heights, Mt. Carmel Township, Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:
Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3024692-TUS
DOCKET NO. A-2021-3024692

NAME AND SUBJECT: ROBISON ENERGY (COMMERCIAL) LLC D/B/A ORIGINAL ENERGY
Application filed on 3/18/21, for the approval to offer, render, furnish, or supply electricity or electric generation services as a supplier to residential, small commercial, large commercial, industrial, and governmental customers in all of the electric distribution company service territories throughout Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:
Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3024750-TUS
DOCKET NO. R-2021-3024750

NAME AND SUBJECT: PA PUC VS DUQUESNE LIGHT COMPANY

Supplement No. 25 to Tariff Electric – Pa. P.U.C. No. 25 (Supplement No. 25) filed on 4/16/21, to become effective 6/15/21. Supplement No. 25 contains proposed changes in rates, rules, and regulations calculated to produce an overall revenue increase of approximately \$115 million per year which includes rolling the Distribution System Improvement Charge (DSIC) Rider charges of \$29.7 million into base rates, resulting in an increase in residential customer’s bills using 600 kWh per month from \$100.12 to \$107.85/month (7.72%). Formal Complaints were filed by the Office of Small Business Administration and the Office of Consumer Advocate on 4/23/21 and 4/27/21, respectively. Various oppositions were also filed.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3024773-TUS
DOCKET NO. R-2021-3024773 C-2021-3025473 C-2021-3025516

NAME AND SUBJECT: PA PUC VS PITTSBURGH WATER AND SEWER AUTHORITY

Supplement No. 7 filed on 4/12/21, proposing a multi-year rate increase that will increase the company's total annual operating revenues for water service by approximately \$12.6 million, or 10%, through rates effective 1/12/22, and by approximately \$12.9 million, or 9.3%, through rates effective 1/12/23. On 4/23/21, the Office of Consumer Advocate filed a Formal Complaint at Docket No. C-2021-3025473. On 4/26/21, the Small Business Advocate filed a Formal Complaint at Docket No. C-2021-3025516.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

AGENDA NO. 3024774-TUS

DOCKET NO. R-2021-3024774 C-2021-3025471 C-2021-3025517

NAME AND SUBJECT: PA PUC VS PITTSBURGH WATER AND SEWER AUTHORITY - WASTEWATER

Supplement No. 6 filed on 4/12/2021, proposing a multi-year rate decrease that will decrease the company's total annual operating revenues for wastewater service by approximately \$7.8 million, or 10.6%, through rates effective 1/12/22, and by approximately \$7.5 million, or 11.4%, through rates effective 1/12/23. On 4/23/21, the Office of Consumer Advocate filed a Formal Complaint at Docket No. C-2021-3025471. On 4/27/21, the Office of Small Business Advocate filed a Formal Complaint at Docket No. C-2021-3025517.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

- Chairman Dutrieuille
- Vice Chairman Sweet
- Commissioner Coleman
- Commissioner Yanora

AGENDA NO. 3024887-TUS

DOCKET NO. A-2021-3024887

NAME AND SUBJECT: PEOPLES NATURAL GAS COMPANY LLC

Application filed on 3/26/21, for the approval of the acquisition by purchase of 27.3 miles of steel and high-density plastic pipe located in Fayette and Greene County, Pennsylvania from Equitrans L.P. On 4/26/21, Pennsylvania Independent Oil & Gas Association filed a Petition to Intervene stating it supports the acquisition. The Application was filed pursuant to 66 Pa. C.S. § 1102(a)(3).

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

- Chairman Dutrieuille
- Vice Chairman Sweet
- Commissioner Coleman
- Commissioner Yanora

AGENDA NO. 3025718-TUS
DOCKET NO. S-2021-3025718

NAME AND SUBJECT: COLUMBIA WATER COMPANY

Abbreviated Securities Certificate filed on 5/4/21, in connection with the issuance of a Promissory Note to the Pennsylvania Infrastructure Investment Authority in an amount no greater than \$4,500,000, and request for expediated treatment for the registration of the Certificate by 5/20/21.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora

OFFICE OF ADMINISTRATIVE LAW JUDGE

AGENDA NO. 3022236-ALJ

DOCKET NO. C-2020-3022236

NAME AND SUBJECT: **JOHN DERAFFELE VS PENNSYLVANIA AMERICAN WATER COMPANY**
Formal Complaint filed on 9/15/20, alleging a billing dispute. On 10/21/20, the company filed its Answer. A hearing was held on 2/25/21.

COMMISSION REVIEW: That the Commission adopt Deputy Chief ALJ Cheskis' Initial Decision.

Votes and Notes:

Chairman Dutrieuille

Vice Chairman Sweet

Commissioner Coleman

Commissioner Yanora

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carry-In Agenda

May 20, 2021

BUREAU OF TECHNICAL UTILITY SERVICES

AGENDA NO. 3024779-TUS

DOCKET NO. R-2021-3024779 C-2021-3025474 C-2021-3025521 M-2018-2640802 M-2018-2640803

NAME AND SUBJECT: PA PUC VS PITTSBURGH WATER AND SEWER AUTHORITY - STORMWATER

Tariff Storm Water - Pa. P.U.C. No. 1 filed on 4/13/21, proposing a multi-year rate increase that will increase the company's total annual operating revenues for stormwater service by approximately \$17.8 million, or 3,118.3%, through rates effective 1/12/22, and by approximately \$5.9 million, or 32.3%, through rates effective 1/12/23. On 4/23/21, the Office of Consumer Advocate filed a Formal Complaint at Docket No. C-2021-3025474. On 4/27/21, the Office of Small Business Advocate filed a Formal Complaint at Docket No. C-2021-3025521.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman Dutrieuille
Vice Chairman Sweet
Commissioner Coleman
Commissioner Yanora