

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**PUBLIC MEETING**

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**THURSDAY, FEBRUARY 20, 2025 (JFC)  
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>John F. Coleman, Jr.</b>	<b>Kimberly Barrow</b>	<b>Stephen M. DeFrank</b>	<b>Kathryn L. Zeffuss</b>	<b>Ralph V. Yanora</b>

The Next Public Meeting is Tentatively Scheduled for Thursday, March 13, 2025 at 10:00 A.M.

Minutes of the Meeting of Thursday, January 23, 2025 (RY)

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

THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, MARCH 13, 2025, AT 10:00 A.M. IN HEARING ROOM #1, SECOND FLOOR, COMMONWEALTH KEYSTONE BUILDING, 400 NORTH STREET. AN AGENDA FOR PUBLIC MEETING WILL BE MADE AVAILABLE TO ALL COMMISSIONERS AND INTERESTED PERSONS PRIOR TO THE PUBLIC MEETING.

THE COMMISSION WILL HOLD ITS NEXT EXECUTIVE SESSION ON WEDNESDAY, MARCH 12, 2025, 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. THE ELEVATORS WILL NOT OPERATE ONCE THE EVACUATION ALARM SOUNDS. ONCE YOU MOVE DOWN THE STAIRS, EXIT ONTO NORTH STREET AND PROCEED TO THE PUC ASSEMBLY AREA, UNLESS YOU ARE DIRECTED TO ASSEMBLE ELSEWHERE. TAKE YOUR BELONGINGS WITH YOU, ONLY IF THEY ARE READILY AVAILABLE. DO NOT RETURN TO THE BUILDING UNTIL THE ALL-CLEAR IS GIVEN. EMPLOYEES IN ANY PUC OFFICE SPACE AT THE TIME OF AN EVACUATION MUST ESCORT THEIR VISITOR(S) TO THE ASSEMBLY AREA TO BE ACCOUNTED FOR. RESTROOMS ARE LOCATED ON THE ATRIUM/PLAZA LEVEL IN THE NORTHWEST AND NORTHEAST HALLWAYS.**

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## FINAL AGENDA

February 20, 2025

### OFFICE OF SPECIAL ASSISTANTS

#### AGENDA NO. 3014650-OSA

**DOCKET NO. C-2019-3014650**

**NAME AND SUBJECT: GREGORY AND DONNA KOLLMAR VS WEST PENN POWER COMPANY**

Formal Complaint (FC) filed on 11/26/19, challenging the installation of a smart meter at the Complainants' service address. On 12/16/19, West Penn Power Company (West Penn) filed an Answer to the FC. On 1/10/24, West Penn filed a Motion for Summary Judgment (Motion). In an Initial Decision issued on 5/21/24, ALJ DeVoe granted the Motion and dismissed the FC. The Complainants filed Exceptions on 6/8/24. West Penn filed Replies to Exceptions on 11/18/24.

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

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

**AGENDA NO. 3038111-OSA**  
**DOCKET NO. M-2024-3038111**

**NAME AND SUBJECT: PUC BUREAU OF INVESTIGATION AND ENFORCEMENT VS COLUMBIA GAS OF PENNSYLVANIA INC**

On or about 10/14/21, engineers with the Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement’s Pipeline Safety Division (BIE) conducted a site visit and opened an Informal Investigation of a weld burn-through and related in service repair at Columbia Gas of Pennsylvania, Inc.’s (Columbia) Regulator Station #4539, located in Rochester, Beaver County, Pa. On 10/11/24, the Parties filed a Joint Petition for Approval of Settlement Agreement (Settlement) with the Commission. BIE’s Statement in Support of the Settlement was appended to the Settlement as Appendix B and Columbia’s Statement in Support of the Settlement was appended to the Settlement as Appendix C. By Order entered 12/5/24, we directed that the Settlement be published in the Pa. Bulletin for potential comments to be filed. No Comments have been received.

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

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

**AGENDA NO. 3041252-OSA**  
**DOCKET NO. C-2023-3041252**

**NAME AND SUBJECT: RONALD AND SHEILA DERIAN VS PENNSYLVANIA AMERICAN WATER COMPANY**

Formal Complaint (FC) filed on 6/14/23, alleging that there are leaking underground water lines and surface water main breaks causing extensive structural damage at Complainants’ service address and negative health effects. On 7/6/23, Pennsylvania American Water Company (PAWC) filed an Answer and New Matter to the FC. Hearings were held on 11/9/23 and 12/7/23. In an Initial Decision issued on 8/2/24, ALJ DeVoe dismissed the FC. The Complainants filed Exceptions on 8/22/24. PAWC filed Reply Exceptions on 10/21/24.

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

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

**AGENDA NO. 3045048-OSA**  
**DOCKET NO. F-2023-3045048**

**NAME AND SUBJECT: MARISA DIAZ-WILLIS VS PHILADELPHIA GAS WORKS**

Formal Complaint (FC) filed on 12/4/23, alleging an improper balance transfer on Complainant's bill, that she was overbilled for gas service, and that she would like a payment arrangement. On 1/10/24, Philadelphia Gas Works (PGW) filed an Answer and New Matter to the FC, as well as a Preliminary Objection. A hearing was held on 4/9/24. In an Initial Decision issued on 7/30/24, Special Agent Mroczka denied and dismissed the FC. The Complainant filed Exceptions on 8/20/24. PGW filed Replies to Exceptions on 8/29/24.

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

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Zerfuss  
Commissioner Coleman  
Commissioner Yanora

**AGENDA NO. 3048732-OSA**  
**DOCKET NO. P-2024-3048732 C-2024-3049979 ET AL**

**NAME AND SUBJECT: MICHAEL L SPERAZZA ET AL VS PPL ELECTRIC UTILITIES CORPORATION**

Petition filed on 4/26/24, for a waiver of the Distribution Service Improvement Charge (DSIC) Cap of 5% of billed revenues, requesting that the Commission grant a waiver of 66 Pa.C.S. § 1358(a), to increase the current DSIC cap from 5% to 9% of billed revenues effective on or after 1/1/25. On 5/16/24, the Bureau of Investigation and Enforcement (BIE) and the Office of Consumer Advocate (OCA) each filed an Answer to the Petition. Also, on 5/16/24, the Office of Small Business Advocate (OSBA) filed, inter alia, a Notice of Intervention. Between 7/5/24 and 7/19/24, 6 individuals filed separate Formal Complaints in response to the Petition. On 7/10/24, PP&L Industrial Customer Alliance (PPLICA) filed a Petition to Intervene (Petition to Intervene). On 7/25/24, ALJ Ashton issued an Order Granting Petition to Intervene and Consolidating Dockets. On 10/1/24, PPL, BIE, the OCA, and the OSBA each filed a Main Brief. On 10/15/24, PPL, BIE, the OCA, and PPLICA each filed a Reply Brief. On 10/18/24, PPL filed a Motion to Strike PPLICA's Reply Brief (Motion). On 11/14/24, the ALJ issued an Order denying the Motion. On 11/21/24, the Commission issued the Recommended Decision of ALJ Ashton, wherein she recommended that the Commission dismiss the Petition. PPL filed Exceptions on 12/11/24. On 12/23/24, BIE, the OCA, the OSBA, and PPLICA filed Replies to Exceptions.

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

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Zerfuss  
Commissioner Coleman  
Commissioner Yanora

**AGENDA NO. 3049343-OSA**

(PP from 2/6/2025)

**DOCKET NO. P-2024-3049343 G-2024-3049351 C-2024-3049618**

**NAME AND SUBJECT: PENN RENEWABLES LLC VS UGI UTILITIES INC – ELECTRIC DIVISION**

Petition filed on 5/31/24 for approval of UGI Utilities, Inc.’s (UGI) Default Service Program for the period from 6/1/25 through 5/31/29. An evidentiary hearing was held on 10/1/24 before ALJs Buckley and Arnold. UGI, the Office of Consumer Advocate (OCA), and the Office of Small Business Advocate filed a Joint Petition for Non-Unanimous Settlement (Joint Petition) on 10/22/24. One contested issue remained in the proceeding. In the Recommended Decision (RD) issued on 12/3/24, the ALJs recommended that the Commission approve the Joint Petition, without modification. The ALJs also recommended that the Commission reject the proposal of Penn Renewables, LLC (Penn Renewables), related to the contested issue. On 12/13/24, Penn Renewables filed Exceptions to the RD. On 12/18/24, UGI and the OCA filed Replies to Exceptions.

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

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

**AGENDA NO. 3051706-OSA**

**DOCKET NO. A-2024-3051706**

**NAME AND SUBJECT: N & W TRANSPORTATION LLC**

Application filed on 10/16/24, for the right to operate as a Motor Common Carrier of Persons in Paratransit. On 12/2/24, the Commission issued a Secretarial Letter denying the Application for failure to file required information. On 12/9/24, the Applicant filed a 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 DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

**AGENDA NO. 3051922-OSA**  
**DOCKET NO. A-2024-3051922**

**NAME AND SUBJECT: BUX-MONT TRANSPORTATION INC TDBA BUX-MONT  
TRANSPORTATION SERVICES CO AND WILLOW GROVE YELLOW CAB CO INC**

Application filed on 10/30/24, for the right to operate as a Motor Common Carrier of Persons Upon Call or Demand (taxi service). On 11/20/24, the Commission issued a Secretarial Letter denying the Application for failure to properly define the requested service territory and lack of fitness to operate. On 12/6/24, the Applicant filed a 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 DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

## **BUREAU OF TECHNICAL UTILITY SERVICES**

### **AGENDA NO. 3041567-TUS**

**DOCKET NO. M-2023-3041567**

**NAME AND SUBJECT: PPL SUSTAINABLE ENERGY FUND OF CENTRAL EASTERN PENNSYLVANIA**

Letter of Petition filed on 1/10/25, for approval of two nominees to the Board of Directors. Commission approval of the proposed Board member is required under the PPL Electric Utilities Corporation restructuring settlement.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

### **AGENDA NO. 3041568-TUS**

**DOCKET NO. M-2023-3041568 M-00031715F0004**

**NAME AND SUBJECT: METROPOLITAN EDISON COMPANY/PENNSYLVANIA ELECTRIC COMPANY SUSTAINABLE ENERGY FUND**

Letter of Petition filed on 12/24/24, for approval of a nominee to the Advisory Board. Commission approval of the proposed Board member is required under the Met-Ed and Penelec restructuring settlement.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

**AGENDA NO. 3049938-TUS**  
**DOCKET NO. A-2024-3049938**

**NAME AND SUBJECT: PENNDOT**

Application filed on 7/3/24, for approval to preserve the existing highway bridge where State Route 0422 crosses, above grade, Delwood Road, 5 tracks of Bessemer and Lake Erie Railroad Company (DOT 051 677 E), a single track of CSX Transportation, operated thereon by Buffalo and Pittsburgh Railroad, Inc. (DOT 149 032 W), and Connoquenessing Creek located in Butler and Summit Township Butler County, Pa. A field investigation and conference was held on 8/20/24. PennDOT submitted right-of-way plans containing railroad property for the Commission to appropriate on 12/18/24. No objections have been filed regarding the right-of-way plans.

RECOMMENDATION: That the Commission adopt the proposed Order.

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

**AGENDA NO. 3049995-TUS**  
**DOCKET NO. A-2024-3049995 A-2025-3053163**

**NAME AND SUBJECT: MID-ATLANTIC INTERSTATE TRANSMISSION LLC**

Application filed on 7/3/24, to site and construct the East Germantown – Germantown 115 kV Transmission Line in Mount Joy, Germany, Union Townships, and Adams County, Pa. FirstEnergy Pennsylvania Electric Company is also a party to the filing. No protests were filed. By Order dated 9/20/24, the Office of Administrative Law Judge reassigned the application to the Bureau of Technical Utility Services.

RECOMMENDATION: That the Commission adopt the proposed Order.

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

**AGENDA NO. 3051563-TUS**  
**DOCKET NO. A-2024-3051563**

**NAME AND SUBJECT: MID-ATLANTIC INTERSTATE TRANSMISSION LLC**

Letter of Notification filed on 10/8/24, for approval to construct the Willis Road Substation Project in Manchester Township, York County, Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Zerfuss  
Commissioner Coleman  
Commissioner Yanora

**AGENDA NO. 3051749-TUS**  
**DOCKET NO. A-2024-3051749**

**NAME AND SUBJECT: THE POWER COMPANY USA LLC**

Application filed on 10/3/24, 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 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 Zerfuss  
Commissioner Coleman  
Commissioner Yanora

**AGENDA NO. 3051986-TUS**  
**DOCKET NO. A-2024-3051986**

**NAME AND SUBJECT: ENERGY SOURCE GROUP LLC**

Application filed on 12/10/24, to offer, render, furnish, or supply natural gas supply services as a broker/marketer to large commercial and industrial 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 Natural Gas Division, Peoples Natural Gas Company, LLC – Peoples Gas Division, Philadelphia Gas Works, UGI Utilities, Inc., and Valley Energy, Inc. within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

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

**AGENDA NO. 3052592-TUS**  
**DOCKET NO. P-2024-3052592**

**NAME AND SUBJECT: FIRSTENERGY PENNSYLVANIA ELECTRIC COMPANY**

Petition filed on 12/18/24, for authority to defer, for regulatory accounting and reporting purposes, certain losses from extraordinary storm damage.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

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

**AGENDA NO. 3052687-TUS**  
**DOCKET NO. A-2024-3052687**

**NAME AND SUBJECT: AMERICAN TRANSMISSION SYSTEMS INC**

Letter of Notification filed on 12/20/24, for approval to construct two 138 kV transmission line loops to Carol Substation in Shenango Township, Mercer County, Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Zerfuss  
Commissioner Coleman  
Commissioner Yanora

**AGENDA NO. 3052702-TUS**  
**DOCKET NO. A-2024-3052702**

**NAME AND SUBJECT: THE POWER COMPANY USA LLC**

Application filed on 1/15/25, to offer, render, furnish, or supply natural gas supply 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 Natural Gas Division, Peoples Natural Gas Company, LLC – Peoples Gas Division, Philadelphia Gas Works, UGI Utilities, Inc., and Valley Energy, Inc., within Pa.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Zerfuss  
Commissioner Coleman  
Commissioner Yanora

**AGENDA NO. 3052716-TUS**  
**DOCKET NO. R-2024-3052716**

**NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION VS UGI UTILITIES INC - GAS DIVISION**

Supplement No. 55 to UGI Gas Tariff – Pa. P.U.C. Nos. 7 and 7S filed on 1/27/25, proposing an annual increase in rates of \$110.4 million (9.7%) to become effective 3/28/25. As proposed, the total monthly bill for a residential customer using 73.7 CCF would increase from \$104.47 to \$115.74 (10.8%). Various oppositions have been filed.

RECOMMENDATION: That the Commission adopt the proposed Order.

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

**AGENDA NO. 3052810-TUS**  
**DOCKET NO. M-2025-3052810**

**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 2/11/25, 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.

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

**AGENDA NO. 3052812-TUS**  
**DOCKET NO. M-2025-3052812**

**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 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. Section 2208 of the Code, at 66 Pa. C.S. § 2208(c)(2), states that the failure of a natural gas supplier 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 natural gas supplier. As of 2/11/25, the companies listed in Table 1 and Table 2 of the Tentative Order are not in compliance with Section 2208 of the Code.

RECOMMENDATION: That the Commission adopt the proposed Tentative Order.

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

**AGENDA NO. 3052826-TUS**  
**DOCKET NO. M-2025-3052826**

**NAME AND SUBJECT: ACT 129 ENERGY EFFICIENCY & CONSERVATION PHASE V IMPLEMENTATION ORDER**

The Pennsylvania General Assembly charged the Commission with establishing an energy efficiency and conservation program (EE&C). The Commission is also charged with the responsibility to evaluate the costs and benefits of the EE&C Program every 5 years and adopting additional reductions in consumption and peak demand if the benefits of the program exceed its costs. 66 Pa. C.S. § 2806.1(c)(3), (d)(2). With this Tentative Implementation Order, the Commission begins the process of evaluating the costs and benefits of the EE&C Program and proposing additional incremental reductions in consumption and peak demand for Phase V of the program.

RECOMMENDATION: TUS with the Law Bureau’s concurrence recommends that the Commission adopt the proposed Tentative Implementation Order.

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

**AGENDA NO. 3052879-TUS**  
**DOCKET NO. S-2025-3052879**

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

Registration of a Securities Certificate filed on 1/9/25, for the issuance of a term loan in the amount of \$4,500,000. In a letter dated 1/14/25, The Columbia Water Company voluntarily extended the statutory consideration period to 2/21/25.

RECOMMENDATION: That the Commission adopt the proposed Order.

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

## **LAW BUREAU**

### **AGENDA NO. 3049587-LAW**

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

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

Joint Application filed on 6/17/24, seeking approvals necessary for the abandonment of Deer Haven, LLC's (Deer Haven) sewer service and the commencement of sewer service by PL Utilities, LLC (PL Utilities). While the Joint Application was pending, on 8/1/24, Deer Haven requested that the Commission issue an Emergency Order allowing Aqua Pennsylvania, Inc. and Aqua Pennsylvania Wastewater, Inc. (Aqua) to act as a temporary receiver to operate the Deer Haven water and sewer systems. In response, the Commission appointed Aqua to act as Receivers for Deer Haven water and Deer Haven sewer, respectively, during the pendency of the Deer Haven 529 Proceedings at Docket Nos. P-2024-3050545 and P-2024-3050549 respectively. On 8/26/24, the Commission stayed its evaluation of the Joint Application pending the outcome of the referenced Deer Haven 529 Proceedings.

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

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

### **AGENDA NO. 3053237-LAW**

**DOCKET NO. A-2025-3053237**

**NAME AND SUBJECT: COMMONWEALTH TRANSPORT LLC**

Application filed on 2/5/25, pursuant to 52 Pa. Code § 3.383, seeking Emergency Temporary Authorization (ETA) to provide paratransit services in South Central Pa. to individuals seeking medical treatment in a hospital, care facility or doctor's office as well as behavioral health treatment in a hospital, care facility or doctor's office. On 2/6/25, Commonwealth Transport LLC (Commonwealth Transport) submitted additional information to supplement its ETA Application. On 2/7/25, Commonwealth Transport filed an Application seeking permanent paratransit authority at Docket No. A-2025-3053301. On 2/7/25, Chairman DeFrank issued an Ex Parte Order granting, in part, and denying, in part, its Application seeking Emergency Temporary Authorization.

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

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

**OFFICE OF ADMINISTRATIVE LAW JUDGE**

**AGENDA NO. 3050208-ALJ**

**DOCKET NO. R-2024-3050208 C-2024-3050613 C-2024-3050625**

**NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION, OFFICE OF CONSUMER ADVOCATE AND OFFICE OF SMALL BUSINESS ADVOCATE VS NEWTOWN ARTESIAN WATER COMPANY**

Request filed on 7/19/24, to increase Newtown Artesian Water Company's total annual operating revenue for water service. On 8/22/24, the Commission suspended filings by operation of law until 4/18/25, pursuant to Section 1308(d) of the Public Utility Code. On 12/23/24, the Joint Petition for Approval of Settlement of All Issues was filed.

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

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Zerfuss  
Commissioner Coleman  
Commissioner Yanora

**AGENDA NO. 3051542-ALJ**

**DOCKET NO. C-2024-3051542**

**NAME AND SUBJECT: JEFFREY BERGER VS FRONTIER COMMUNICATIONS OF PENNSYLVANIA INC**

Formal Complaint (FC) filed on 10/7/24, alleging service/reliability issues. On 10/28/24, Frontier Communications of Pennsylvania, Inc filed an Answer with New Matter and Preliminary Objection (PO) alleging jurisdictional issues. The ALJ treated the PO as a Motion for Judgment on the Pleadings and dismissed the FC for lack of jurisdiction.

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

Votes and Notes:

Chairman DeFrank  
Vice Chair Barrow  
Commissioner Zerfuss  
Commissioner Coleman  
Commissioner Yanora

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Carry-In Agenda

February 20, 2025

### OFFICE OF SPECIAL ASSISTANTS

#### AGENDA NO. 3047822-OSA

**DOCKET NO. R-2024-3047822 C-2024-3049344 C-2024-3049339 R-2024-3047824 ET AL**

**NAME AND SUBJECT: PA PUBLIC UTILITY COMMISSION ET AL VS AQUA PENNSYLVANIA INC AND AQUA PENNSYLVANIA WASTEWATER INC**

Tariff Water Pa. P.U.C. No. 4 and Tariff Sewer Pa. P.U.C. No. 4 filed on 5/23/24, proposing an increase of about \$112 million in additional annual water revenue and about \$14.6 million in wastewater revenue, using a fully projected future test year ending 12/31/25. On 11/7/24, Aqua Pennsylvania, Inc. and Aqua Pennsylvania Wastewater, Inc. (Aqua), the Commission's Bureau of Investigation and Enforcement (BIE), the Office of Consumer Advocate (OCA), the Office of Small Business Advocate, and the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania, filed a Joint Petition for Non-Unanimous Partial Settlement (Joint Petition), that proposed, *inter alia*, an increase in Aqua's annual water revenue by \$48 million and \$25 million for its wastewater operations; as well as reserved for litigation its proposed rate increase for the East Whiteland Township wastewater system and SCH USA, LLC's (SCH USA) requested method of billing. On 12/9/24, ALJs Chiodo and Arnold, issued a Recommended Decision (RD) approving the Joint Petition, with modifications, and the denial of the issues reserved for litigation. On 12/23/24, Aqua, SCH USA, Mr. Adam J. Shellhorse, and Mr. John Day filed Exceptions. Reply Exceptions were filed by Aqua, BIE, the OCA, and Mr. Shellhorse on 12/30/24. On 2/7/25, the Commission entered an Opinion and Order modifying the RD. On 2/14/25, Aqua filed a Petition for Partial Reconsideration and/or Clarification.

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

Votes and Notes:

Chairman DeFrank

Vice Chair Barrow

Commissioner Zerfuss

Commissioner Coleman

Commissioner Yanora

## **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. On 8/15/24, an Ex Parte Emergency Order was entered at Docket No. P-2024-3050549, that initiated an investigation into whether the Commission should order a capable public utility to acquire Deer Haven's Wastewater System (Deer Haven) pursuant to 66 Pa.C.S. § 529 (Section 529) and directed Aqua Pennsylvania, Inc. (Aqua) to act as the Receiver for Deer Haven's wastewater system beginning 8/15/24. On 8/26/24, an Order on Motion was entered to stay this proceeding during the pendency of the Section 529 proceeding. On 12/17/24, Aqua and Deer Haven filed a Joint Motion to lift the stay of the proceedings. In sequence with this Order, the Commission lifted the stay of proceedings under a separate order at this docket. PL Utilities LLC 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 Zerfuss

Commissioner Coleman

Commissioner Yanora