

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**PUBLIC MEETING**

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**THURSDAY, APRIL 26, 2012 (WG)**

**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. However, since adequate forums have been made available for public participation in cases before the Commission, there will be no opportunity for the public to address the Commission.**

**The attached agenda is complete at the time of issuance, but other items may be added and some stricken without further notice.**

**The listing of an item on the agenda does not necessarily mean that the Commission will take final action on it at this meeting. When the Commission does take final action, its decision---except on routine, uncontested tariff filings---will be put in writing and served on the interested parties and made public at the time it is entered and served.**

**All public documents---such as orders, opinions, hearing transcripts, comments, initial and recommended decisions, and the like---relating to items on the agenda, may be examined in the Commission's File Room located in Room N-201, Second Floor, this Building.**

**The Commissioners seated on the bench are:**

<b>COMMISSIONER</b>	<b>VICE CHAIRMAN</b>	<b>CHAIRMAN</b>	<b>COMMISSIONER</b>	<b>COMMISSIONER</b>
<b>James H. Cawley</b>	<b>John F. Coleman, Jr.</b>	<b>Robert F. Powelson</b>	<b>Wayne E. Gardner</b>	<b>Pamela A. Witmer</b>

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

**The Next Public Meeting is Tentatively Scheduled for Thursday, May 10, 2012 at 10:00 A.M.**

**Minutes of the Meeting of Thursday, March 29, 2012 (PW)**

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

**THE NEXT PUBLIC MEETING OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION IS SCHEDULED FOR THURSDAY, MAY 10, 2012 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.**

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**COPIES OF CHAIRMAN AND COMMISSIONERS'  
MOTIONS AND STATEMENTS WILL BE  
AVAILABLE FOR PICK-UP  
IMMEDIATELY AFTER PUBLIC MEETING  
IN JR. EXECUTIVE CHAMBERS  
3RD FLOOR KEYSTONE BUILDING**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

FINAL AGENDA

April 26, 2012

BUREAU OF TECHNICAL UTILITY SERVICES (Transportation)

<u>AGENDA NO.</u>	<u>DOCKET NO.</u>	<u>NAME AND SUBJECT</u>
2202102-TAS Vote 5-0.	A-2010-2202102	JOSEPH S KING - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. Cochranville, Chester County RECOMMENDATION: That the Commission adopt the proposed Order approving the application, as amended.
2256386-TAS Vote 5-0.	A-2011-2256386	RICHARD DAUM JR T/A DAUM TRANSPORT - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. Wysox, Bradford County RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
2262977-TAS Vote 5-0.	A-2011-2262977	GOOD SAMARITAN LIMOUSINE SERVICE II INC -Application for the approval of the transfer of the common carrier limousine rights. RECOMMENDATION: That the Commission adopt the proposed Order approving the application.
2266299-TAS Vote 5-0.	A-2011-2266299	JANET ESH - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. RECOMMENDATION: That the Commission adopt the proposed Order approving the application, as amended.
2277901-TAS Vote 5-0.	A-2011-2277901	COMFORT RIDE TRANSIT INC - Application for the right to begin to transport as a common carrier by motor vehicle, persons in paratransit service. City and County of Philadelphia RECOMMENDATION: That the Commission adopt the proposed Order approving the application.

**BUREAU OF TECHNICAL UTILITY SERVICES (Transportation)**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2279386-TAS</b> <b>Vote 5-0.</b>	<b>A-2011-2279386</b>	BERKS AREA REGIONAL TRANSPORTATION AUTHORITY - Application for approval of an exemption from the Commission's Clearance Requirements for a track operated by Norfolk Southern, located in Reading, Berks County. RECOMMENDATION: That the Commission adopt the proposed Order.
<b>2279564-TAS</b> <b>Vote 5-0.</b>	<b>A-2011-2279564</b>	MODEL MANAGEMENT SERVICES, INC T/A FRIENDLY TAXI CAB OF LANCASTER - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in call and demand service. Lancaster County RECOMMENDATION: That the Commission adopt the proposed Order approving the application for discontinuance.
<b>2279674-TAS</b> <b>Vote 5-0.</b>	<b>A-2011-2279674</b>	NANCY CARROLL KEENER T/A KEENER TRANSPORTATION - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in paratransit service. York County RECOMMENDATION: That the Commission adopt the proposed Order approving the application for discontinuance.
<b>2282169-TAS</b> <b>Vote 5-0.</b>	<b>A-2012-2282169</b>	VITAL SPIRIT - Application for the right to transport as a common carrier by motor vehicle, persons upon call or demand. RECOMMENDATION: That the Commission adopt the proposed Order denying and dismissing the application.
<b>2282200-TAS</b> <b>Vote 5-0.</b>	<b>A-2012-2282200</b> <b>A-00121116</b> <b>A-00121116F6000</b>	L & L TRANSPORTATION COMPANY INC - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in contract carrier service. Cumberland County RECOMMENDATION: That the Commission adopt the proposed Order approving the application for discontinuance.

**BUREAU OF TECHNICAL UTILITY SERVICES (Transportation)**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2284635-TAS</b> <b>Vote 5-0.</b>	<b>A-2012-2284635</b>	JEFFREY & ANITA HOUSEKNECHT - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in limousine service. Lycoming and Sullivan Counties RECOMMENDATION: That the Commission adopt the proposed Order approving the application for discontinuance.
<b>2285067-TAS</b> <b>Vote 5-0.</b>	<b>A-2012-2285067</b>	PROMOBILE TRANSPORTATION, INC - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in paratransit service. City and County of Philadelphia RECOMMENDATION: That the Commission adopt the proposed Order approving the application for discontinuance.
<b>2285495-TAS</b> <b>Vote 5-0.</b>	<b>A-2012-2285495</b> <b>A-00108132</b>	CATAWESE COACH COMPANY - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in limousine service. Philadelphia RECOMMENDATION: That the Commission adopt the proposed Order approving the application for discontinuance.
<b>2285796-TAS</b> <b>Vote 5-0.</b>	<b>A-2012-2285796</b>	PENNSYLVANIA TRANSIT CO LLC - Application for the discontinuance of service and cancellation of its certificate to transport as a common carrier by motor vehicle, persons in paratransit service. City and County of Philadelphia RECOMMENDATION: That the Commission adopt the proposed Order approving the application for discontinuance.

**BUREAU OF AUDITS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2267290-AUD</b> Vote 5-0.	<b>D-2011-2267290</b>	CHARTIERS NATURAL GAS CO - Gas Cost Rate. RECOMMENDATION: That the Commission approve the Audit Report for public release.
<b>2294238-AUD</b> Vote 5-0.	<b>M-2012-2294238</b>	PECO ENERGY COMPANY-ELECTRIC - Generation Supply Adjustment. RECOMMENDATION: That the Commission approve PECO's Supplement No. 39 to Tariff Electric-Pa. P.U.C. No 4, to become effective 5/1/12.
<b>2295767-AUD</b> Vote 5-0.	<b>M-2012-2295767</b>	NEWTOWN ARTESIAN WATER CO - Purchased Water Adjustment Charge. RECOMMENDATION: That the Commission approve Supplement No. 92 to Tariff Water-Pa. P.U.C. No. 9, to become effective 5/1/12.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>1156465-OSA</b>  Postponed until the Public Meeting of May 10, 2012.	<b>A-00117258</b>	<b>REACH FOR THE STARS LIMOUSINE</b> - Secretarial Letter issued on 8/22/11, cancelling the Certificate of Public Convenience issued to Petitioner at Docket No. A 00117258 on 8/30/00. Reach for the Stars failed to respond to a Complaint by the Bureau of Transportation and Safety at Docket No. C-2011-22455156, involving failure to maintain evidence of insurance on file with the Commission. On 1/5/12, a Petition requesting reinstatement of its Certificate was filed. BTS did not file an answer to the Petition. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order that grants the Petition for Reinstatement.
<b>1187707-OSA</b>  Vote 5-0.	<b>A-00121022</b> <b>C-2011-2259127</b>	<b>INTEGRITY TRANSPORTATION SERVICES, LLC</b> <b>T/A INTEGRITY LIMOUSINE</b> - Complaint instituted on 9/27/11, alleging failure to maintain evidence of insurance on file with the Commission. By Secretarial Letter entered 11/3/11, the Commission imposed a \$500 civil penalty and cancelled the Certificate of Public Convenience. On 2/13/12, Petitioner filed a Petition for Reinstatement. No response to the Petition has been filed. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order that denies the Petition.

**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2132453-OSA</b> <b>Postponed until the Public Meeting of May 10, 2012.</b>	<b>C-2010-2132453</b>	<b>BUREAU OF TRANSPORTATION &amp; SAFETY VS OKEY CAB CO</b> - Complaint initiated on 4/9/10, alleging failure to file a valid tariff with the Commission in violation of the Commission's Regulations. The Respondent filed an Answer on 6/4/10. A hearing was held on 10/26/11. ALJ Nguyen issued an Initial Decision on 2/2/12, in which he recommended that the Complaint be dismissed because the Respondent had not violated any Commission Regulation. On 2/10/12, the BTS filed Exceptions to the Initial Decision. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order that: (1) reverses the Initial Decision; (2) remands the matter to the OALJ for further action as deemed necessary; and (3) orders the Respondent to have its attorney file a Notice of Appearance.
<b>2230314-OSA</b> <b>Vote 5-0.</b>	<b>A-2011-2230314</b>	<b>PENTEX PIPELINE COMPANY</b> - Application filed on 3/8/11. Several Parties filed Protests to the Application. On 10/7/11, public input hearings were held in Wyalusing. On 12/5/11, Pentex filed a Petition for Leave to Withdraw its Application. Laurel Mountain Midstream, LLC and MarkWest Liberty Midstream & Resources, LLC filed a Joint Answer in Support of the Petition. On 12/29/11, Diane Ward filed an Answer to the Petition. In an Initial Decision, issued 2/9/12, ALJ Buckley granted the Petition. Ms. Ward filed Exceptions on 2/25/12. Pentex filed Replies to Exceptions on 3/12/12. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Opinion and Order which grants the Exceptions, in part, denies the Exceptions, in part, and modifies the Initial Decision.



**OFFICE OF SPECIAL ASSISTANTS**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2290900-OSA</b> Vote 5-0.	<b>A-2012-2290900</b>	ZITO MEDIA VOICE, LLC and VERIZON PA - Joint Petition filed on 2/29/12, seeking approval of an Interconnection Agreement and Amendment No. 1 pursuant to Section Nos. 252(i) and 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.
<b>2290943-OSA</b> Vote 5-0.	<b>A-2012-2290943</b>	ZITO MEDIA VOICE, LLC and VERIZON NORTH - Joint Petition filed on 2/29/12, seeking approval of an Interconnection Agreement and Amendment No. 1, pursuant to Section Nos. 252(i) and 252(e) of the Telecommunications Act of 1996. Notice was published in the PA Bulletin. No comments or protests were received. RECOMMENDATION: That the Commission adopt the proposed Opinion and Order which grants the Joint Petition.

**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2284616-FUS</b>  Vote 5-0.	<b>A-2012-2284616</b> <b>P-2012-2284623</b>	<b>PPL ELECTRIC UTILITIES CORP</b> - Letter of Notification filed on 1/20/12, for approval pursuant to 52 Pa. Code Chapter 57.72 with respect to the construction of the West Trexlertown #1 and #2 138/69 kV Tap Line in Upper Macungie Township, Lehigh County. Authority for this procedure is provided for at §57.72(d)(1)(vi). No protests were filed and no hearing was held. Also, a Petition was filed on 1/20/12, for approval for a finding that a building to shelter control equipment at the West Trexlertown 69-12 kV Substation to be constructed in Upper Macungie Township, Lehigh County, is reasonably necessary for the convenience or welfare of the public, and therefore, exempt from any local zoning ordinance. No protests were filed. A hearing was held. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order that approves the application and grants the petition.
<b>2285985-FUS</b>  Vote 5-0.	<b>R-2012-2285985</b>	<b>PEOPLES NATURAL GAS CO</b> - Tariff Gas – PA PUC No. 45, as well as, a supplier tariff supplement, Supplement No. 6 to Tariff Gas – PA PUC No. S-2 filed on 2/28/12, for approval to propose an increase in annual revenues of \$28,400,000, a 7.5% increase in total annual operating revenues, to become effective 4/28/12. A number of formal complaints and petitions to intervene have been filed. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order that suspends Tariff Gas – PA PUC No. 45 by operation of law and Supplement No. 6 to Tariff Gas – PA PUC No. S-2 until 11/28/12, and institutes an investigation.

**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2286228-FUS</b> <b>Vote 5-0.</b>	<b>A-2012-2286228</b>	<b>THE ERIC RYAN CORPORATION</b> - Application filed on 1/27/12, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer engaged in the business of providing consultation regarding the purchase of electricity for large commercial (over 25 kw demand), small commercial (25 kw and under demand), governmental and industrial customers in the electric distribution company service territories of Penn Power, West Penn Power, Penelec, PPL Utilities, PECO Energy, UGI-Electric, Duquesne Light, and Met-Ed within PA. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves the application.
<b>2287279-FUS</b> <b>Vote 5-0.</b>	<b>A-2012-2287279</b>	<b>PPL ELECTRIC UTILITIES CORP</b> - Application filed on 2/6/12, for approval pursuant to 52 Pa. Code Chapter 57 Subchapter G, for approval of the replacement of all conductors, the shield wire and one wooden structure on 12.8 miles of existing Susquehanna-Harwood #1 & #2 230 kV Transmission Line in Conyngham, Hollenback, Sugarloaf and Hazle Townships, Luzerne County. Authority for this procedure is provided for at §§57.71 -57.77. No protest was filed and no hearing was held. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order that approves the application.
<b>2287394-FUS</b> <b>Vote 5-0.</b>	<b>M-2012-2287394</b> <b>M-00940537</b>	<b>CLARION COUNTY'S 911</b> - System Renewal Plan filed on 2/8/12, by PEMA, requesting a formal review of the costs associated with the contribution rate of \$1.50 per access line per month, and a recommendation to PEMA within 90 days of the receipt date. <b>RECOMMENDATION:</b> The Commission adopt the proposed Order which approves a contribution rate of \$1.50 per access line per month.

**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2287565-FUS</b>  <b>Vote 5-0.</b>	<b>A-2012-2287565</b>	<b>PPL ELECTRIC UTILITIES CORP</b> - Application filed on 2/8/12, for approval pursuant to 52 Pa. Code Chapter 57 Subchapter G, for approval of the siting and construction of the West Shore-Harrisburg #1 & #2 138/69 kV Transmission Line to address reliability concerns in Lower Allen Township, Cumberland County. Authority for this procedure is provided for at §§57.71 -57.77. No protest was filed and no hearing was held. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order that approves the application.
<b>2289980-FUS</b>  <b>Vote 5-0.</b>	<b>A-2012-2289980</b> <b>A-2012-2289978</b> <b>A-2012-2289981</b>	<b>FINGER LAKES TECHNOLOGIES GROUP INC</b> - Application filed on 2/15/12, for approval to offer, render, furnish or supply telecommunication services as a CLEC in the service area of VZ North, a Reseller Interexchange Carrier (detariffed) throughout PA, and a Competitive Access Provider throughout PA. No protests were filed and no hearings were held. <b>RECOMMENDATION:</b> The Commission approve the application consistent with the proposed Order.
<b>2290578-FUS</b>  <b>Vote 5-0.</b>	<b>A-2012-2290578</b>	<b>CONOCOPHILLIPS PIPE LINE CO</b> - Application filed on 2/23/12, for approval of the transfer of control of ConocoPhillips Pipe Line Company. No protests were filed and no hearings were held. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order.
<b>2291186-FUS</b>  <b>Vote 5-0.</b>	<b>A-2012-2291186</b>	<b>MCENERGY INC</b> - Application filed on 2/28/12, for approval for a license to offer, render, furnish or supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity to large commercial (over 25kW), industrial and governmental customers in all of the electric distribution company service within PA. <b>RECOMMENDATION:</b> That the Commission adopt the proposed Order which approves the application.

**BUREAU OF TECHNICAL UTILITY SERVICES**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
2292862-FUS  Vote 5-0.	A-2012-2292862 A-2012-2292863 <i>et al</i>	SERVICE ELECTRIC TELEPHONE LLC - Applications filed on 2/17/12, for approval to offer, render, furnish or supply telecommunication services as a CLEC in the service areas of the 27 rural incumbent local exchange carriers as delineated in the Order. No protests were filed and no hearings were held. RECOMMENDATION: The Commission approve the application consistent with the proposed Order.
2294694-FUS  Vote 5-0.	R-2012-2294694 P-2012-2295300	DUQUESNE LIGHT COMPANY - Requests to implement TOU-1 and TOU-2 pilot programs, for the timeframe of June 2012 through September 2012. The Supplement No. 57 filing to Electric Tariff Pa. P.U.C No. 24, is in accordance with the Commission's Order approved at Docket No. P-2009-2149807 on 6/23/10. RECOMMENDATION: That the Commission adopt the proposed Order, which approves the petition and tariff supplement.

**LAW BUREAU**

<u><b>AGENDA NO.</b></u>	<u><b>DOCKET NO.</b></u>	<u><b>NAME AND SUBJECT</b></u>
<b>2112925-LAW</b>  Statement by Vice Chairman Coleman. Vote 5-0.	<b>P-2009-2112925</b>	NEUSTAR INC FOR NORTH AMERICAN NUMBERING PLAN ADMINISTRATOR - Modifications released in March 2012 to the projected exhaust date for the 814 NPA that had been previously released by the FCC in October 2011. The updated forecast date has been modified from the first quarter of 2016 to the second quarter of 2018. RECOMMENDATION: That the Commission dismiss the petition for relief for the 814 area code, rescind the implementation of the geographic split as the form of area code relief, and deny the petitions for reconsideration.
<b>2267522-LAW</b> (PP from 03/29/2012)  Vote 5-0.	<b>P-2011-2267522</b> <b>P-2009-2082991</b>	MCIMETRO ACCESS TRANSMISSION SVC LLC D/B/A VERIZON ACCESS TRANSMISSION SVC - By Order entered 6/3/09, the Commission granted Verizon Access a two-year trial waiver that permitted Verizon Access to provide the rates and terms for basic dial tone services offered to enterprise and large business customers throughout the states on its Internet website in lieu of a formal tariff filing. The trial waiver expired in June of 2011. On 10/17/11, Verizon Access filed a petition requesting that the waiver be made permanent. RECOMMENDATION: That the Commission grant in part, and deny in part, the petition.
<b>2288561-LAW</b>  Vote 5-0.	<b>M-2012-2288561</b>	IMPLEMENTATION-UNCONVENTIONAL GAS WELL FEE ACT 13 - Tentative Implementation Order was issued on 3/15/12. Comments were invited and were filed by numerous parties. RECOMMENDATION: That the Commission adopt the Secretarial Letter.
<b>2292284-LAW</b>  Vote 5-0.	<b>P-2012-2292284</b>	METROPOLITAN EDISON CO - Petition filed on 3/6/12, seeking expedited treatment. The OCA, OSBA, PPL Electric, the Met-Ed Industrial Users Group, Northampton Generating Company, and Met-Ed all filed letters in support of the Petition. There is currently no opposition to the Petition's approval. RECOMMENDATION: That the Commission adopt the proposed Order.

**LAW BUREAU**

**AGENDA NO.**

**DOCKET NO.**

**NAME AND SUBJECT**

**2292298-LAW**

**P-2012-2292298**

**Vote 5-0.**

COLUMBIA GAS OF PA INC

- Petition filed for approval of a disbursement plan for funds received as a result of a settlement with Columbia Gulf Transmission Company approved by the Federal Energy Regulatory Commission. Columbia proposes to distribute the residential portion of the settlement proceeds that would otherwise go to residential customers through its Purchased Gas Cost (PGC) rates to its Hardship Fund and its non-residential portion to small commercial customers through PGC credits.

**RECOMMENDATION:**

That the Commission adopt the proposed Order granting the petition.

**OFFICE OF ADMINISTRATIVE LAW JUDGE**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>1197367-ALJ</b> <b>Vote 5-0.</b>	<b>A-00122393</b>	<b>CITY OF PHILADELPHIA</b> - Application filed requesting approval to reconstruct the bridge carrying South Street. In addition, the City requested that the costs and expenses of this project be allocated and that it be exempt from the minimum overhead clearance. On 5/26/06, a Secretarial letter was issued approving the application over the tracks of SEPTA, National Railroad Passenger Corporation, and CSX Transportation, Inc. The City requested that non-carrier utilities bear the cost related to the project. On 3/12/12, a Joint Petition for Settlement of Cost Allocation Proceeding was filed with the Commission. <b>COMMISSION REVIEW:</b> That the Commission adopt ALJ Fordham's Recommended Decision approving the Settlement.
<b>2192133-ALJ</b> <b>Vote 5-0.</b>	<b>F-2010-2192133</b>	<b>TRACY WOOD VS PECO ENERGY COMPANY-ELECTRIC</b> - A timely appeal was filed on 8/2/10, to a BCS decision, alleging incorrect charges relating to residential electric and gas service. Answer filed 8/25/10. Hearing held 7/12/11. <b>COMMISSION REVIEW:</b> That the Commission adopt ALJ Chestnut's Initial Decision denying the complaint.
<b>2214227-ALJ</b> <b>Vote 5-0.</b>	<b>F-2010-2214227</b>	<b>WALLACE &amp; JANET MARTIN VS DUQUESNE LIGHT CO</b> - Complaint filed 11/19/10, alleging a payment dispute. Answer filed 1/31/11. Hearing held 11/3/11. <b>COMMISSION REVIEW:</b> That the Commission adopt ALJ Hoyer's Initial Decision dismissing the complaint.
<b>2256514-ALJ</b> <b>Motion by Vice Chairman Coleman.</b> <b>Vote 5-0.</b>	<b>C-2011-2256514</b>	<b>SHARON BRACKEN VS CHAMPION ENERGY</b> - Complaint filed 8/2/11, alleging a billing and service dispute. Answer filed 8/30/11. Hearing held 1/17/12. <b>COMMISSION REVIEW:</b> That the Commission adopt ALJ Barnes' Initial Decision, sustained, in part to the extent of a civil penalty assessed, and denied in part.



**OFFICE OF ADMINISTRATIVE LAW JUDGE**

<b><u>AGENDA NO.</u></b>	<b><u>DOCKET NO.</u></b>	<b><u>NAME AND SUBJECT</u></b>
<b>2267086-ALJ (PP from 04/12/2012)</b>  <b>Motion by Commissioner Cawley. Vote 5-0.</b>	<b>C-2011-2267086</b>	IN HOME OXYGEN AND MEDICAL EQUIPMENT VS VERIZON PENNSYLVANIA INC - Formal Complaint filed on 9/29/11, alleging inadequate service from CTSI, LLC d/b/a Frontier Communications using Verizon's equipment. On 11/2/11, VZ filed an Answer and New Matter, alleging that Complainant was a customer of Frontier and not VZ. VZ also filed Preliminary Objections on 11/2/11, on the grounds of lack of Commission jurisdiction, lack of capacity to sue, and lack of standing. COMMISSION REVIEW: That the Commission adopt ALJ Melillo's Initial Decision granting the Motion for Judgment on the Pleadings, and dismissing the Complaint for lack of standing.