Albany, NY – 9/12/08 – The New York State Public Service Commission announced today the agenda for its regular meeting starting at **10:30 A.M., Wednesday, September 17, 2008, in the 19th Floor Board Room of its offices located at Three Empire State Plaza, Albany, New York.**

Individuals in New York City wishing to view the Commission's meeting may do so in the Board Room on the 4th floor of the Commission's offices at 90 Church Street, New York City. The videocasting will be for viewing and listening purposes only. Pursuant to procedures established by the building management, anyone planning to observe the meeting in the New York City Board Room must notify Jan Goorsky at 212-417-2378, 48 hours in advance of the meeting, and must be prepared to show valid photo identification upon arrival at 90 Church Street.

In addition to the video broadcasting of the meeting in the Commission’s New York City offices, the meeting will be broadcast live on the Internet. The Internet broadcast can be viewed through NewYorkAdmin by accessing [http://www.NewYorkAdmin.com](http://www.NewYorkAdmin.com) from a computer capable of using RealPlayer. RealPlayer can be downloaded from the NewYorkAdmin Web site. The Commission has no financial interest in the Web site, its management, maintenance or administration.
The agenda is divided into two sections. The Consent Agenda consists of items that, because of their nature, can be decided by the Commission on the basis of written reviews and analyses previously made available to the Commission and do not require discussion. Any item on the Consent Agenda can be transferred to the Regular Agenda if discussion is required.

The Regular Agenda consists of items that, by their nature, appear to be best resolved through discussion of matters covered by written reviews and analyses, also available to the Commissioners in advance of the meeting. All Commission meetings are open to the public. However, since adequate forums are available for public participation in cases before the Commission there will be no opportunity for the public to address the Commission. The agenda attached to this announcement is complete at the time of issue, but other items may be added and some agenda items may be removed without further notice.

Persons with disabilities who require a sign language interpreter or other special accommodations should call the Department of Public Service's Human Resources Management office at (518) 474-2520. TTD users may call this number through the New York Relay Service at 1-800-662-1220 or have a representative call directly to the office.

All public documents that have been filed or issued before today’s date are available for inspection in the Files Unit on the 14th floor of the Albany offices, or by faxing a request for copies to (518) 474-9842 using a Billing Information Form, available in that office or by calling (518) 474-2500. Copies of notices or other material relating to pending Commission actions may be obtained by calling the Department’s Operations Section at (518) 474-2500. Copies may be obtained from Central Files when they become available by calling (518) 474-2500.

The next regularly scheduled meeting will begin at **10:30 A.M., Wednesday, October 15, 2008, in Albany, New York.**

The agenda for the September 17, 2008 meeting is attached.
CONSENT AGENDA

This agenda consists of items that, by their nature, can be decided by the Commission on the basis of written reviews and analyses previously made available to the Commissioners and do not require discussion at the Session.

All items will be considered together at the start of the session.

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<td>08-G-0882 NATIONAL GRID, INC.–METRO NY/MR. CLIFTON LYONS – Appeal of Informal Hearing Decision.</td>
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<td>08-G-0729 ST. LAWRENCE GAS COMPANY, INC. – Pet. for approval, Pursuant to Section 68 of the PSL, for an Expedited Proceeding for a 30-Year Franchise Agreement Renewal in the Village of Waddington, St. Lawrence County.</td>
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<td>08-T-0851 CHESAPEAKE APPALACHIA, LLC – NOI to Construct a Fuel Gas Transmission Line, Containing Approx. 8,260 Feet of Six-Inch Coated Steel Pipeline, Located in the Town of Erin, Chemung County.</td>
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<td>08-T-0821 FORTUNA ENERGY, INC. – NOI to Construct a Fuel Gas Transmission Line, Containing Approx. 13,680 Feet of Four-Inch Coated Steel Pipeline, Located in the Town of Campbell, Steuben County.</td>
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<td>08-G-0708 CORNING NATURAL GAS CORPORATION – Pet. To Issue Long-Term Indebtedness in the Principal Amount of $6,000,000 for the purpose of Refunding Existing Obligations and Financing New Construction.</td>
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<td>08-G-0723 &amp; 08-G-0725 THE BROOKLYN UNION GAS COMPANY D/B/A KEYSPAN ENERGY DELIVERY NEW YORK and KEYSPAN GAS EAST CORPORATION D/B/A KEYSPAN ENERGY DELIVERY LONG ISLAND – Amendments to PSC 12-Gas and PSC 1-Gas, eff. 8/1/08, (Postponed to 10/1/08) to modify its existing capacity release program to accommodate marketers’ needs in non-winter months.</td>
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<td>08-G-0958 KEYSPAN ENERGY OF LONG ISLAND/K.V. ELECTRIC, INC.</td>
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<td>08-G-0959 KEYSPAN ENERGY LONG ISLAND/PANTANO LANDSCAPING &amp;</td>
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<td>08-G-0959 KEYSPAN ENERGY LONG ISLAND/PANTANO LANDSCAPING &amp;</td>
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CONSTRUCTION CONTRACTORS INC.
08-G-0960 KEYSPAN ENERGY OF LONG ISLAND/POST BUILDING & REALTY CORPORATION
08-G-0961 KEYSPAN ENERGY OF LONG ISLAND/THOMAS J. GULDI ELECTRIC, LTD.
08-G-0962 KEYSPAN ENERGY OF LONG ISLAND/NEWBRIDGE ELECTRIC OF LONG ISLAND CORP.
08-G-0963 KEYSPAN ENERGY OF LONG ISLAND/TIM WHITE HOME IMPROVEMENT INCORPORATED
08-G-0964 KEYSPAN ENERGY OF LONG ISLAND/SOIL MECHANICS DRILLING CORP
08-G-0965 KEYSPAN ENERGY OF NEW YORK CITY/7 GIRLS CONSULTANTS, LLC
08-G-0966 KEYSPAN ENERGY OF NEW YORK CITY/INTERCOUNTY PAVING ASSOCIATES LLC
08-G-0967 KEYSPAN ENERGY OF NEW YORK CITY/YELLOW TOP BUILDERS LLC
08-G-0968 KEYSPAN ENERGY OF NEW YORK CITY/DANIEL, LLC
08-G-0969 KEYSPAN ENERGY OF NEW YORK CITY/ROCKET CONCRETE, INC.
08-G-0970 KEYSPAN ENERGY OF NEW YORK CITY/SKY MATERIALS CORP.
08-G-0971 KEYSPAN ENERGY OF NEW YORK CITY/JUDLAU CONTRACTING, INC.
08-G-0972 KEYSPAN ENERGY OF NEW YORK CITY/SCHIMENTI CONSTRUCTION COMPANY, LLC
08-G-0973 KEYSPAN ENERGY OF NEW YORK CITY/SUPERIOR GLEN CONSTRUCTION, INC.
08-G-0974 KEYSPAN ENERGY OF NEW YORK CITY/DRAGONETTI BROTHERS LANDSCAPING
08-G-0976 NATIONAL FUEL GAS DISTRIBUTION CORPORATION/CUSTOM TOP SOIL, INC.
08-G-0977 NATIONAL FUEL GAS DISTRIBUTION CORPORATION/RJP EXCAVATING
08-G-0978 NATIONAL FUEL GAS DISTRIBUTION CORPORATION/DIGCO, INC.
08-G-0979 NATIONAL FUEL GAS DISTRIBUTION CORPORATION/TITAN WRECKING & ENVIRONMENTAL, LLC
08-G-0980 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID/JOHN LUCARELLI & SONS, INC.
08-G-0981 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID/EASY-WAY-OUT LAWN CARE
08-G-0982 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID/A NORTH COUNTRY CONTRACTORS
08-G-0983 ROCHESTER GAS AND ELECTRIC CORPORATION/GARDEN GROVE LANDSCAPE & NURSERY
08-G-0984 ROCHESTER GAS AND ELECTRIC CORPORATION/REYNOLDS HTG/CLG
Orders determining penalties and directing payment for violation of 16 NYCRR Part 753 – Protection of Underground Facilities.

VALLEY ENERGY, INC. – Pet. to Amend a Certificate of Public Convenience and Necessity to Exercise Further a Gas Franchise in the Town of Chemung, Chemung County and the Town of Barton, Tioga County.

FORTUNA ENERGY, INC. – Pet. to Amend the Certificate of Environmental Compatibility and Public Need to Upgrade the Current Compressor Unit and Construct Approximately 100 Feet of Steel Pipeline, Located in the Town of Veteran, Chemung County.

Appeals of Informal Hearing Decisions.

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and AT&T MOBILITY LLC – Pet. Under Section 70 of the PSL for the Approval of Wireless Attachments to Con Edison Transmission Facilities (Tower E-10).


CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MR. CLIFTON LYONS – Rehearing petition of designees’ determination.

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MS. RACHEL FELIPES/MS. DIANE POLLACK – Rehearing petition of designees’ determination.
Rehearing petitions of designees’ determinations.

LS POWER DEVELOPMENT LLC – Pet. for a Declaratory Ruling Regarding the Acquisition of Common Stock, or, in the Alternative, Approval Under Public Service Law Section 70.

HARBINGER CAPITAL PARTNERS MASTER FUND I, LTD. and HARBINGER CAPITAL PARTNERS SPECIAL SITUATIONS FUND – Pet. for a Declaratory Ruling Regarding Acquisition of Common Stock and, in the Alternative, Approval Under Public Service Law Section 70.

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Amendments to PSC 9-Electricity, PSC 2-Retail Access, PASNY No. 4, Economic Development Delivery Service No. 2, eff. 6/1/08, to provide a net increase in electric revenues of $654.1 million or 5.8% (Suspended through 10/5/08).


UNITED DEVELOPMENT CORPORATION – Pet. to Submeter Electricity at 370 Route 13, Cortlandville, New York, located in the territory of Niagara Mohawk Power Corporation d/b/a National Grid, filed in C26998.

LIVING OPPORTUNITIES OF DEPAUL – Pet. to Submeter Electricity at 67-113 Lindwood Street, Warsaw, New York, located in the territory of New York State Electric & Gas Corporation, filed in C26998.

KEYSPAN ENERGY – Appn for a Certificate of Environmental Compatibility and Public Need to Construct and Operate a 250 Megawatt Cogeneration, Combustion Turbine Electric Generating Facility to be Developed at the Existing Ravenswood Generating Station in Long Island City, Borough of Queens.

WATER

KIAMESHA ARTESIAN SPRING WATER COMPANY – Pet. for Approval to Enter into a Loan Agreement with Provident Bank of Sullivan County in the Amount of About $71,000 and for Approval of a Surcharge to Repay this Loan Designed to Produce About $10,200 Per Year for a 10 Year Period.

BIRCH HILL WATER SUPPLY CORPORATION – Amendment to PSC 3-Water, eff. 1/1/08 ( Suspended through 10/27/08), to continue customer surcharge for four additional billing periods in the amount of $195 per customer per quarter.


COMMUNICATIONS

In the Matter of Compliance with Public Service Law Section 92.1 Requiring Telephone Corporations to have Rate Schedules on file with the Commission.

GLOBALCOM, INC. and FIRST COMMUNICATIONS, INC. – Joint Pet. for Approval of the Indirect Transfer of Control of Globalcom, Inc. to First Communications, Inc. and Participation in a Financing Arrangement.

VERIZON NEW YORK INC. – Pet. Pursuant to Section 99 of the PSL for Approval to Sell a Portion of an Office Building.

VERIZON NEW YORK INC. – Pet. Pursuant to Section 99(2) of the PSL for Approval to Sell a Garage.

WARWICK VALLEY TELEPHONE COMPANY – Amendments to PSC 12-Telephone, eff. 9/1/08, to increase its business basic local service rates to equal the previously approved residential basic local service rates.
566  07-C-0349  MARGARETVILLE TELEPHONE COMPANY, INC. – Amendments to PSC 15-Telephone, eff. 9/1/08, to revise its tariff pursuant to the Commission’s order in Case 07-C-0349, to increase residential basic local service rates.

CABLE

661  There is no Item 661 on this Agenda.

662  There is no Item 662 on this Agenda.

663  There is no Item 663 on this Agenda.


666  08-V-0840  TIME WARNER ENTERTAINMENT-ADVANCE NEWHOUSE PARTNERSHIP D/B/A TIME WARNER CABLE (BINGHAMTON DIVISION) – Pet. for a Certificate of Confirmation for its Franchise with the Town of French Creek, Chautauqua County.

667  Appns. For Certificates for Renewal.

06-V-1210  TIME WARNER NY LLC D/B/A TIME WARNER CABLE (ALBANY DIVISION)/T. of Fort Edward, Washington Co.

07-V-0664  TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP D/B/A TIME WARNER CABLE (ALBANY DIVISION)/V. of Fort Ann, Washington County.

07-V-1320  TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP D/B/A TIME WARNER CABLE (BINGHAMTON DIVISION)/V. of Cherry Creek, Chautauqua Co.

08-V-0399  TIME WARNER CABLE (BINGHAMTON DIVISION)/T. of Delhi, Delaware Co.

06-V-1350  TIME WARNER CABLE NY LLC/T. of Wallkill, Orange Co.

05-V-0901  CABLEVISION OF SOUTHERN WESTCHESTER, INC. D/B/A CABLEVISION/V. of Hastings-on-Hudson, Westchester Co.

TIME WARNER-BINGHAMTON DIVISION/V. of Endicott, Broome Co.; T. of Lisle, Broome Co.


TIME WARNER-BUFFALO DIVISION/V. of Barker, Niagara Co.


TIME WARNER-ORANGE COUNTY/V. of Unionville, Orange Co.; V. of New Paltz, Ulster Co.; T. of New Paltz, Ulster Co.

TIME WARNER-SULLIVAN COUNTY/T. of Rockland, Sullivan Co.

TIME WARNER-MOUNT VERNON/C. of Mount Vernon, Westchester Co.

08-V-0106  CSC ACQUISITION-NY, INC./V. of Lynbrook, Nassau Co.
07-V-0100  CABLEVISION SYSTEMS LONG ISLAND CORP./V. of Rockville Centre, Nassau Co.
05-V-0172  CABLEVISION SYSTEMS WESTCHESTER CORP./V. of Bronxville, Westchester Co.
03-V-1732  COMCAST CABLE OF NEW YORK, INC./V. of Brewster, Putnam Co.
REGULAR AGENDA
Items not necessarily to be considered in the order listed:

GAS

101  08-G-0609  NIAGARA MOHAWK POWER CORPORATION – Pro. as to the Rates, Charges, Rules and Regulations for Gas Service.

102  06-G-1332  CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Pro. as to the Rates, Charges, Rules and Regulations for Gas Service.

GENERAL


POWER

301-A  Electric Reliability Performance for 2007. Staff’s Assessment.

301-B  04-E-0572  CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Pro. as to the Rates, Charges, Rules and Regulations for Electric Service.

302  07-S-1315  CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Pro. as to the Rates, Charges, Rules and Regulations for Steam Service.

WATER

No Items Will Be Considered On This Agenda.

COMMUNICATION

No Items Will Be Considered On This Agenda.

CABLE

No Items Will Be Considered On This Agenda.
KEY TO ABBREVIATIONS:
* – Item was on calendar of previous meeting
+ – Notice required by State Administrative Procedure Act (SAPA)
A – Special Permit Order (spo) to be issued
16NYCRR – Commission regulation published in Vol. 16, NYS Codes, Rules and Regulations
ALJ – Administrative Law Judge
NOI – Notice of Intention
EM&CP – Environmental Management & Construction Plan
V – Village  T – Town  C – City  Co – County
-30-