



Public Service Commission

For Immediate Release: 05/13/16

Audrey Zibelman, Chair

Contact:

James Denn | James.Denn@dps.ny.gov | (518) 474-7080

<http://www.dps.ny.gov>

<http://twitter.com/NYSDPS>

16025

COMMISSION ISSUES PRELIMINARY MAY 19, 2016 AGENDA

Albany, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 a.m., Thursday, May 19, 2016, in the 19th Floor Board Room of its offices located at Three Empire State Plaza, Albany, New York.**

MEETING WILL BE BROADCAST ON THE INTERNET AT:

<http://www.dps.ny.gov/Webcasts.html>

**-VIDEOCASTING TO PSC'S NYC OFFICES AVAILABLE-
(See instructions on last page of Agenda)**

The session agenda is as follows:

To view documents related to PSC Cases Numbers below, visit:

http://www.dps.ny.gov/New_Search.html

REGULAR AGENDA ITEMS

Items To Be Resolved Through Discussion

Item PSC Case

GENERAL

201 14-M-0565 Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers.

POWER

301 16-E-0183 In the Matter of Staff's Report on 2016 Electric Summer Preparedness.

302 14-M-0101 Proceeding on Motion of the Commission in Regard to Reforming the Energy Vision.

No items will be considered on the Regular Agenda for **GAS, WATER, COMMUNICATIONS** and **CABLE**.

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.

Item PSC Case

GAS

- | | | |
|---|-----------|---|
| 161 | 11-G-0056 | PETER AND THOMAS L. BROWN/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID - Appeal of Informal Hearing Decision. |
| 162 | 13-G-0016 | NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Tariff filing for Approval of an Electronic Deferred Payment Agreement Contained in its Gas Tariff Schedule. |
| 163 | 15-G-0329 | NIC HOLDING CORP. - Petition for a Declaratory Ruling Concerning Entitlement to Incidental and Lightened Regulation. |
| In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities. | | |
| 164 | 16-G-0207 | CORTLANDT LAND & SITE WORKS, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. |
| | 16-G-0208 | SCAPING LAND DEVELOPMENT CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. |
| | 16-G-0209 | CARSON AND ROBERTS SITE CONSTRUCTION AND ENGINEERING, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. |
| | 16-G-0211 | A & M D'ALESSANDRO CONTRACTORS, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID. |
| | 16-G-0212 | DOMINS HOLDINGS, INC. D/B/A ADAMS LANDSCAPE & DESIGN/NATIONAL FUEL GAS DISTRIBUTION CORPORATION. |
| | 16-G-0213 | DECKS UNLIMITED CONSTRUCTION COMPANY/NATIONAL FUEL GAS DISTRIBUTION CORPORATION. |
| | 16-G-0214 | PEAK ENVIRONMENTAL CONCEPTS, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID. |
| | 16-G-0215 | CNY CONTRACTING/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID. |
| | 16-G-0216 | GARY'S EXCAVATING, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID. |

- 16-G-0217 DELIGNY BROS., INC./ORANGE AND ROCKLAND UTILITIES, INC.
- 16-G-0218 RONALD FILERA LANDSCAPE CONTRACTORS LLC/ORANGE AND ROCKLAND UTILITIES, INC.
- 16-G-0219 USA BROTHERS LANDSCAPING/ORANGE AND ROCKLAND UTILITIES, INC.
- 16-G-0220 CMC CONSTRUCTION SERVICE/ORANGE AND ROCKLAND UTILITIES, INC.
- 16-G-0222 VICTOR EXCAVATING, INC./ROCHESTER GAS AND ELECTRIC CORPORATION.
- 16-G-0223 Best Buy Demo Inc./The Brooklyn Union Gas Company d/b/a National Grid NY.
- 16-G-0224 FULLERTON XU CONSTRUCTION/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 16-G-0227 CRANE - HOGAN STRUCTURAL SYSTEMS, INC./NEW YORK STATE ELECTRIC & GAS CORPORATION.
- 16-G-0228 DE JONG EXCAVATION, LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.
- 16-G-0229 FAERY'S LANDSCAPING, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.

GENERAL

- 261 16-M-0018 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for Approval to Lease Space within its Facility.
- 262 16-M-0020 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Petition for Authority under Section 69 of the Public Service Law to Issue and Sell Unsecured Debt.
- 263 14-M-0001 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND ORANGE AND ROCKLAND UTILITIES, INC. - In the Matter of the Comprehensive Management and Operations Audits.
- 264 15-M-0649 NEW YORK STATE ELECTRIC & GAS CORPORATION AND ROCHESTER GAS AND ELECTRIC CORPORATION - Petition for a Waiver of Certain Customer Service Measure Results.
- 265 15-M-0509 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition Under Section 69 of the Public Service Law for Authority to Issue Securities.

- 15-M-0744 NIAGARA MOHAWK POWER CORPORATION - Petition for Authority To Use Certain Deferred Credits to Offset Costs Associated With Incremental Capital Expenditures and Other Related Relief.
- 266 There is no Item 266.
- 267 16-M-0194 DYNEGY INC., SITHE/INDEPENDENCE POWER PARTNERS, L.P. AND TERA WATT HOLDINGS, LP - Joint Petition for a Declaratory Ruling that Public Service Law Sections 70 and 83 Do Not Apply to the Proposed Transaction, or in the Alternative, for Approval of the Proposed Transaction Pursuant to Sections 70 and 83 of the Public Service Law.
- 268 14-M-0108 MS. VIRGINIA DI VITO/MS. LORRAINE A. NASK AND CON EDISON - Rehearing of Designee Determination.
- 269 03-E-0188 Proceeding on Motion of the Commission Regarding a Retail Renewable Portfolio Standard.
- 07-M-0548 Proceeding on Motion of the Commission Regarding an Energy Efficiency Portfolio Standard.
- 10-M-0457 In the Matter of the System Benefits Charge IV.
- 13-M-0412 Petition of New York State Energy Research and Development Authority to Provide Initial Capitalization for the New York Green Bank.
- 14-M-0094 Proceeding on Motion of the Commission to Consider a Clean Energy Fund.
- 14-M-0101 Proceeding on Motion of the Commission in Regard to Reforming the Energy Vision.
- 15-E-0302 Proceeding on Motion of the Commission to Implement a Large-Scale Renewable Program and a Clean Energy Standard.

POWER

- 361 15-E-0633 MR. LOUIS P. GIORDANO/MS. EVA ROCA, MR. NEIL SHAH AND CON EDISON - Rehearing of Designee Determination.
- 362 15-E-0551 MR. JOSE PILLCOREMA/MS. ROCIO ACEVEDO AND CON EDISON - Rehearing of Designee Determination.
- 15-E-0552 MS. DENISE STRACUZZA/MR. JERRY MAZZEI AND MS. EDELTRAUD MAZZEI AND CON EDISON - Rehearing of Designee Determination.
- 15-E-0584 MR. HAFIR ALI/MR. BIBI ABDULLA AND CON EDISON - Rehearing of Designee Determination.

- 363 13-E-0183 PAUL HENDEL & GOLDEN ARCH OF NEW YORK/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Hearing Decision.
- 364 11-E-0650 MR. NEIL BROOKES/MS. JENNIFER ROBINSON/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Hearing Decision.
- 365 14-E-0270 ROCHESTER GAS AND ELECTRIC CORPORATION - Petition Requesting Initiation of a Proceeding to Examine a Proposal for Continued Operation of the R.E. Ginna Nuclear Power Plant, LLC.
- 366 16-E-0086 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff filing to revise its method of calculating capacity charges for customers billed under Rider M - Day-Ahead Hourly Pricing.
- 367 15-E-0645 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Tariff filing to update Service Classification No. 2 - Street Lighting - Unmetered Company Owned/Company Maintained Facility to incorporate LED options in its street lighting schedule, P.S.C. No. 214 - Electricity.
- 368 15-E-0198 56TH AND PARK (NY) LLC - Petition to Submeter Electricity at 432 Park Avenue, New York, Located in the Territory of Consolidated Edison Company, Inc.
- 369 15-E-0499 150 CHARLES STREET HOLDINGS LLC - Notice of Intent to Submeter Electricity at 150 Charles Street, New York City, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 370 14-E-0423 Proceeding on Motion of the Commission to Develop Dynamic Load Management Programs.
- 15-E-0186 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff filing to Effectuate Dynamic Load Management Programs.
- 15-E-0188 NEW YORK STATE ELECTRIC & GAS CORPORATION - Tariff filing to Effectuate Dynamic Load Management Programs.
- 15-E-0189 NIAGARA MOHAWK POWER CORPORATION - Tariff filing to Effectuate Dynamic Load Management Programs.
- 15-E-0190 ROCHESTER GAS AND ELECTRIC CORPORATION - Tariff filing to Effectuate Dynamic Load Management Programs.
- 15-E-0191 ORANGE AND ROCKLAND UTILITIES, INC. - Tariff filing to Effectuate Dynamic Load Management Programs.
- 371 14-E-0423 Proceeding on Motion of the Commission to Develop Dynamic Load Management Programs.
- 15-E-0186 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Tariff filing to Effectuate Dynamic Load Management Programs.

- 15-E-0188 NEW YORK STATE ELECTRIC & GAS CORPORATION - Tariff filing to Effectuate Dynamic Load Management Programs.
- 15-E-0189 NIAGARA MOHAWK POWER CORPORATION - Tariff filing to Effectuate Dynamic Load Management Programs.
- 15-E-0190 ROCHESTER GAS AND ELECTRIC CORPORATION - Tariff filing to Effectuate Dynamic Load Management Programs.
- 15-E-0191 ORANGE AND ROCKLAND UTILITIES, INC. - Tariff filing to Effectuate Dynamic Load Management Programs.
- 372 15-E-0743 NEW YORK TRANSCO LLC - Petition for an Order Providing for Lightened Regulation.

WATER

- 461 16-W-0063 FISHERS ISLAND WATER WORKS CORPORATION - Petition for Authority to Incur Indebtedness for a Term in Excess of Twelve Months Pursuant to Section 89-f of the Public Service Law.
- 462 16-W-0234 UNITED WATER WESTCHESTER INC.; CITY OF WHITE PLAINS; UNITED WATER NEW ROCHELLE INC. WESTCHESTER JOINT WATER WORKS; CITY OF YONKERS; VILLAGE OF SCARSDALE; TOWN OF GREENBURGH - Petition for a Ruling Pursuant to 15-1521 Fixing the Rates Charged by the Water Board of the City of New York to Upstate Communities for so-called "excess consumption."
- 463 16-W-0079 CORBIN HILL WATER CORP - Proceeding on Motion of the Commission as to the Acts and Practices and Adequacy of Service Provided by Corbin Hill Water Corp.

COMMUNICATIONS

- 561 15-C-0394 AT&T CORP. AND TC SYSTEMS, INC. - Complaint Against Cablevision Lightpath, Inc. Concerning Excessive Intrastate Access Charges for Services Not Provided.
- 562 15-C-0740 INTEGRATED PATH COMMUNICATIONS, LLC - Petition for an Expansion of its ETC Designation to Include High Cost Support in Certain Rate Centers.
- 563 16-C-0202 VERIZON NEW YORK INC. - Petition Pursuant to Section 99 of the Public Service Law for Approval to Sell a Condominium Unit at 140 West Street, New York, New York.
- 564 16-C-0235 In the Matter of Quality of Service provided by Local Exchange Companies in New York State. Verizon New York Service Quality Report.

CABLE

- 661 16-V-0115 COMMUNITY CABLE CORPORATION D/B/A NORTH PENN VIDEO - Petition for a Certificate of Confirmation for its Franchise with the Village of Elmira Heights, Chemung County.
- 662 16-V-0188 VERIZON NEW YORK INC. - Petition for Orders of Entry for 30 Multiple-Dwelling Unit Buildings in the City of New York.
- 663 16-V-0026 TIME WARNER CABLE NORTHEAST LLC - Petition for a Certificate of Confirmation for its Franchise with the Town of Warren, Herkimer County.
- 664 16-V-0187 VERIZON NEW YORK INC. - Petition for Orders of Entry for 33 Multiple-Dwelling Unit Buildings in the City of New York.
- 665 16-V-0114 EMPIRE VIDEO SERVICES CORPORATION - Petition for a Certificate of Confirmation for its Franchise with the Village of Elmira Heights, Chemung County.
- 666 16-V-0197 CABLEVISION SYSTEMS CORPORATION - Petition for an Order of Entry Permitting Access for the Installation of Cable Television Facilities at 1115 Carroll Street, Brooklyn, New York 11225.
- 667 16-V-0127 CABLEVISION OF ROCKLAND/RAMAPO, LLC/VILLAGE OF AIRMONT, ROCKLAND COUNTY.
- 16-V-0132 TIME WARNER CABLE NORTHEAST LLC/TOWN OF PIKE, WYOMING COUNTY.

Instructions to View Videocast at PSC's NYC Offices

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.

Instructions to View Video Broadcast of Meeting

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 by accessing <http://www.dps.ny.gov/Webcasts.html>

The viewing quality of a live webcast can be adversely affected by various factors including, but not limited to, Internet bandwidth limitations, Internet network congestion, and the configurations and settings on a computer used to view the webcast. If you experience problems viewing a live webcast, you may view it at a later time by accessing an archived copy of the webcast. Archives are available on the Department Web site within two business days after the meeting.

Explanation of Agenda

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 contained herein is complete at the time of issue, but other items may be added and some agenda items may be removed without further notice.

Proposed draft orders for **Regular Agenda items** or discussion items will be posted for public viewing, if feasible, by 5:00 p.m. the day before a Commission meeting. The draft orders will be made available at: www.dps.ny.gov/DraftDocuments.html

The posted drafts will be removed by 5:00 p.m. on the day of the Commission meeting. The proposed order is not the final Commission action, rather, the final determination is the issued order, posted by the Secretary, and available at www.dps.ny.gov, click on "Search" then search the appropriate PSC case number.

Other Matters

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 may be obtained by accessing the Commission's Web site at www.dps.ny.gov, click on "Search" then search using the appropriate PSC case number, or in the alternative documents may be viewed on monitors provided in the Files Unit on the 14th floor of the Albany offices or obtained by calling (518) 474-2500.

Next Meeting

The next regularly scheduled meeting will begin at **10:30 A.M., Wednesday, June 15, 2016, in Albany, New York.**

Individuals in Albany wishing to observe the Commission's meeting may do so in the Board Room on the 19th floor of the Commission's offices at Three Empire State Plaza. **Pursuant to procedures established by the building management, anyone planning to view the meeting in the New York City Office 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.** The videocasting will be for viewing and listening purposes only.

In addition, the meeting will be broadcast live on the Internet. The Internet broadcast can be viewed by accessing <http://www.dps.ny.gov/Webcasts.html>

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. TDD 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.