

STATE OF NEW YORK

Public Service Commission

Garry A. Brown, Chairman

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12061 Agenda

08/10/12

PSC LISTS AGENDA FOR THURSDAY, AUGUST 16, 2012

Meeting Time and Location: 10:30 AM

19th Floor Board Room

Three Empire State Plaza, Albany, NY

MEETING WILL BE BROADCAST ON THE INTERNET AT:

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(See instructions on last page of Agenda)

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

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REGULAR AGENDA ITEMS

Items To Be Discussed at Session

Item PSC Case

GENERAL

- | | | |
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| 201 | 10-M-0551 | IBERDROLA, S.A., IBERDROLA, USA, NEW YORK STATE ELECTRIC AND GAS, AND ROCHESTER GAS AND ELECTRIC CORPORATION - In the Matter of a Comprehensive Management Audit. |
| | 12-M-0066 | NEW YORK STATE ELECTRIC & GAS CORPORATION, ROCHESTER GAS AND ELECTRIC CORPORATION, RGS ENERGY GROUP, INC., IBERDROLA USA NETWORKS, IBERDROLA USA, INC., AND IBERDROLA FINANCE UK LIMITED -Petition for Approval of an Internal Reorganization Pursuant to Section 70 of the Public Service Law. |

202 12-M-0366 NATIONAL GRID - In the Matter of Alleged Violations of Public Service Law Section 15.

COMMUNICATIONS

501 09-M-0527 Proceeding to Examine Issues Related to a Universal Service Fund.

502 12-C-0190 In the Matter of Quality of Service provided by Local Exchange Companies in New York State. Verizon New York, Inc.- Second Quarter 2012 Service Quality Reports.

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

CONSENT AGENDA

This portion of the 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	10-G-0600	MR. EUGENE J. LAKA/NATIONAL GRID, INC., - METRO NY - Appeal of Informal Hearing Decision.
162	12-T-0302	HUDSON VALLEY GAS CORPORATION - Petition to Amend Certificate of Environmental Compatibility and Public Need.
163		In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities.
	12-G-0319	DECAR FENCE, INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.
	12-G-0320	EASTCHESTER BUILDING AND MASONRY, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
	12-G-0322	NORTH STAR CONCRETE, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	12-G-0323	VALENTE CONTRACTING CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	12-G-0324	LIBERTY GAS SERVICE INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	12-G-0325	STASI BROTHERS ASPHALT CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	12-G-0326	CHASE CONSTRUCTION ENTERPRISES LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	12-G-0327	KCD ENTERPRISES, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	12-G-0328	BARI LANDSCAPING & MASONRY INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	12-G-0331	PECONIC BAY MATERIALS/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.
	12-G-0332	ADIRONDACK PROPERTY MANAGEMENT, LLC/NEW YORK STATE ELECTRIC & GAS CORPORATION.
	12-G-0333	MAURIELLO CONSTRUCTION, LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.

- 12-G-0334 CHAMPION CONSTRUCTION SERVICES CORP./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 12-G-0336 SPEZIO BROTHERS INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 164 09-G-0288 MS. MICHELLE WEBB/NATIONAL GRID, INC., - METRO NY - Rehearing of Commission Appeal Determination.
- 165 12-G-0216 ROCHESTER GAS AND ELECTRIC CORPORATION - Amendments to PSC 16-Gas, eff. 9/1/12, to modify its tariff whereby the methodology for determining the applicable index prices for its cashout calculations will be established in the Gas Transportation and Operational Procedures Manual.
- 166 12-G-0245 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for a Temporary Waiver of Certain Portions of the Gas Cost Refund Tariff.
- 167 09-G-0716 NEW YORK STATE ELECTRIC & GAS CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service. Modification of Gas Revenue Decoupling Mechanism.
- 09-G-0718 ROCHESTER GAS AND ELECTRIC CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service. Modification of Gas Revenue Decoupling Mechanism.

GENERAL

- 261 07-E-0862 15 TENANT STOCKHOLDER CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Decision.
- 07-M-1530 WEINREB MANAGEMENT/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Decision.
- 07-E-0598 PHIPPS HOUSES SERVICES/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Decision.
- 07-E-0627 CIAMPA JAMAICA LLC/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Decision.
- 07-E-0638 LOWELL ASSOCIATES and RMDM of NY ATRIA/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Decision.

- 08-E-0473 BEECHWOOD HUTCHINSON MANAGEMENT/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Appeal of Informal Decision.
- 262 12-M-0192 FORTIS INC. et al. and CH ENERGY GROUP, INC. et al. - Joint Petition for Approval of the Acquisition of CH Energy Group, Inc. by Fortis Inc. and Related Transactions. Interlocutory appeal of Ruling Denying Motion of TVC Albany, Inc. d/b/a Tech Valley Communications to Intervene.
- 263 12-E-0246 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Cancellation of amendments to PSC 15-Electricity, eff. 9/1/12, to modify its Revenue Decoupling Mechanism Reconciliation.
- 12-G-0247 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Cancellation of amendments to PSC 12-Gas, eff. 9/1/12, to modify its Revenue Decoupling Mechanism Reconciliation.

POWER

- 361 12-E-0303 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Amendments to PSC No. 10 - Electricity, Eff. 8/20/12, to make housekeeping revisions to update its application for service.
- 362 11-E-0512 MS. SELMA JOHNSON/DIRECT ENERGY BUSINESS, LLC - Appeal of Informal Hearing Decision.
- 363 11-E-0570 MS. SONDR PATRAKER/NEW YORK STATE ELECTRIC AND GAS CORPORATION - Appeal of Informal Hearing Decision.
- 364 11-E-0253 FIRST WIND HOLDINGS, LLC, FIRST WIND NORTHEAST COMPANY, LLC, NORTHEAST WIND PARTNERS, LLC, CSSW HOLDINGS, LLC, CSSW, LLC, CSSW COHOCTON HOLDINGS, LLC, NEW YORK WIND, LLC, CANANDAIGUA POWER PARTNERS, LLC, CANANDAIGUA POWER PARTNERS II, LLC and NORTHEAST WIND HOLDINGS, LLC - Joint Petition for a Declaratory Ruling that Public Service Law Section 70 Does Not Apply to Proposed Transactions.
- 365 12-E-0220 CAITHNESS LONG ISLAND, LLC - Petition for Approval of a Transfer of Property Pursuant to Public Service Law Section 70 and Related Rulings.

- 366 12-E-0136 DUNKIRK POWER, LLC and NRG ENERGY, INC. - Petition for a Waiver of Generator Retirement Requirements.
- 367-A 03-E-0188 Proceeding on Motion of the Commission Regarding a Retail Renewable Portfolio Standard. Petition of Niagara Generation, LLC for Restructuring of the Price Terms of its Main Tier RPS Contract.
- 367-B 03-E-0188 Proceeding on Motion of the Commission Regarding a Retail Renewable Portfolio Standard. Petition of Niagara Generation, LLC to Make Glued Wood Eligible for Burning as an up to 10% Portion of Biomass Fuel in the RPS Program.
- 368 11-M-0710 In the Matter of Reviewing and Amending the Electric Submetering Regulations, 16 NYCRR Part 96.
- 369 12-E-0150 CONCORD VILLAGE OWNERS, INC. - Petition to Submeter Electricity at 225 and 235 Adams Street and 270 Jay Street, Brooklyn New York Located in the Territory of Consolidated Edison Company of New York, Inc.

WATER

- 461 12-W-0217 AQUA NEW YORK OF SEA CLIFF, INC., AQUA NEW YORK, INC., NEW YORK WATER SERVICE CORPORATION, LONG ISLAND WATER CORPORATION D/B/A LONG ISLAND AMERICAN WATER - Joint Petition for Approval of a Plan to Merge Pursuant to Sections 89-h and 108 of the Public Service Law.

COMMUNICATIONS

- 561 12-C-0304 MEDIA THREE CORPORATION, INC. - Petition for Designation as an Eligible Telecommunications Carrier.
- 562 12-C-0309 VERIZON NEW YORK INC. - Petition Pursuant to Section 99 of the Public Service Law for Approval to Sell a Condominium Unit Located at 50 Varick Street, New York, New York
- 563 12-C-0305 EXTENET SYSTEMS, INC. - Petition for Approval of Financing and Related Stock Ownership Transfer.

- 564 11-C-0048 VERIZON NEW YORK INC. - Tariff filing to require customers to support claims for overbilling on a disconnected line.

CABLE

- 661
- 12-V-0199 TIME WARNER ENTERTAINMENT ADVANCE NEWHOUSE PARTNERSHIP/TOWN OF BARKER, BROOME COUNTY, NEW YORK.
- 12-V-0237 TIME WARNER ENTERTAINMENT-ADVANCE NEWHOUSE PARTNERSHIP/VILLAGE OF MOHAWK, HERKIMER COUNTY..
- 12-V-0243 CABLEVISION OF ROCKLAND RAMAPO,INC./VILLAGE OF NEW HEMPSTEAD, NEW YORK, ROCKLAND COUNTY.
- 12-V-0244 CABLEVISION SYSTEMS LONG ISLAND CORPORATION/VILLAGE OF BROOKVILLE, NASSAU COUNTY.
- 12-V-0266 TIME WARNER ENTERTAINMENT-ADVANCE NEWHOUSE PARTNERSHIP/TOWN OF WORCESTER, OTSEGO COUNTY.
- 12-V-0267 TIME WARNER NY CABLE LLC/TOWN OF BRIGHTON, FRANKLIN COUNTY.
- 12-V-0279 TIME WARNER ENTERTAINMENT-ADVANCE NEWHOUSE PARTNERSHIP/VILLAGE OF COHOCTON, STEUBEN COUNTY.
- 12-V-0291 TIME WARNER CENTRAL NEW YORK DIVISION/TOWN OF UNADILLA, OTSEGO COUNTY.
- 12-V-0293 CABLEVISION SYSTEMS HUNTINGTON CORPORATION/VILLAGE OF NORTHPORT, SUFFOLK COUNTY.
- 12-V-0296 TIME WARNER NY CABLE LLC/TOWN OF WILSON, NIAGARA COUNTY.
- 662 12-V-0024 TOWN OF HARDENBURGH - Petition for a Waiver of the Requirements of 16 NYCRR, Sections 894.1 through 894.4 to Permit the Town to Establish a Cable System.
- 663 11-V-0613 MS. MARCIA SALZBURG/TIME WARNER CABLE OF NEW YORK CITY - Appeal of Informal Hearing Decision.
- 664 12-V-0219 TIME WARNER ENTERTAINMENT-ADVANCE NEWHOUSE PARTNERSHIP - Petition for a Certificate of Confirmation for its Franchise with the Town of Amboy, Oswego County and Request for Waiver of Parts 894.1-4 of the Public Service Law.

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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

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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., Thursday, September 13, 2012, in Albany, New York.**