

STATE OF NEW YORK

Public Service Commission

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11030 Agenda

PSC LISTS AGENDA FOR THURSDAY, APRIL 14, 2011

PLEASE NOTE:

MEETING WILL BE BROADCAST ON THE INTERNET

- VIDEOCASTING TO COMMISSION'S NEW YORK CITY OFFICES ALSO AVAILABLE -

Albany, NY – 04/08/11 – The New York State Public Service Commission announced today the agenda for its regular meeting starting at **10:30 A.M., Thursday, April 14, 2011, 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 by accessing <http://nydps.onlinevideoservice.com>.

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.

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., Thursday, May 19, 2011, in Albany, New York.**

The agenda for the April 14, 2011 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.

Item PSC Case

GAS

- 161 11-G-0079 Ms. Carol McGowan/Ms. Andrea Sybliss and Consolidated Edison Company of New York, Inc. – In the Matter of Commission Designee’s Determination Pursuant to PSL Section 52 – Petition for Rehearing.
- 162 10-G-0373 Ms. Barbara Goldfarb/Mr. John DeLessio and Central Hudson Gas & Electric Corporation – In the Matter of Commission Designee’s Determination Pursuant to PSL Section 52 – Petition for Rehearing.
- 163 10-G-0638 Arrow Fence Company, Inc./Niagara Mohawk Power Corporation d/b/a National Grid.
- 11-G-0102 Island Wide Site Development Corp./Consolidated Edison Company of New York, Inc.

In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753 – Protection of Underground Facilities.
- 164 06-G-1185 The Brooklyn Union Gas Company d/b/a KeySpan Energy Delivery New York – Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 165 08-G-1137 Corning Natural Gas Corporation – Pro. on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.

GENERAL

- 261 07-M-0906 Iberdrola, S.A., Energy East Corporation, RSG Energy Group, Inc., Green Acquisition Capital, New York State Electric & Gas Corporation and Rochester Gas and Electric Corporation – Joint Pet. for the Approval of the Acquisition of Energy East Corporation by Iberdrola, S.A.
- 262 07-M-1211 Mr. George Kojac/Mr. Wafaa Elsayed and National Grid, Inc. - In the Matter of the Rules and Regulations of the PSC, Contained in 16 NYCRR, in Relation to Complaint Procedures – Appeal of Informal Hearing Decision.

- 263 10-M-0473 Central Hudson Gas & Electric Corporation – Pet. for Commission Approval of a Plan for Deferred Accounting for Future Recovery with Carrying Charges of Three Items and Funding these and Certain Other Deferrals Through Balance Sheet Offsets.
- 264 07-M-0744 Joint Petition of Consolidated Edison Company of New York, Inc. and New Cingular Wireless, PSC, LLC for Approval Under Section 70 of the PSL Authorizing Installation of Cingular’s Wireless Facilities on Con Edison Property.
- 09-M-0401 Joint Petition of Consolidated Edison Company of New York, Inc. and New York SMSA Limited Partnership d/b/a Verizon Wireless for authorization for Verizon Wireless’ existing wireless equipment attached to Con Edison Electric Transmission Facilities (Hudson River Tower East) pursuant to Con Edison’s Electric Transmission Wireless Attachment Standard Procedure and Section 70 of the Public Service Law.
- 09-M-0403 Joint Petition of Consolidated Edison Company of New York, Inc. and New York SMSA Limited Partnership d/b/a Verizon Wireless for authorization for Verizon Wireless’ existing wireless equipment attached to Con Edison Electric Transmission Facilities (Tower K-33) pursuant to Con Edison’s Electric Transmission Wireless Attachment Standard Procedure and Section 70 of the Public Service Law.
- 09-M-0587 Joint Petition of Consolidated Edison Company of New York, Inc. and Nextel of New York, Inc. for authorization for Nextel’s existing wireless equipment attached to Con Edison Electric Transmission Facilities (Tower K-250) pursuant to Con Edison’s Electric Transmission Wireless Attachment Standard Procedure and Section 70 of the Public Service Law.
- 265 11-M-0101 Petition of Central Hudson Gas & Electric Corporation for Authority Under Section 70 of the Public Service Law to Transfer and to Grant Easements on Utility Property in Connection with the Walkway Over the Hudson Project and for Related Approvals.

POWER

- 361 11-E-0072 Ms. Ruben Cruz/Ms. Sonia Quiles and Consolidated Edison Company of New York, Inc. – In the Matter of Commission Designee’s Determination Pursuant to PSL Section 52 – Petition for Rehearing.
- 362 11-E-0049 Mr. Rafael Moran/Ms. Debra Thomas and Consolidated Edison Company of New York, Inc. – In the Matter of Commission Designee’s Determination Pursuant to PSL Section 52 – Petition for Rehearing.

- 363 11-E-0071 Mrs. Paulette Taylor/Ms. Barbara Nichols and Consolidated Edison Company of New York, Inc. – In the Matter of Commission Designee’s Determination Pursuant to PSL Section 52 – Petition for Rehearing.
- 364 11-E-0097 Rochester Gas and Electric Corporation – Amendments to PSC No. 19 – Electricity, eff. 5/1/11, to make a clarifying change to the calculation of the capacity component of their commodity charge.
- 11-E-0098 New York State Electric & Gas Corporation – Amendments to PSC No. 120 – Electricity, eff. 5/1/11, to make a clarifying change to the calculation of the capacity component of their commodity charge.
- 365 08-E-1084 Ms. Glizer Rodriguez/Consolidated Edison Company of New York, Inc. – In the Matter of the Rules and Regulations of the PSC, Contained in 16 NYCRR, in Relation to Complaint Procedures – Appeal of Informal Hearing Decision.
- 366 09-E-0310 In the Matter of the American Recovery and Reinvestment Act of 2009 – Utility Filings for New York Economic Stimulus.
- 367 10-E-0197 NRG Astoria Power LLC – Pet. for an Order Granting an Original Certificate of Public Convenience and Necessity, Providing for Lightened Regulation, and Approving Financing.
- 368 10-E-0339 Hudson Transmission Partners, LLC – Pet. for an Original Certificate of Public Convenience and Necessity and for an Order Providing for Lightened Regulation.
- 369 09-E-0841 Town of Orangetown/Orange and Rockland Utilities, Inc. – In the Matter of the Rules and Regulations of the PSC, Contained in 16 NYCRR, in Relation to Complaint Procedures – Appeal of Informal Hearing Decision.
- 370 10-E-0366 Henry Phipps Plaza North, Inc. – Pet. to Submeter Electricity at 331 East 29th Street, New York, NY, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 371 09-E-0767 LC White Plains Recreation, LLC – Pet. to Submeter Electricity at 6 City Place, White Plains, Located in the territory of Consolidated Edison Company of New York, Inc.
- 372 10-E-0050 Niagara Mohawk Power Corporation – Amendments to PSC No. 4 – Steam, eff. 2/1/11 on a temporary basis, and PSC No. 220 – Electricity, eff. 3/25/11 on a temporary basis, and PSC No. 22 – Electricity, eff. 3/31/11 on a temporary basis, in compliance with Commission order issued January 24, 2011.

- 373 11-E-0020 Green Island Power Authority – Amendment to PSC 1 – Electricity, eff. 5/1/11, to specify demand and non-demand customer qualifications in Service Classification Nos. 2 and 2A.
- 374 08-T-1245 Bayonne Energy Center, LLC – Application for a Certificate of Environmental Compatibility and Public Need for the Construction of the New York State Portion (Kings County) of a 6.6 Mile, 345 kV AC, 3 Phase Circuit Submarine Electric Transmission Facility Pursuant to Article VII of the PSL.

WATER

- 461 08-W-0201 Saratoga Water Services, Inc. and Albany Partners, LLC – Joint Petition for a Declaratory Ruling Concerning the Provision of Water Service to a Proposed Development in the Town of Malta, Saratoga County.
- 462 11-W-0003 Garrow Water Works Company, Inc. – Amendments to PSC No. 1 – Water, eff. 4/1/11, and postponed through 5/1/11 to increase its annual revenues by about \$125,000 or 1509%.

COMMUNICATIONS

- 561 11-C-0075 Warwick Valley Telephone Company – Amendments to PSC No. 12 – Telephone, eff. 4/1/11, to revise its tariff by increasing its Directory Assistance Rates.
- 562 11-C-0001 Verizon New York Inc. – Pet. for Authority Pursuant to Section 101 of the New York Public Service Law to Issue and Sell Long-Term Debt Securities Pursuant to a Five-Year Financing Plan.
- 563 11-C-0103 Verizon New York Inc. – Amendments to PSC 1 – Communications, eff. 4/15/11, to establish a new promotional program for residential customers that supplements existing programs such as the Verizon Credit Plan.

CABLE

- 661 10-V-0616 Time Warner Entertainment-Advance/Newhouse Partnership – Pet. for a Certificate of Confirmation for its Franchise with the Town of Wirt, Allegany County.
- 662 10-V-0617 Time Warner Entertainment-Advance/Newhouse Partnership – Pet. for a Certificate of Confirmation for its Franchise with the Town of Bolivar, Allegany County.

- 663 10-V-0646 Time Warner Entertainment-Advance/Newhouse Partnership – Pet. for a Certificate of Confirmation for its Franchise with the Town of Burns, Allegany County.
- 664 11-V-0037 State Telephone Company – Pet. for a Certificate of Confirmation for its Franchise with the Village of Cossackie, Greene County.
- 665 11-V-0113 Verizon New York Inc. – Pet. for a Certificate of Confirmation for its Franchise with the Town of Colonie, Albany County.
- 666 11-V-0106 Verizon New York Inc. – Pet. for a Certificate of Confirmation for its Franchise with the City of Schenectady, Schenectady County.
- 667 10-V-0642 Time Warner Entertainment-Advance/Newhouse Partnership/Village of Savona, Steuben County.
- 10-V-0537 Petition of Time Warner Entertainment-Advance/Newhouse Partnership/Town of North Dansville, Livingston County.
- 11-V-0033 Cablevision Systems Westchester Corporation/Town of Yorktown, Westchester County.
- 11-V-0041 Mid-Tel Cable TV, Inc./Village of Middleburgh, Schoharie County.
- 11-V-0078 Mid-Hudson Cablevision, Inc./Town of Ashland, Greene County.
- 11-V-0085 Time Warner Entertainment-Advance/Newhouse Partnership/Village of Galway, Saratoga County.

Applications for Certificates for Renewals.

REGULAR AGENDA

Items not necessarily to be considered in the order listed:

GAS

No items will be considered on this agenda.

GENERAL

- 201-A 06-M-1078 Proceeding on Motion of the Commission to Audit the Performance of Consolidated Edison Company of New York, Inc. in Response to Emergency Outages.
- 08-E-0827 Comprehensive Management Audit of Niagara Mohawk Power Corporation d/b/a National Grid's Electric Business.
- 08-M-0152 Comprehensive Management Audit of Consolidated Edison Company of New York, Inc.
- 09-M-0764 Comprehensive Management and Operations Audit of Central Hudson Gas and Electric Corporation's Electric and Gas Businesses.
- 10-M-0551 In the Matter of a Comprehensive Management Audit of Iberdrola, S.A., Iberdrola, USA, New York State Electric and Gas, and Rochester Gas and Electric.
- 201-B 08-M-0152 Consolidated Edison Company of New York, Inc. – Comprehensive Management Audit.
- 09-E-0428 Consolidated Edison Company of New York, Inc. – Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 202 08-M-0593 Proceeding on Motion to Establish and Develop a Standardized Facility and Equipment Transfer Program.

POWER

- 301 10-E-0640 Petition of New York Independent System Operator, Inc. for Authority to Incur Indebtedness for a Term in Excess of Twelve Months.

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