

STATE OF NEW YORK

Public Service Commission

Garry A. Brown, Chairman

Three Empire State Plaza, Albany, NY 12223

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<http://www.dps.state.ny.us>

FOR RELEASE: IMMEDIATELY

08016 Agenda 2/13/08

PSC LISTS AGENDA FOR WEDNESDAY, FEBRUARY 13, 2008

PLEASE NOTE:

MEETING WILL BE BROADCAST ON THE INTERNET

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

Albany, NY – 2/8/08 – The Public Service Commission announced today the agenda for its regular meeting starting at **10:30 A.M., Wednesday, February 13, 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> 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.

A special meeting is scheduled to begin at **11:00 A.M., Monday, March 10, 2008, in New York, New York.**

The agenda for the February 13, 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.

| Item | PSC Case | GAS |
|------|-----------|---|
| 161 | 07-G-1311 | KEYSPAN OF LONG ISLAND and MS. YIOLANY PONCE/MS. IRMA DOMINGUEZ Rehearing petition of designees' determination. |
| 162 | 07-G-1221 | NATIONAL FUEL GAS DISTRIBUTION CORPORATION/ CONCRETE CORPORATION |
| | 08-G-0032 | CENTRAL HUDSON GAS & ELECTRIC CORPORATION/USA RETAINING WALL |
| | 08-G-0033 | CONSOLIDATED EDISON COMPANY OF NEW YORK, INC./ EGARS CONSTRUCTION CORPORATION |
| | 08-G-0035 | CONSOLIDATED EDISON COMPANY OF NEW YORK, INC./THE WRECKING GROUP, INC. |
| | 08-G-0036 | KEYSPAN ENERGY OF LONG ISLAND/ASPLUNDH CONSTRUCTION, CORP. |
| | 08-G-0037 | KEYSPAN ENERGY OF LONG ISLAND/CONDOS BROTHERS CONSTRUCTION CORP. |
| | 08-G-0038 | KEYSPAN ENERGY OF LONG ISLAND/MAJESTIC HOMES & CONTRACTING LLC |
| | 08-G-0039 | KEYSPAN ENERGY OF LONG ISLAND/A. ULIANO & SON LTD. |
| | 08-G-0041 | NATIONAL FUEL GAS DISTRIBUTION CORPORATION/WRIGHT- FRONTIER TREE & LAWN CARE |
| | 08-G-0042 | NATIONAL FUEL GAS DISTRIBUTION CORPORATION/ BALDUCCI CONSTRUCTION COMPANY |
| | 08-G-0043 | NEW YORK STATE ELECTRIC & GAS CORPORATION/JEFFREY R. INGHAM, INC. |
| | 08-G-0045 | ORANGE & ROCKLAND UTILITIES, INC./5L ENTERPRISES |
| | 08-G-0047 | ORANGE & ROCKLAND UTILITIES, INC./TOUCH OF GREY CONSTRUCTION |
| | 08-G-0048 | ORANGE & ROCKLAND UTILITIES, INC./CASTLTON ENVIRONMENTAL CONTRACTORS |
| | | Orders determining penalties and directing payment for violation of 16 NYCRR Part 753 – Protection of Underground Facilities. |
| 163 | 07-G-1282 | CORNING NATURAL GAS CORPORATION – Amendments to PSC 4-Gas, eff. 1/22/08, (Postponed to 2/22/08), to revise its dishonored check charge. |

GENERAL

- 261 06-M-0946 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MS. GRACE COSTA/MS. JUNA KOLLMEIER
06-E-1104 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MS. AMARJIT SINGH/MR. HARDEEP PARMAR
07-G-0685 NATIONAL FUEL GAS DISTRIBUTION CORPORATION and MR. PATRICK MCHUGH/MS AMANDA GIORDANI
07-G-1318 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MISS NOEMI OZUNA/MR. FERNANDO PIMENTEL

Rehearing petitions of designees' determinations.

- 262 07-M-0954 ORANGE AND ROCKLAND UTILITIES, INC. and SPRINT SPECTRUM, L.P. – Joint Pet. for Approval Under Section 70 of the PSL for Attachment of Wireless Facilities to Transmission Facilities.
- 263 04-E-1000 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC./MR. FRANCISCK BANDA
06-G-0061 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC./NEW WHITEHALL APARTMENTS, LLC

Appeals of Informal Hearing Decisions.

- 264 07-M-0957 KEYSpan ENERGY DELIVERY NEW YORK/CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Joint Pet. for Authorization of a Lease Renewal of a Portion of KeySpan Delivery New York's Property at 89-67 162nd Street, Jamaica, New York to Consolidated Edison Company of New York, Inc. for its use as a Customer Walk-In Center.

POWER

- 361 07-E-1509 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MR. ASHOK KUMAR PATEL/MR. AAMER WIGAS
Rehearing petition of designees' determination.
- 362 07-E-1513 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MR. JOSHUA GOLDBERGER/MR. SHLOMO BAIS
Rehearing petition of designees' determination.
- 363 07-E-1534 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MR. MAMADI KOUROUMA/MS. MAZIE TRUSTY
Rehearing petition of designees' determination.
- 364 07-E-0820 NEW YORK UNIVERSITY – Pet. to Remove the Individual Apartment Meters and Consolidate the Meters Pursuant to Service Classification SC-9 Located at 334 East 26th Street Dormitory in the Territory of Consolidated Edison Company of New York, Inc.

- 365 07-T-1492 NEW YORK REGIONAL INTERCONNECT INC. (NYRI) – Pet. for a Declaratory Ruling that Section 11(7) of the Transportation Corporation Law Either Does Not Apply to NYRI or NYRI’s Project or that the Statute is Unconstitutional.
- 366 07-E-1278 GEORGE A. FULLER COMPANY, INC. on behalf of RENAISSANCE CONDOMINIUM PARTNERS – Pet. to Submeter Electricity at 221 Main Street, White Plains, NY, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 367 06-E-0701 SOLOW MANAGEMENT CORP. – Pet. to Submeter Electricity at 501 East 87th Street, New York, NY, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 368 07-E-1390 EMPIRE GENERATING CO, LLC – Pet. for an Order Approving Financings Pursuant to Section 69 of the Public Service Law and Approving a Lightened Regulatory Regime.
07-E-1435 EMPIRE GEN HOLDINGS, INC./EMPIRE GEN HOLDCO LLC/ EMPIRE GENERATING CO, LLC and BESICORP-EMPIRE DEVELOPMENT COMPANY, LLC – Pet. for a Declaratory Ruling Regarding Acquisition of Membership Interests in Besicorp-Empire Power Holding Company, LLC.
- 369 06-M-1017 Phase I Electric Utility Supply Hedging Issues – Utility Compliance Filings.
- 370 07-E-0486 VILLAGE OF GREENE – Amendments to PSC 1-Electricity, eff. 3/1/08, to increase its annual electric revenues by about \$162,205 or 9.7%.

WATER

No Item Will Be Considered On This Agenda.

COMMUNICATIONS

- 561 07-C-1389 CORDIA COMMUNICATIONS CORP. – Pet. for Designation as an Eligible Telecommunications Carrier for the Purpose of Receiving Federal Universal Service Support Pursuant to Sections 214(e)(2) and 214(e)(6) of the Telecommunications Act of 1934 and Sections 54.101 through 54.207 of the Rules of the Federal Communications Commission (Title 47 Code of Federal Regulations).
- 562 07-C-0473 In the Matter of Quality of Service Provided by Local Exchange Companies in NYS.
00-C-2051 VERIZON NEW YORK INC. – Pro. to Investigate Methods to Improve and Maintain High Quality Special Services Performance.

VERIZON NEW YORK INC. – Special Services Fourth Quarter 2007
Service Quality Report.

- 563 06-C-0897 VERIZON NEW YORK INC. – Tariff Filing to Implement Pricing Flexibility for Non-Basic Services.
06-C-0954 VERIZON NEW YORK INC. – Tariff Filing to Introduce Verizon Save Bundle in its PSC No. 1 Communications Tariff.

CABLE

- 661 08-V-0049 VERIZON NEW YORK INC. – Pet. for a Certificate of Confirmation for its Franchise with the Village of Bellerose, Nassau County.

- 662 Temporary Operating Authorities.

08-V-0008 TIME WARNER-ALBANY DIVISION/V. of Mayfield, Fulton Co.; T.
06-V-0032 of Guilderland, Albany Co.; C. of Albany, Albany Co.; T. of Amsterdam,
05-V-0930 Montgomery Co.; T. of Pittstown, Rensselaer Co.; T. of Queensbury,
02-V-1583 Warren Co.; V. of Fort Ann, Washington Co.
04-V-0007
07-V-0028
07-V-0664

08-V-0006 TIME WARNER-BINGHAMTON DIVISION/T. of Pomfret,
06-V-0008 Chautauqua Co.; T. of Elmira, Chemung Co.; V. of Elmira Heights,
06-V-0009 Chemung Co.; T. of Southport, Chemung Co.; V. of Cooperstown,
06-V-0010 Otsego Co.; T. of Milford, Otsego Co.; T. of Caton, Steuben Co.; C. of
07-V-0813 Hornell, Steuben Co.
07-V-0814
07-V-0027
05-V-0863

08-V-0022 TIME WARNER-SYRACUSE DIVISION/T. of Lincoln, Madison Co;
07-V-0803 V. of Champlain, Clinton Co.; T. of Malone, Franklin Co.; C. of Little
05-V-0032 Falls, Herkimer Co.; V. of Munnsville, Madison Co.; V. of Elbridge,
05-V-0883 Onondaga Co.; C. of Syracuse, Onondaga Co.; V. of Lacona, Oswego
07-V-0004 Co.; T. of Danby, Tompkins Co.; V. of Groton, Tompkins Co.; C. of
05-V-0710 Watertown, Jefferson Co.; T. of Hastings, Oswego Co.; V. of Sandy
07-V-0805 Creek, Oswego Co.; T. of Parish, Oswego Co.
07-V-0006
97-V-0210
98-V-0382
06-V-0130
07-V-0811
07-V-0007
07-V-0812

06-V-0449 TIME WARNER-BUFFALO DIVISION/V. of Blasdell, Erie Co.; V. of
04-V-1404 Williamsville, Erie Co.; T. of Olean, Cattaraugus Co.; T. of Sherman,

01-V-0868 Chautauqua Co.; T. of North Collins, Erie Co.; C. of Lockport, Niagara
03-V-1287 Co.; T. of Lockport, Niagara Co.; T. of Cambria, Niagara Co.; T. of
07-V-0843 Lewiston, Niagara Co.
99-V-1248
99-V-1250
05-V-0861
01-V-0028

06-V-0034 TIME WARNER-POUGHKEEPSIE DIVISION/C. of Poughkeepsie,
05-V-0039 Dutchess Co.; T. of Poughkeepsie, Dutchess Co.

06-V-0844 TIME WARNER-HUDSON VALLEY REGION/T. of Liberty, Sullivan
04-V-0857 Co.; T. of Rosendale, Ulster Co.

03-V-1720 TIME WARNER-ROCHESTER DIVISION/T. of Batavia, Genesee Co.;
04-V-1267 T. of Livonia, Livingston Co.; T. of Leicester, Livingston Co.; T. of
05-V-0798 Naples, Ontario Co.; C. of Canandaigua, Ontario Co.
04-V-0025
97-V-0097

97-V-0309 TIME WARNER-ORANGE COUNTY/T. of Montgomery, Orange Co.;
05-V-0030 V. of Highland Falls, Orange Co.; T. of Goshen, Orange Co.; V. of
07-V-0835 Goshen, Orange Co.; T. of Marlborough, Ulster Co.
07-V-0838
05-V-0033

05-V-0849 HAEFELE TV INC./T. of Greene, Chenango Co.

04-V-1037 MID-HUDSON CABLEVISION, INC./T. of Gallatin, Columbia Co.

07-V-0021 HANCOCK VIDEO, INC./T. of Tompkins, Delaware Co.; V. of
07-V-0020 Hancock, Delaware Co.; T. of Hancock, Delaware Co.
07-V-0019

05-V-0884 CH COMMUNICATIONS/T. of Jefferson, Schoharie Co.

06-V-1505 CABLEVISION SYSTEMS DUTCHESS CORP./T. of Clinton, Dutchess
Co.

97-V-0639 CABLEVISION SYSTEMS GREAT NECK CORP./V. of North Hills,
97-V-0355 Nassau Co.; V. of Thomaston, Nassau Co.; V. of Great Neck Estates,
97-V-0334 Nassau Co.; V. of Lake Success, Nassau Co.; V. of Saddle Rock, Nassau
97-V-0351 Co.; V. of Plandome Manor, Nassau Co.; V. of Plandome, Nassau Co.;
97-V-0354 V. of Kings Point, Nassau Co.; V. of Great Neck, Nassau Co.; V. of
97-V-0645 Flower Hill, Nassau Co.; V. of Plandome Heights, Nassau Co.
97-V-0458
97-V-0337
97-V-0640
97-V-0289
97-V-0457

- 07-V-0840 CABLEVISION SYSTEMS SUFFOLK CORP./V. of North Haven,
07-V-0842 Suffolk Co.; V. of Westhampton Beach, Suffolk Co.; V. of Quogue,
07-V-0841 Suffolk Co.
- 05-V-0902 CABLEVISION SYSTEMS WESTCHESTER CORP./V. of Sleepy
05-V-0899 Hollow, Westchester Co.; T. of Greenburgh, Westchester Co.; V. of
05-V-0901 Hastings-on-Hudson, Westchester Co.; V. of Irvington, Westchester Co.;
05-V-0900 C. of New Rochelle, Westchester Co.
07-V-0755
- 663 08-V-0052 VERIZON NEW YORK INC. – Pet. for a Certificate of Confirmation for
its Franchise with the Town of Ramapo, Rockland Co.
- 664 Appns. For Certificates of Renewal
07-V-0555 TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE
06-V-0680 PARTNERSHIP-BINGHAMTON DIVISION/V. of Nichols, Tioga Co.;
07-V-0936 T. of Fenton, Broome Co.; T. of Butternuts, Otsego Co.; T. of Hartsville,
07-V-1478 Steuben Co.
- 03-V-1045 HAEFELE TV, INC./T. of Milo, Yates Co.
- 05-V-0160 TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE
PARTNERSHIP-ROCHESTER DIVISION/V. of Avon, Livingston Co.
- 07-V-1124 TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE
07-V-1204 PARTNERSHIP-SYRACUSE DIVISION/T. of Fenner, Madison Co.; T.
of Granby, Oswego Co.
- 665 07-V-1279 MID-HUDSON CABLEVISION, INC. – Pet. for a Certificate of
Confirmation for its Franchise with the Town of Taghkanic, Columbia
Co.

REGULAR AGENDA

Items not necessarily to be considered in the order listed:

GAS

No Items Will Be Considered On This Agenda.

GENERAL

- 201 08-M-xxxx CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. –
Comprehensive Management Audit.

POWER

- 301 There is no Item 301 on this Agenda.
- 302 NATIONAL GRID – Staff Report on Outages in the Capital Region
from July 9-12, 2007.
- 303-A 07-S-0984 In the Matter of the Investigation of the Consolidated Edison Company
of New York, Inc.’s Steam Pipe Rupture of July 18, 2007, East 41 Street
and Lexington Avenue, New York, New York.
- 303-B 07-S-xxxx Proceeding on the Motion of the Commission to Investigate the Prudence
of Consolidated Edison Company of New York, Inc. in relation to the
Steam Pipe Rupture of July 18, 2007, at East 41 Street and Lexington
Avenue, New York, New York.

WATER

- 401 07-W-0508 LONG ISLAND WATER CORPORATION – Pro. as to the Rates,
Charges, Rules and Regulations for Water Service.
- 05-W-0339 LONG ISLAND WATER CORPORATION – Pro. to Examine the
Accounting Practices with Respect to the Company’s Pension and Other
Post-Employment Benefits Plans.

COMMUNICATION

- 501-A 07-C-0473 VERIZON NEW YORK INC. – In the Matter of Quality of Service
Provided by Local Exchange Companies in NYS.
- VERIZON NEW YORK INC. – Fourth Quarter 2007 Service Quality
Report.

501-B 07-C-0473 CITIZENS COMMUNICATIONS – In the Matter of Quality of Service Provided by Local Exchange Companies in NYS.

CITIZENS COMMUNICATIONS – Fourth Quarter 2007 Service Quality Report.

502 07-C-0349 In the Matter of Examining a Framework for Regulatory Relief.

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