

STATE OF NEW YORK

Public Service Commission

Garry A. Brown, Chairman

Three Empire State Plaza, Albany, NY 12223

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FOR RELEASE: IMMEDIATELY

08043 Agenda 4/23/08

PSC LISTS AGENDA FOR WEDNESDAY, APRIL 23, 2008

PLEASE NOTE:

MEETING WILL BE BROADCAST ON THE INTERNET

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

Albany, NY – 4/18/08 – The Public Service Commission announced today the agenda for its regular meeting starting at **10:30 A.M., Wednesday, April 23, 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.

The next regularly scheduled meeting will begin at **10:30 A.M., Wednesday, May 21, 2008, in Albany, New York.**

The agenda for the April 23, 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 08-G-0278 NEW YORK STATE ELECTRIC & GAS CORPORATION – Amendment to PSC 87-Gas, eff. 5/1/08, to make a housekeeping change to its gas tariff regarding the bill issuance costs included in tariff rates.
- 162 07-G-0141 NATIONAL FUEL GAS DISTRIBUTION CORPORATION – Amendments to PSC 8-Gas, eff. 12/28/07, 1/16/08, 2/16/08 and 2/19/08, on a temporary basis, to increase delivery rates in compliance with the Commission’s December 21, 2007 Order.
- 163 02-M-0515 ORANGE AND ROCKLAND UTILITIES, INC. – Amendments to PSC 4-Gas, eff. 5/1/08, to update its rates for residential distributed generation customers.
- 164 08-G-0293 KEYSpan ENERGY OF LONG ISLAND/COASTLINE CESSPOOL & DRAIN SERVICE
- 08-G-0294 KEYSpan ENERGY OF LONG ISLAND/EAST ISLAND SITE DEVELOPMENT CO. INC.
- 08-G-0295 KEYSpan ENERGY OF LONG ISLAND/DARR CONSTRUCTION EQUIPMENT CORP.
- 08-G-0296 KEYSpan ENERGY OF LONG ISLAND/CHRIS MOHR LAWNCARE AND LANDSCAPING INC.
- 08-G-0297 KEYSpan ENERGY OF LONG ISLAND/DIVERSIFIED SERVICES OF SAGAPONACK, INC.
- 08-G-0298 KEYSpan ENERGY OF LONG ISLAND/MEADOWBROOK POINT DEVELOPMENT CORP.
- 08-G-0299 KEYSpan ENERGY OF LONG ISLAND/KAM CONSTRUCTION SERVICES
- 08-G-0300 KEYSpan ENERGY OF LONG ISLAND/STASI BROS ASPHALT CORPORATION
- 08-G-0301 KEYSpan ENERGY OF LONG ISLAND/CONDOS BROTHERS CONSTRUCTION CORP.
- 08-G-0302 KEYSpan ENERGY OF LONG ISLAND/ABLE PLUMBING WATER MAINS & SEWERS
- 08-G-0303 KEYSpan ENERGY OF LONG ISLAND/CANAL ASPHALT INC.
- 08-G-0304 KEYSpan ENERGY OF LONG ISLAND/CUSTOMER COMMERCIAL CONSTRUCTION CORP.

- 08-G-0305 KEYSpan ENERGY OF LONG ISLAND/DNR CONSTRUCTION LLC
- 08-G-0306 KEYSpan ENERGY OF LONG ISLAND/DCF CONTRACTING CORPORATION
- 08-G-0307 KEYSpan ENERGY OF LONG ISLAND/MIRANDA EQUIPMENT & CONTRACTING, INC.
- 08-G-0308 KEYSpan ENERGY OF NEW YORK CITY/SATASH CONSTRUCTION CORP.
- 08-G-0309 KEYSpan ENERGY OF NEW YORK CITY/DORA HOMES, INC.
- 08-G-0311 KEYSpan ENERGY OF LONG ISLAND/HARD ROCK CONSTRUCTION COMPANY
- 08-G-0313 NATIONAL FUEL GAS DISTRIBUTION CORPORATION/TIBURZI SEWER AND DRAIN
- 08-G-0314 ORANGE & ROCKLAND UTILITIES, INC./D'SIMONE AND SONS EXCAVATION

Orders determining penalties and directing payment for violation of 16 NYCRR Part 753 – Protection of Underground Facilities.

- 165 08-G-0149 RESERVE GAS COMPANY, INC., KENNETH H. GREY, BENTON B. KENDIG III and JAMES A. MARTIN – Joint Pet. for Redemption and Sale of Common Stock.
- 166 There is no Item No. 166 on this Agenda.
- 167 07-G-1491 NATIONAL FUEL GAS DISTRIBUTION CORPORATION – Pet. for Approval of the Transfer of Facilities to International Association of Heat and Frost Insulators and Asbestos Workers, Local No. 4.
- 168 There is no Item No. 168 on this Agenda.
- 169 07-G-1101 In the Matter of the Filing of Annual Reconciliations of Gas Expenses and Gas Cost Recoveries.
- 170 06-G-1185 THE BROOKLYN UNION GAS COMPANY D/B/A KEYSpan ENERGY DELIVERY NEW YORK – Pro. as to the Rates, Charges, Rules and Regulations for Gas Service.
- 171 08-T-0245 FORTUNA ENERGY INC. – NOI to Construct a Fuel Gas Transmission Line, Containing Approx. 3,238 Feet of 4-Inch Coated Steel Pipeline, Located in the Towns of Bradford and Campbell, Steuben County.
- 172 08-T-0269 FORTUNA ENERGY INC. – NOI to Construct 3,875 feet of 6-inch and 1,570 feet of 4-inch Coated Steel Pipeline and a New Gas Compressor Station and Related Structures, Located in the Town of Van Etten, Chemung County.

GENERAL

- 261 06-G-0656 KEYSpan ENERGY OF NEW YORK and MR. BORIS ELIAV/MR. MAURICE KAHN
06-E-1428 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MS. KATHARINE WHITE/MR. WILLIAM WEIDMAN
07-E-0011 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MS. KATHLEEN HODGES/MR. RICHARD ABOUAF
07-G-0667 KEYSpan ENERGY OF NEW YORK and MS. CAROL JAMES/MR. YUNGE YIN
07-E-1034 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MS. WINNIE BERNIER/MS. EVETTE EVANS
07-E-1049 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and HOMEWOOD GARDENS II INC./MS. CARMEN CARTY
07-E-1178 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MR. MATHEW MATHEW/MS. SARASU BHARGAVAN
07-E-1319 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MS. GIPA MOKTADIR/MS. MAVIS GERENA

Rehearing petitions of designees' determinations.

- 262 07-M-1052 NEW YORK STATE ELECTRIC & GAS CORPORATION – Pet. for Approval to Revise Procedures for Estimating Customer Usage of Electricity and Natural Gas for Billing Purposes when Metered Usage Data is Not Available.
07-M-1053 ROCHESTER GAS & ELECTRIC CORPORATION – Pet. for Approval to Revise Procedures for Estimating Customer Usage of Electricity and Natural Gas for Billing Purposes when Metered Usage Data is Not Available.
- 263 05-G-0762 KEYSpan ENERGY DELIVERY LONG ISLAND/CITY OF GLEN COVE SCHOOL DISTRICT
05-G-0816 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and MS. CYNTHIA MARSHALL/MR. JOSE MARCANO, MS. AWILDA MARCANO

Appeals of Informal Hearing Decisions.

- 264 07-M-0906 IBERDROLA, S.A., ENERGY EAST CORPORATION, RGS ENERGY GROUP, INC., GREENE ACQUISITION CAPITAL, INC., NEW YORK STATE ELECTRIC & GAS CORPORATION and ROCHESTER GAS & ELECTRIC CORPORATION – Joint Pet. for Approval of the Acquisition of Energy East Corporation by Iberdrola.
- 265 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.

- 266 01-M-1806 In the Matter of the Review of Existing Commission Rules and Regulations Pursuant to the State Administrative Procedure Act, Section 207.
- 267 07-M-1316 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC./VILLAGE ACADEMIES NETWORK INC. – Joint Pet. for Authority Under Section 70 of the PSL to Transfer Certain Real Property Located at 32-42 West 125th Street and West 124th Street, New York, New York.

POWER

- 361 There is no Item No. 361 on this Agenda.
- 362 06-T-0710 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Appn. For a Certificate of Environmental Compatibility and Public Need Under Article VII of the Public Service Law for the M-29 Transmission Line Project.
- 363 08-E-0085 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Amendment to PSC 9-Electricity, eff. 4/25/08, to make a revision to its electric tariff regarding removal of language from Rider R – Net Metering for Customer-Generators.
- 364 07-E-0754 BATH ELECTRIC, GAS & WATER SYSTEMS – Amendments to PSC 1-Electricity, eff. 10/1/07, Postponed to 6/1/08 to Increase Its Annual Electric Revenues by about \$169,652 or 4.2%.
- 365 08-E-0114 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID – Amendments to PSC 207-Electricity, eff. 4/28/08, to Cancel SC No. 5 – Combined 25 and 60 Hertz Service.
- 366 07-T-0140 NOBLE WETHERSFIELD WINDPARK, LLC – Appn. for a Certificate of Environmental Compatibility and Public Need for the Construction and Operation of Approx. 5.6 Miles of 230 kV Transmission Line from Wethersfield, Wyoming County to Orangeville, Wyoming County.

WATER

- 461 07-W-1129 WARWICK WATER CORPORATION – Pro. as to the Rates, Charges, Rules and Regulations for Water Service (Suspended. through April 29, 2008).
- 462 08-W-0107 AQUA ALBANY, INC. – New tariff schedule PSC 1-Water, eff. 5/1/08, to increase rates, consolidate tariffs and implement a new rate design.

- 463 07-W-1445 SARATOGA WATER SERVICES, INC. and THOMAS J. FARONE & SON, INC. – Joint Pet. for a Declaratory Ruling Concerning the Provision of Water Service to the Proposed Development in the Town of Malta, Saratoga County.
- 464 07-W-0639 Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulation of United Water Owego, Inc. and United Water Nichols, Inc.
- 07-W-0872 Joint Petition of United Water Owego Inc. and United Water Nichols, Inc. Pursuant to 18, 89-h of the PSL for Approval to Merge United Water Nichols, Inc. and United Water Owego, Inc. to become United Water Owego-Nichols, Inc.

COMMUNICATIONS

- 561 08-C-0164 PNG TELECOMMUNICATIONS, INC. D/B/A POWERNET GLOBAL COMMUNICATIONS AND GLOBAL TOUCH TELECOM, INC. – Pet. for Approval of the Transfer of Assets from Global Touch Telecom, Inc. to PNG Telecommunications, Inc. d/b/a PowerNet Global.
- 562 08-C-0225 REDUCED RATE LONG DISTANCE, LLC AND HORIZON TELECOM, INC. – Pet. for Approval of the Transfer of Assets from Horizon Telecom, Inc. to Reduce Rate Long Distance, LLC
- 563 04-C-0003 VERIZON NEW YORK INC./MR. ABRAHAM FRIEDMAN
Reconsideration of appeal determination.

CABLE

- 661 07-V-1391 TOWN OF MILAN (DUTCHESS COUNTY) – Pet. for a Waiver of Section 894 of the Commission’s Rules Pertaining to the Franchise Process.
- 662 07-V-0819 CABLEVISION SYSTEMS OF WAPPINGERS FALLS, INC. – Pet. for a Certificate of Confirmation for its Franchise with the Town of Esopus, Ulster County.
- 663 Appn. For Certificates of Renewal
- 07-V-0027 TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP D/B/A TIME WARNER CABLE-BINGHAMTON DIVISION/T. of Caton, Steuben Co.

07-V-0665 TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE
 06-V-0799 PARTNERSHIP D/B/A TIME WARNER CABLE-ALBANY
 06-V-1096 DIVISION/T. of Jackson, Washington Co.; V. of Schuylerville, Saratoga
 07-V-0590 Co.; V. of Hudson Falls, Washington Co.; T. of Greenwich, Washington
 Co.

07-V-0587 TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE
 PARTNERSHIP D/B/A TIME WARNER CABLE-ROCHESTER
 DIVISION/T. of Barre, Orleans Co.

08-V-0099 TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE
 06-V-1330 PARTNERSHIP D/B/A TIME WARNER CABLE-SYRACUSE
 DIVISION/T. of Virgil, Cortland Co.; T. of New Bremen, Lewis Co.

05-V-0266 TIME WARNER NY CABLE, LLC D/B/A/ TIME WARNER CABLE-
 08-V-0119 SYRACUSE DIVISION/T. of Franklin, Franklin Co.; T. of North Elba,
 Essex Co.

06-V-0130 TIME WARNER CABLE-SYRACUSE DIVISION/C of Watertown,
 Jefferson Co.

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Temporary Operating Authorities

06-V-1210 TIME WARNER-ALBANY DIVISION/T. of Fort Edward, Washington
 04-V-1229 Co.; V. of Valatie, Columbia Co.; C. of Rensselaer, Rensselaer Co.; T. of
 02-V-0262 Moreau, Saratoga Co.; C. of Schenectady, Schenectady Co.
 06-V-1207
 05-V-0289

07-V-0267 TIME WARNER-BINGHAMTON DIVISION/V. of Johnson City,
 01-V-1305 Broome Co.; T. of Portland, Chautauqua Co.; T. of Horseheads,
 06-V-1091 Chemung Co.; T. of Meredith, Delaware Co.; T. of Nichols, Tioga Co.;
 07-V-1083 T. of Triangle, Broome Co.
 07-V-1150
 08-V-0215

07-V-0294 TIME WARNER-BUFFALO DIVISION/T. of Ashford, Cattaraugus Co.;
 04-V-0425 T. of Amherst, Erie Co.; T. of Cheektowaga, Erie Co.
 06-V-1092

04-V-0361 TIME WARNER-HUDSON VALLEY DIVISION/T. of Roxbury,
 Delaware Co.

07-V-1146 TIME WARNER-SYRACUSE DIVISION/T. of St. Armand, Essex Co.;
 99-V-1238 V. of Lake Placid, Essex Co.; T. of Tupper Lake, Franklin Co.; V. of
 07-V-1159 Tupper Lake, Franklin Co.; T. of Rutland, Jefferson Co.; T. of Pamela,
 07-V-1147 Jefferson Co.; T. of LeRay, Jefferson Co.; T. of Clayton, Jefferson Co.;
 06-V-1100 T. of Brownville, Jefferson Co.

06-V-1099

06-V-1098

06-V-1097

08-V-0268

97-V-2119 TIME WARNER-ROCHESTER DIVISION/T. of Geneva, Ontario Co.;
07-V-0296 T. of Middlebury, Wyoming Co.

97-V-1405 TIME WARNER NY CABLE, LLC/T. of Newburgh, Orange Co.; T. of
06-V-0518 Newburgh, Orange Co.

07-V-0270 TIME WARNER-OSWEGO DIVISION/T. of Richland, Oswego Co.

02-V-0439 TIME WARNER-SAUGERTIES DIVISION/T. of Shandaken, Ulster
Co.

01-V-0390 TIME WARNER-KINGSTON DIVISION/T. of Kingston, Ulster Co.

05-V-1130 CHARTER COMMUNICATIONS/C. of Plattsburgh, Clinton Co.; T. of
97-V-0853 Long Lake, Hamilton Co.; V. of Chatham, Columbia Co.; T. of Chatham,
08-V-0216 Columbia Co.
08-V-0217

07-V-1082 DTC CABLE, INC./T. of Meredith, Delaware Co.

05-V-0269 CH COMMUNICATIONS/T. of Summit, Schoharie Co.

08-V-0219 MID-HUDSON CABLEVISION, INC./T. of Cairo, Greene Co.

08-V-0244 HAMILTON COUNTY CABLE/T. of Chester, Warren Co.

08-V-0267 CABLEVISION OF WAPPINGERS FALLS, INC./T. of Lloyd, Ulster
Co.

97-V-0405 CABLEVISION SYSTEMS ROCKLAND/RAMAPO, INC./V. of Spring
Valley, Rockland Co.

03-V-0736 CABLEVISION SYSTEMS OF OSSINING/V. of West Haverstraw,
05-V-0308 Rockland Co.; V. of Briarcliff Manor, Westchester Co.; T. of Ossining,
04-V-1101 Westchester Co.

07-V-1144 CABLEVISION SYSTEMS SUFFOLK CORP./T. of Islip, Suffolk Co.

07-V-1162 SAMSON CABLEVISION CORP./T. of Islip, Suffolk Co.; V. of
07-V-1142 Brightwaters, Suffolk Co.

97-V-0394 CABLEVISION SYSTEMS WESTCHESTER CORP./C. of Yonkers,
Westchester Co.

- 665 08-V-0331 VERIZON NEW YORK INC. – Pet. for a Certificate of Confirmation for its Franchise with the Town of Wappinger, Dutchess County.
- 666 08-V-0349 VERIZON NEW YORK INC. – Pet. for a Certificate of Confirmation for its Franchise with the Village of Roslyn Harbor, Nassau County.
- 667 08-V-0380 VERIZON NEW YORK INC. – Pet. for a Certificate of Confirmation for its Franchise with the Village of Hamburg, Erie County.

REGULAR AGENDA

Items not necessarily to be considered in the order listed:

GAS

No Items Will Be Considered On This Agenda.

GENERAL

- 201 01-M-0075 NIAGARA MOHAWK HOLDINGS, INC., NIAGARA MOHAWK POWER CORPORATION, NATIONAL GRID PLC AND NATIONAL GRID USA – Joint Pet. for Approval of Merger and Stock Acquisition.
- 06-M-0878 NATIONAL GRID PLC and KEYSpan CORPORATION – Joint Pet. for Approval of Stock Acquisition and Other Regulatory Authorizations.
- 202 07-M-0741 Pro. Concerning Wireless Facility Attachments to Distribution Poles.

POWER

- 301 07-E-1507 Proceeding to Establish a Long-Range Electric Resource Plan and Infrastructure Planning Process.
- 302 07-E-0392 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Ordinary Tariff Filing to modify Rider U – Distribution Load Relief Program to enhance participation in the program.
- 08-E-0176 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. – Amendments to PSC 9-Electricity, eff. 4/24/08, to make revisions to Rider U – Distribution Load Relief Program.

WATER

No Items Will Be Considered On This Agenda.

COMMUNICATION

- 501 07-C-1486 Pro. Pursuant to Section 97(2) of the Public Service Law, to Institute a Proceeding to Investigate and Evaluate Options for Making Additional Central Office Codes Available in the 315 Area Code Region.

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