



Consent Agenda Report for 12/11/2014

The following is a preliminary and informal summary of actions the Commission took at its public session on December 11, 2014. This summary does not itself constitute final Commission action, and does not waive any privilege or exemption from disclosure for deliberative or other intra-agency materials. Final Commission action will take the form of an order.

Gas

ITEM 161

13-G-0439 &
14-G-0163

THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY and KEYSpan GAS EAST CORP. D/B/A BROOKLYN UNION OF L.I. - The Commission decided to approve the companies' tariff filings regarding the calculation of the monthly cost of gas for sales customers.

ITEM 162

14-G-0379

ROCHESTER GAS and ELECTRIC CORPORATION - The Commission decided to approve the company's tariff filing changing the denominator used in the calculation of the Gas Supply Charge from historical normalized sales to forecasted normalized sales. In addition, the Commission decided to approve the same methodology for the development of Rochester Gas and Electric Corporation's other related gas cost components, including its Research and Development Surcharge, Interdepartmental Sales Credit, and the Refund of Revenues Collected Under the Provisions of Balancing and Cashout Charges.

ITEM 163

13-G-0465

CORNING NATURAL GAS CORPORATION - The Commission decided to allow a deferred amount of \$809,299 be collected consisting of the portion remaining uncollected for the large customer revenue deferrals in Rate Year 1 of \$314,048, and the entire deferred amount of large customer revenues of \$495,251 for Rate Year 2. The Commission declined to approve recovery of any property tax deferrals at this time.

ITEM 164

There is no Item 164

ITEM 165

14-T-0406

VERMONT GAS SYSTEMS, INC. - The Commission decided to deny the company's petitioners' interlocutory appeal to a ruling denying their respective applications for party status in this PSL §121-a proceeding.

ITEM 166

There is no Item 166

ITEM 167

14-G-0400

NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve the company's tariff filing to clarify the definitions and provisions related to Service Classification No. 8 - Gas Transportation Service with Standby Sales Service and revise its Statement of Daily Standby Prices.

ITEM 168

14-G-0325

Report on annual reconciliation filings by 16 New York local gas distribution companies and two municipalities.

ITEM 169

Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753 – Protection of Underground Facilities

14-G-0475

NICARRO LAND DEVELOPMENT CORPORATION/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.

14-G-0476

1ST CLASS CONTACTING OF N.Y., CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.

14-G-0479

TOWNSEND EXCAVATION, INC./NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.

The Commission decided to grant Consent Orders in Cases 14-G-0476, and 14-G-0479, and determined a \$2,500 penalty in Case 14-G-0475.

General

- ITEM 261
14-M-0381 LOCKPORT ENERGY ASSOCIATES, L.P., LEA A4 LLC, LOCKPORT POWER COGENERATION, LLC, AND LEA LP IV LLC - The Commission decided to review the transfer of a total of 24.3% of limited partnership interests in Lockport Energy Associates (LEA), with the transferee acquiring 74.3% of LEA, and to approve the transfer transaction as in the public interest.
- ITEM 262
14-M-0001 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and ORANGE AND ROCKLAND UTILITIES, INC. - The Commission decided to issue a request for proposal for an independent third-party consulting firm to conduct a Comprehensive Management and Operations Audit of the companies' regulated electric, gas and steam businesses. The audit will be conducted pursuant to Section 66(19) of the Public Service Law and will focus on construction program planning and operational efficiency.
- ITEM 263
01-M-1806 The Commission decided to issue a Notice of Continuation, as required by SAPA section 207(4), for rules adopted in 1999, 2004 and 2009.
- ITEM 264
12-M-0476, 98-M-1343, 06-M-0647 & 98-M-0667 – The Commission decided to adopt modifications to the Uniform Business Practices to streamline the process for changing a customer's electricity supplier, and to create a collaborative process to develop a proposal for accelerated switching.

Power

- ITEM 361
14-E-0437 NIAGARA MOHAWK POWER CORPORATION
D/B/A NATIONAL GRID - The Commission decided to approve the company's tariff filing revising Rule 42 - Merchant Function Charge, contained in P.S.C. Nos. 220 and 214 - Electricity.
- ITEM 362
14-E-0420 ORANGE AND ROCKLAND UTILITIES, INC. - The Commission decided to approve the company's tariff filing to make revisions to its Market Supply Charge for capacity related costs contained in P.S.C. No. 3 - Electricity.
- ITEM 363
14-E-0483 NIAGARA MOHAWK POWER CORPORATION
D/B/A NATIONAL GRID - The Commission decided to approve the company's tariff filing making modifications of a "housekeeping" nature in P.S.C. No. 220 - Electricity.
- ITEM 364
14-E-0272 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - The Commission decided to approve the company's tariff filing to make revisions regarding the purchase and sale of SO₂ and NO_x emissions allowance to permit the recovery of costs incurred to purchase emission allowances for the company's generating facilities and credit customers for revenues received from the sale of emissions allowances pursuant to the Transport Rule through the Monthly Adjustment Clause and Market Supply Clause mechanisms contained in P.S.C. No. 10 - Electricity.

- ITEM 365
14-E-0384 T. ROWE PRICE ASSOCIATES, INC. - The Commission decided to approve the company's acquisition of not more than 20% of the common stock of FirstEnergy Corp., and to grant other relief associated with such acquisition.
- ITEM 366
14-E-0363 VILLAGE OF LITTLE VALLEY - The Commission decided to authorize the Village to increase its annual electric base revenues by about \$231,254 or 15%.
- ITEM 367
There is no Item 367
- ITEM 368
13-T-0077 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - The Commission decided to approve the company's the Environmental Management and Construction Plan for the company's Five Mile Substation, subject to appropriate conditions and modifications.
- ITEM 369
12-E-0400 CAYUGA OPERATING COMPANY, LLC - The Commission decided to accept the Amendment to the RSSA 2 contract between New York State Electric and Gas and Cayuga; that the review of the contract costs will be conducted in conformance with the prior Orders approving the RSSA 2 contract; and, that the regulatory out clause authorizing NYSEG to withdraw from the contract is unenforceable as against public policy.
- ITEM 370
14-E-0372 BINGHAMTON BOP LLC - The Commission decided to grant the company's lightened regulation and a Certificate of Public Convenience and Necessity.

ITEM 371

12-E-0577

The Commission decided to deny Earthjustice's attempt to enforce a Protective Order between parties to the proceeding against the New York Independent System Operator, Inc., a nonparty, with respect to certain confidential documents submitted to Department of Public Service Staff in the underlying proceeding.

Water

ITEM 461

13-W-0486

SARATOGA WATER SERVICES, INC. and LAKEVIEW OUTLETS, INC. - The Commission decided to grant the company's petition for a waiver of Commission regulations and Saratoga Water Service, Inc.'s tariff provisions regarding main extensions, and for authorization of a long-term financing agreement, which will allow the company to extend service to a commercial property outside the company's service territory.

ITEM 462

14-W-0225

UNITED WATER NEW ROCHELLE INC. - The Commission decided to approve the Sensus Radio Frequency FlexNet 510M and 520M (M Series) Automatic Meter Reading products for use in New York State.

Communications

ITEM 561

09-M-0527

Commissioner Gregg C. Sayre recused.
VERIZON NEW YORK INC. - The Commission decided to grant clarification by correcting errors in the prior Order.

ITEM 562

14-C-0308 BRICK SKIRT HOLDINGS, INC., DFT TELEPHONE HOLDING COMPANY, LLC, DFT COMMUNICATIONS CORPORATION, DUNKIRK AND FREDONIA TELEPHONE COMPANY, CASSADAGA TELEPHONE CORPORATION, DFT LOCAL SERVICE CORP. and BRIGHTON COMMUNICATIONS CORPORATION - The Commission decided to approve the companies' petition for authority to transfer and acquire shares of common stock, to issue shares of common stock and long term debt, with conditions, to facilitate the transfer of DFT Telecommunication from LICT Corporation to Brick Skirt Communications Inc.

ITEM 563

14-C-0182 NEUSTAR, INC. - The Commission decided to establish an area code overlay for the 631 area code to provide additional numbering resources in Suffolk County.

ITEM 564

14-C-0303 Rehearing of Appeal Determination
MR. ABRAHAM FRIEDMAN/VERIZON NEW YORK INC. - The Commission decided to uphold the informal hearing denial.

Cable

ITEM 661

14-V-0407 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF MOUNT PLEASANT, WESTCHESTER COUNTY.
14-V-0411 TIME WARNER CABLE NORTHEAST LLC/TOWN OF TUSTEN, SULLIVAN COUNTY.
14-V-0412 TIME WARNER CABLE NORTHEAST LLC/TOWN OF TAYLOR, CORTLAND COUNTY.
14-V-0444 CHARTER COMMUNICATIONS/TOWN OF AUSTERLITZ, COLUMBIA COUNTY.
14-V-0445 CABLEVISION OF ROCKLAND/RAMAPO, LLC/VILLAGE OF TUXEDO PARK, ORANGE COUNTY.

The Commission decided to approve applications for certificates of renewal of franchises subject to conditions, for the listed companies.

ITEM 662

14-V-0478

VERIZON NEW YORK INC. - The Commission decided to approve a portion of the company's petitions for certain Orders of Entry for 13 Multiple-Dwelling Unit Buildings in the City of New York.

ITEM 663

14-V-0226

VERIZON NEW YORK INC. - The Commission decided to approve the company's petition for a Certificate of Confirmation for its franchise with the Town/Village of Harrison, Westchester County, subject to certain conditions.