

STATE OF NEW YORK

# Public Service Commission

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## COMMISSION TO MEET ON THURSDAY, OCTOBER 2, 2014

Albany, NY – 09/26/14 – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 a.m., Thursday, October 2, 2014, in the 19<sup>th</sup> Floor Board Room of its offices located at Three Empire State Plaza, Albany, New York.**

**MEETING WILL BE BROADCAST ON THE INTERNET AT:**

<http://www.dps.ny.gov/Webcasts.html>

**-VIDEOCASTING TO PSC'S NYC OFFICES AVAILABLE-**

**(See instructions on last page of Agenda)**

The session agenda is as follows:

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

[http://www.dps.ny.gov/New\\_Search.html](http://www.dps.ny.gov/New_Search.html)

### **REGULAR AGENDA ITEMS**

#### **Items To Be Resolved Through Discussion**

<b>Item</b>	<b>PSC Case</b>
	Procedural Update – Comcast's Extension of the Review Period
14-M-0183	Joint Petition of Time Warner Cable, Inc. and Comcast Corporation for Approval of a Holding Company Level Transfer of Control.
14-M-0219	Joint Petition of Charter Communications, Inc. and Comcast Corporation for Approval of a Transfer of Control of Subsidiaries and Franchises.

**GAS**

101 13-G-0009 Comprehensive Management and Operations Audit of National Grid  
USA's New York Gas Companies.

**COMMUNICATIONS**

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

## 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.**

**Item      PSC Case**

### GAS

- |     |           |  |
|-----|-----------|--|
| 161 | 14-G-0357 | In the Matter of Revising 16 NYCRR Gas Safety Regulations for Consistent Application of More Stringent Federal Gas Safety Standards in 49 CFR. |
| 162 |           | In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities.                    |
|     | 14-G-0167 | SCOTT LAWN YARD, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.  |
|     | 14-G-0388 | 5 L ENTERPRISES, INC./ORANGE AND ROCKLAND UTILITIES, INC.  |
|     | 14-G-0389 | JACO BUILDERS, LTD/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
|     | 14-G-0390 | DJ'S ASPHALT PAVING CO./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
|     | 14-G-0391 | MARDERS THE LANDSCAPE STORE, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
|     | 14-G-0392 | A-1 MABETEX GENERAL CONSTRUCTION CORP./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.   |
|     | 14-G-0393 | CEDAR HOUSE, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
|     | 14-G-0394 | PETERS LAND DEVELOPMENT, LLC/NIAGARA MOHAWK POWER CORPORATION, D/B/A NATIONAL GRID.  |
|     | 14-G-0395 | EVERGREEN CUSTOM CESSPOOL BUILDERS, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
|     | 14-G-0396 | UNDERGROUND WATER & SEWER, INC./CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.  |
|     | 14-G-0398 | COUNTRY SETTING LANDSCAPING/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
|     | 14-G-0399 | DIPIZIO CONSTRUCTION COMPANY, INC./NATIONAL FUEL   |

**GAS DISTRIBUTION CORPORATION.**

- 163 14-G-0197 NEW YORK STATE ELECTRIC & GAS CORPORATION - Petition for Approval, Pursuant to Section 68 of the Public Service Law, for the Exercise of a Gas Franchise in the Town of North Salem, Westchester County.
- 164 14-G-0131 NEW YORK STATE ELECTRIC & GAS CORPORATION - Amendments to PSC 88-Gas, eff. 11/1/14, to implement an upgraded gas transportation billing system.  
ROCHESTER GAS AND ELECTRIC CORPORATION - Amendments to PSC 16-Gas, eff. 11/1/14, to implement an upgraded gas transportation billing system.
- 165 14-T-0374 US SALT, LLC - Notice of Intent for a Certificate of Environmental Compatibility and Public Need under Section 121-a(2) of the Public Service Law for an approximately 4,400 foot 4" gas pipeline.

**POWER**

- 361 14-E-0264 ASTORIA GENERATING COMPANY, L.P. Petition for an Order Approving Financing Pursuant to Section 69 of the New York State Public Service Law.
- 362 11-E-0176 NEW YORK STATE ELECTRIC & GAS CORPORATION - Amendments to PSC 120-Electricity, eff. 10/6/14, to modify the load share ratio used to calculate the Recharge New York load and non-Recharge New York load for standby customers.  
ROCHESTER GAS AND ELECTRIC CORPORATION - Amendments to PSC 19-Electricity, eff. 10/6/14, to modify the load share ratio used to calculate the Recharge New York load and non-Recharge New York load for standby customers.
- 363 14-E-0207 ROCHESTER GAS AND ELECTRIC CORPORATION - Petition for a Waiver of the Requirements of 16 NYCRR, Section 66(12)(b) of the Public Service Law and 16 NYCRR Section 720-8.1.
- 364 14-E-0328 ASTORIA ENERGY LLC, ASTORIA PROJECT PARTNERS LLC, SNC-LAVALIN GENERATION, INC, EIF ASTORIA LLC, MYPOWER CORP. and EAST RIVER FUNDSCO - Joint Petition for an

Expedited Declaratory Ruling Invoking the Wallkill Presumption or for Expedited Approval Pursuant to Section 70 of the Public Service Law.

- 365 14-E-0247 CITY OF JAMESTOWN - Amendments to PSC 7-Electricity, eff. 10/15/14, to make revisions to Rider No. 5 Line Extension and Obsolete Service Equipment Upgrades, Business Development Recruitment and Retention Assistance and Service Classification No. 6 - Economic Development Service, Individual Negotiated Contracts.

### **WATER**

- 461 14-W-0266 BEAVER DAM LAKE WATER CORP. - Petition for an Order Authorizing the Petitioner, Pursuant to Public Service Law §89, for Emergency Draw on EFC Surcharge Fund.

### **COMMUNICATIONS**

- 561 14-C-0182 NEUSTAR, INC. - Petition for a North American Numbering Plan Administrator Relief Plan for the 631 Area Code.
- 562 14-C-0205 VERIZON NEW YORK INC. - Petition Pursuant to Section 99 of the Public Service Law for Approval of a Master Lease Agreement with Cellco Partnership d/b/a Verizon Wireless.

#### **Instructions to View Videocast at PSC's NYC Offices**

Individuals in New York City wishing to view the Commission's meeting may do so in the Board Room on the 4<sup>th</sup> 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.

#### **Instructions to View Video Broadcast of Meeting**

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://www.dps.ny.gov/Webcasts.html>

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.

### **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](http://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](http://www.dps.ny.gov), click on "Search" then search the appropriate PSC case number.

### **Other Matters**

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 may be obtained by accessing the Commission's Web site at [www.dps.ny.gov](http://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 14<sup>th</sup> 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, October 23, 2014, in Albany, New York.**

Individuals in Albany wishing to observe the Commission's meeting may do so in the Board Room on the 19<sup>th</sup> floor of the Commission's offices at Three Empire State Plaza. **Pursuant to procedures established by the building management, anyone planning to view the meeting in the New York City Office 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.** The videocasting will be for viewing and listening purposes only.

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