



# Public Service Commission

**For Immediate Release:** 09/16/15

Audrey Zibelman, Chair

**Contact:**

James Denn | James.Denn@dps.ny.gov | (518) 474-7080

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

<http://twitter.com/NYSDPS>

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## COMMISSION ISSUES FINAL SEPTEMBER 17, 2015 AGENDA

Albany, NY – The Public Service Commission announced today that it will hold its next regular session beginning at **10:30 a.m., Thursday, September 17, 2015, 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**

**Item      PSC Case**

#### **COMMUNICATIONS**

501      15-C-0236      In the Matter of Quality of Service provided by Local Exchange Companies in New York State. - Verizon New York Inc.

#### **CABLE**

No items will be considered on the Regular Agenda for **GAS, GENERAL, POWER, WATER,** and **CABLE.**

## 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       | In the Matter of Enforcement Proceedings for Alleged Violations of 16 NYCRR Part 753: Protection of Underground Facilities. |
| 15-G-0424 | MONTESANO BROTHERS, INC./ORANGE AND ROCKLAND UTILITIES, INC.  |
| 15-G-0472 | FRANK'S LAWN SERVICE, INC./CENTRAL HUDSON GAS & ELECTRIC CORPORATION.   |
| 15-G-0473 | PRECISION FENCE, LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
| 15-G-0474 | ASPLUNDH CONSTRUCTION, CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
| 15-G-0475 | J & V HOME IMPROVEMENT CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
| 15-G-0476 | HAYDEN BROWN CONSTRUCTION CORP./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
| 15-G-0477 | CARRY LANDSCAPING DESIGN & MASONRY LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.                                    |
| 15-G-0478 | INTERCOUNTY PAVING ASSOCIATES, LLC/KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
| 15-G-0479 | HHJR CONSTRUCTION LTD./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
| 15-G-0480 | J & G EMPIRE CONTRACTING INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.   |
| 15-G-0481 | FORT HILL INDUSTRIES, INC./KEYSPAN GAS EAST CORPORATION D/B/A NATIONAL GRID.  |
| 15-G-0482 | GOSSEL TRENCHING & GRADING, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.  |
| 15-G-0483 | DANA DARLING CONTRACTING, INC./NATIONAL FUEL GAS DISTRIBUTION CORPORATION.  |
| 15-G-0484 | F. RIZZO CONSTRUCTION, INC./NEW YORK STATE ELECTRIC & GAS CORPORATION.  |

- 15-G-0485 VIN SID & SONS CONST. LLC/NIAGARA MOHAWK POWER COMPANY D/B/A NATIONAL GRID.
- 15-G-0486 HELDERBERG EXCAVATING & TRUCKING, INC./NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID.
- 15-G-0487 LIAM DESIGN + BUILD/ORANGE AND ROCKLAND UTILITIES, INC.
- 15-G-0488 MASTRO ENTERPRISES INC./ROCHESTER GAS AND ELECTRIC CORPORATION.
- 15-G-0489 HEAVY CONSTRUCTION CO., INC./THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 15-G-0490 ACCURATE PRECAST CONCRETE COMPANY/THE BROOKLYN UNION GAS COMPANY D/B/A NATIONAL GRID NY.
- 162 There is no item 162.
- 163 12-G-0450 MR. JOHN LANZONE/MS. KRISTIN SPIROWS AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Rehearing of Commission Designee Determination.
- 164 12-G-0023 MR. ORLY KASHAN/MR. JORGE MONTALVAN AND NATIONAL GRID-LONG ISLAND - Rehearing of Commission Designee Determination.

### GENERAL

- 261 98-M-0667 In the Matter of Electronic Data Interchange.
- 98-M-1343 In the Matter of Retail Access Business Rules.
- 06-M-0647 In the Matter of Energy Service Company Price Reporting Requirements.
- 12-M-0476 Proceeding on Motion of the Commission to Assess Certain Aspects of the Residential and Small Non-Residential Retail Energy Markets in New York State.
- 262 15-M-0251 CENTRAL HUDSON GAS & ELECTRIC CORPORATION - Petition for Authorization, Pursuant to the Public Service Law (PSL) §69, for Approval to Enter Into \$200 Million of Multi-Year Committed Credit Agreements and Approval to Issue and Sell up to \$350 Million of Long-Term Debt Through December 31, 2018.

**POWER**

- 361 15-E-0403 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. -  
Tariff filing to remove duplicate language under Rider U - Distribution  
Load Relief Program contained in P.S.C. No. 10 - Electricity.
- 362 15-E-0052 315 EAST 68TH STREET CORPORATION - Notice of Intent to  
Submeter Electricity at 315 East 68th Street, Located in the Territory of  
Consolidated Edison Company of New York.
- 363 14-E-0179 1 JOHN STREET LLC - Petition to Submeter Electricity at 1 John Street,  
Brooklyn, New York 11201 Located in the Territory of Consolidated  
Edison.
- 364 11-E-0400 56 7TH AVENUE LLC - Petition to Submeter Electricity at 56 7th Ave  
New York, Located in the Territory of Consolidated Edison Company of  
New York, Inc.
- 365 15-M-0297 SITHE/INDEPENDENCE POWER PARTNERS, L.P. - Petition for  
Approval of Financing Pursuant to Sections 69 and 82 of the New York  
State Public Service Law.
- 366 15-T-0305 NIAGARA MOHAWK POWER CORPORATION - Application for a  
Certificate of Environmental Compatibility and Public Need for its Clay-  
Dewitt Line 3 & Clay-Teall Line 10 Rebuild & Reconductor Project in  
Onondaga County.
- 367 15-T-0384 NIAGARA MOHAWK POWER CORPORATION d/b/a NATIONAL  
GRID - Petition for an Amendment to the Certificate of Environmental  
Compatibility and Public Need For its Fenner-Cortland #3 Line in  
Madison County.
- 368 15-E-0446 MR. JONATHAN M. GARCIA AND MS. MARIA CABRERA/MR.  
ARACELI ROSALES AND CONSOLIDATED EDISON COMPANY  
OF NEW YORK, INC. - Rehearing of Commission Designee  
Determination.

- 369 12-E-0454 MS. MARIA TROTT/MS. PORTIA STEWARD AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Rehearing of Commission Designee Determination.
- 370 13-E-0034 MS. KAREN BRISCOE-REED/MR. CARMELO RIVERA, JR. AND CENTRAL HUDSON GAS AND ELECTRIC CORPORATION - Rehearing of Commission Designee Determination.
- 371 12-E-0453 MR. JOSE MOROCHO AND MR. SERGIO HERRERA/MR. JOSE MOROCHO AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Rehearing of Commission Designee Determination.
- 372 12-E-0451 MR. MARCEL BUCHOLZ/MR. SAMSON SEGEDIN AND CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Rehearing of Commission Designee Determination.

#### **WATER**

- 461 14-W-0307 FOREVER WILD WATER COMPANY, INC. - Petition for Approval to Use Escrow for Financing the Replacement of a Water Tank.
- 462 15-W-0209 HUDSON VALLEY WATER COMPANIES, INC. - Minor Rate Filing to Increase its Annual Revenues by about \$35,507 or 22.8%.

#### **CABLE**

- 661 15-V-0231 EMPIRE VIDEO SERVICES CORPORATION - Petition for a Certificate of Confirmation for its Franchise with the Village of North Hornell, Steuben County.
- 662 15-V-0232 COMMUNITY CABLE CORPORATION D/B/A NORTH PENN VIDEO - Petition for a Certificate of Confirmation for its Franchise with the Village of North Hornell, Steuben County.
- Petitions for Renewal of Cable Television Franchises.
- 663 15-V-0201 TIME WARNER CABLE NORTHEAST LLC/TOWN OF HOPEWELL, ONTARIO COUNTY.

- 15-V-0203 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF HAVERSTRAW, ROCKLAND COUNTY.
- 15-V-0212 CABLEVISION OF WAPPINGERS FALLS, INC./TOWN OF EAST FISHKILL, DUTCHESS COUNTY.
- 15-V-0237 TIME WARNER CABLE NORTHEAST LLC/TOWN OF CAMPBELL, STEUBEN COUNTY.
- 15-V-0238 TIME WARNER CABLE NORTHEAST LLC/TOWN OF CINCINNATUS, CORTLAND COUNTY.
- 15-V-0242 CABLEVISION SYSTEMS DUTCHESS CORPORATION/VILLAGE OF MILLERTON, DUTCHESS COUNTY.
- 15-V-0253 CABLEVISION SYSTEMS DUTCHESS CORPORATION/TOWN OF NORTH EAST, DUTCHESS COUNTY.
- 15-V-0265 TIME WARNER CABLE NORTHEAST LLC/VILLAGE OF HERKIMER, HERKIMER COUNTY.
- 15-V-0268 ADAMS CATV, INC./VILLAGE OF WINDSOR, BROOME COUNTY.

#### **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.** The videocasting will be for viewing and listening purposes only.

#### **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 15, 2015, in Albany, New York.**

In addition, the meeting will be broadcast live on the Internet. The Internet broadcast can be viewed by accessing <http://www.dps.ny.gov/Webcasts.html>