

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held January 16, 2014

Attendees: Chairperson Margaret Curran, Commissioner Paul Roberti, Commissioner Herbert DeSimone, Patricia Lucarelli, Cindy Wilson-Frias, Amy D'Alessandro, Sharon Colby Camara, Alan Nault and Luly Massaro.

Chairperson Curran called the open meeting to order at 1:00 P.M. in the first-floor hearing room of the Public Utilities Commission. A quorum was present.

Competitive Telecommunications Service Providers

The following company filed an application for authority to operate as a provider of telecommunications service. The Division reviewed the application and recommended approval of:

- 4479 – Total Call Mobile, Inc. – Application as a Class VI Telecommunication Supplier.

After review, Chairperson Curran moved to approve the application. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

The following companies submitted revisions to their existing tariffs. The Division has reviewed the tariff filings and recommended they be allowed to go into effect without suspension:

- 3059 – Broadview Networks, Inc. (tariff filings 12/19/13 & 1/2/14)
- 3008 – New Edge Network, Inc. (tariff filing 1/2/14)
- 3036 – CTC Communications Corp. (tariff filing 1/2/14)
- 2878 – Choice One Communications of RI (tariff filing 1/2/14)
- 2618 – AT&T Corp. (tariff filing 12/30/13)
- 2736 – Conversent Communications of RI, LLC (tariff filing 1/6/14)

After review, the PUC followed the Division's recommendation to allow the tariff filings to go into effect without suspension.

2262(M21) – Pay Tel Communication, Inc. – Pay Tel's authority was rescinded for non-payment of annual dues. The company recently submitted payment and revenue report. The Division filed a memorandum finding that Pay Tel is compliant and recommended that Pay Tel's authority be reinstated. Commissioner DeSimone moved to reinstate the authority of Pay Tel. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

2262(S17) – Entrix Telecom, Inc. – Entrix Telecom filed a notice that it will cease operations and requested that its authority to conduct business be rescinded. The Division recommended approval of Entrix's request. Commissioner DeSimone moved to rescind the authority of Entrix Telecom. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

Telecommunications Interconnection Agreement (ICAs) Dockets

The following ICAs were submitted for approval. The ICAs represent wholesale agreements negotiated between Verizon RI and a competitive telecommunications carrier for interconnection, services or network elements. The Division filed a memorandum recommending adoption of:

- 4471 - ICA executed between Verizon New England, Inc. d/b/a Verizon RI and dishNet Wireline, LLC of Rhode Island.
- 3273 - ICA amendment between Verizon RI and Level 3 Communications, LLC.

After review, Commissioner DeSimone moved to approve the ICAs. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

4472 – Verizon Rhode Island – Verizon filed on December 19, 2013, a tariff to modify terms of existing Regional Essentials FiOS Bundle Discount I and modify the monthly discount for new subscribers to the Regional Essentials FiOS Bundle Discount II. The Division filed a memo recommending the tariff filing be allowed to go into effect without suspension. Commissioner Roberti moved to follow the Division's recommendation. Commissioner DeSimone seconded the motion and the motion was unanimously passed. **Vote 3-0.**

4478 - Narragansett Bay Commission (NBC) – NBC filed on December 23, 2013, new rates designed to generate additional revenues of \$4,898,768 or 5.28%, to support a total revenue requirement of \$97,650,439 for effect January 23, 2014. Commissioner Roberti moved to suspend the tariffs for purpose of conducting discovery and hearing into NBC's rate filing. Commissioner DeSimone seconded the motion and the motion was unanimously passed. **Vote 3-0.**

3762 & 3764 – Interstate Navigation Co. – The PUC reviewed Interstate Navigation's October 10, 2103 Final Accumulated Earnings Report in compliance with the Settlement Agreement approved in this docket. The report provides a final accounting of the earning sharing mechanism under the six year rate plan and notes that Interstate did not meet the threshold to share earnings with customers. The Division filed a letter in agreement with Interstate's position. After review, Commissioner Roberti moved 1) to find that Interstate complied with the Settlement Agreement and 2) accept the Division's recommendation. Commissioner DeSimone seconded the motion and the motion was unanimously passed. **Vote 3-0.**

3569 – National Grid – The PUC reviewed National Grid's December 30, 2013 tariff filing to amend the Optional Telephone and Web Page Payment Provision and the Optional Credit Card Provision. Specifically, National Grid seeks to amend the Third Party Vendor fees as follows: 1) change the residential payment transaction fee from \$2.25 to \$2 per transaction, and 2) change the non-residential payment transaction fee from \$7.95 to \$6.95 per transaction. After review, Commissioner Roberti moved to approve National Grid tariff filing. Commissioner DeSimone seconded the motion and the motion was unanimously passed. **Vote 3-0.**

4237-A – National Grid – The PUC reviewed National Grid's August 29, 2013 Annual Contact Voltage Compliance Report submitted in compliance with PUC's Order No. 20871. After review, Commissioner DeSimone made the following motions:

1. Move to find that National Grid is in compliance with the statute and PUC's Order and approve National Grid's Compliance Report with modifications as recommended by the Division as agreed to by National Grid.
2. Move to approve the addition of new designated contact voltage risk area in Westerly.
3. Move to approve National Grid's recommendations to conduct mobile testing on 100% of the contact voltage risk areas.
4. Move to approve National Grid's motion for protective treatment of confidential information.

Commissioner Roberti seconded the motions and the motions were unanimously passed. **Vote 3-0.**

Renewable Energy Resources Eligibility Generation Units Dockets

The PUC reviewed the renewable energy resources eligibility applications submitted in the following dockets:

- 4444 – Berlin Station LLC - Application seeking certification for the Burgess Biopower Generation Unit, a 76.5 MW biomass energy generation unit located in Berlin, New Hampshire, as an eligible New Renewable Energy Resource. PUC Consultant submitted a recommendation to approve.
- 4458 – Village of Morrisville Water & Light Dept. - Application seeking certification for the H.K. Sanders Generation Unit, a 1.8 MW small hydro energy generation unit located in Hyde Park, Vermont, as an eligible Existing Renewable Energy Resource. PUC Consultant submitted a recommendation to approve.
- 4459 – Village of Morrisville Water & Light Dept. - Application seeking certification for the Morrisville Plant #2 Generation Unit, a 1.8 MW small hydro energy generation unit located in Morrisville, Vermont, as an eligible Existing Renewable Energy Resource. PUC Consultant submitted a recommendation to approve.
- 4460 – Village of Morrisville Water & Light Dept. - Application seeking certification for the Cadys Falls Generation Unit, a 1.3 MW small hydro energy generation unit located in Morristown, Vermont, as an eligible Existing Renewable Energy Resource. PUC Consultant submitted a recommendation to approve.

After review, Commissioner Roberti moved to approve the applications for certification of the generation units as eligible Renewable Energy Resources. Commissioner DeSimone seconded the motion and the motion was unanimously passed. **Vote 3-0.**

The meeting adjourned at 1:45 P.M.