

**State of Rhode Island and Providence Plantations**

**Public Utilities Commission**

**Minutes of Open Meeting Held July 26, 2007**

**Attendees: Chairman Elia Germani, Commissioner Robert Holbrook, Commissioner Mary Bray, Steve Frias, Patricia Lucarelli, Thomas Massaro, Alan Nault, Douglas Hartley and Luly Massaro.**

**Chairman Germani called the open meeting to order at 2:00 P.M. in the first-floor hearing room of the Public Utilities Commission. A quorum was present.**

**Approval of Minutes of Open Meeting held on July 13, 2007:** After review, Chairman Germani moved to approve the minutes. Commissioner Holbrook seconded the motion and the motion was unanimously passed. **Vote 3-0.**

**Competitive Telecommunications Service Providers**

The following companies submitted registration application for authority to operate as telecommunications service provider. The Division has reviewed the applications and recommends approval of:

3853 – Global Capacity Group, Inc.

2262(Z20) – Airespring, Inc.

After review, Chairman Germani moved to approve the applications. Commissioner Bray seconded the motion and the motion was unanimously passed. **Vote 3-0.**

The following companies submitted tariff revisions. The Division has reviewed the tariff filings and does not recommend suspension of:

3647 – XO Communications Services, Inc. (tariff filing 7/13/07)

2262(A6) – SBC Long Distance, LLC (tariff filing 7/3/07)

After review, the Commission followed the Division's recommendation that the tariff filing be allowed to go into effect without suspension.

**3195 – Verizon Rhode Island** – Verizon filed to modify performance metrics in the RI Carrier-to-Carrier (C2C) Guidelines to reflect changes approved by the New York Public Service Commission by Order dated May 23, 2007. The consensus metric changes that were approved include an administrative modification and the addition of UNE Loops ordered new under PR-4-05 to report performance of the product. The Division recommended adoption of Verizon's proposed changes to the C2C. After review, Chairman Germani moved to approve the proposed modifications to the RI C2C. Commissioner Bray seconded the motion and the motion was unanimously passed. **Vote 3-0.**

**3846 – Pascoag Utility District** – Pascoag submitted a tariff advice to amend Rate C, Large Commercial and Industrial Rate. The tariff is designed for large customers and the customer is subject to pay a demand charge for a 12-month period. The purpose of the tariff was to close a loophole for customers who request to temporarily terminate service in order to avoid a high demand charge. The Division filed a memo recommending

approval of Pascoag's tariff filing. After review, Chairman Germani moved to approve the tariff filing as submitted. Commissioner Holbrook seconded the motion and the motion was unanimously passed. **Vote 3-0.**

**Emergency Open Meeting:** Commissioner Bray moved to convene an emergency open meeting pursuant to R.I.G.L. §42-46-6(c), which is less than the 48 hour notice requirement, for the purpose of addressing an emergency situation that requires determination by the Commission pursuant to termination rules in effect, specifically Part VII, Section 1(A) of the Rules and Regulations Governing the Termination of Residential Electric, Gas and Water Utility Service. Commissioner Holbrook seconded the motion to convene an emergency open meeting. Chairman Germani recused himself from discussion. **Vote 2-0.**

Commissioner Bray summarized the circumstances of the customer, Ms. Christine Ford. Ms. Ford's gas service was terminated on July 25, 2007. Ms. Ford uses gas for hot water and heat. She has a disabled child who requires immediate gas service for health reasons. She has a bill balance of \$2,458 that is owed to NGrid. She requested a hearing (to the Division) to have gas service restored. The Division scheduled the hearing August 7, 2007. At this present time, the Commission was waiting for documentation to substantiate her child's disability and medical condition. After consideration, Commissioner Bray moved to direct National Grid to immediately restore service to the customer subject to an informal hearing with the Division which is scheduled August 7, Division's review and decision, and submission of medical documentation to support her request. Commissioner Holbrook seconded the motion. **Vote 2-0.**

The meeting adjourned at 2:20 P.M.