

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held July 29, 2011

Attendees: Chairman Elia Germani, Commissioner Mary Bray, Commissioner Paul Roberti, Amy D'Alessandro, Alan Nault, Sharon Colby Camara, Nick Ucci and Dilip Shah. Staff Patricia Lucarelli, Cindy Wilson-Frias and Nick Ucci were not present.

Chairman Germani called the open meeting to order at 10:00 A.M. in the first-floor hearing room of the Public Utilities Commission. A quorum was present.

Minutes of Open Meetings held on June 16, 2011, June 29, 2011 and June 30, 2011.

Commissioner Bray moved to approve the minutes. Commissioner Roberti seconded the motion and the motion was unanimously approved. **Vote 3-0.**

Competitive Telecommunications Service Providers

The following company filed an application for authority to provide telecommunications service in RI. The Division has reviewed the application and recommends approval of:

2262(T21) – U.S. Telecom Long Distance, Inc.

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

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

3107 – Lightship Telecom, LLC (tariff filing 7/19/11)

2878 – Choice One Communications of RI (tariff filing 7/19/11)

2379 – Conversent Communications of RI (tariff filing 7/19/11)

2535 – Cox Rhode Island Telcom LLC (tariff filing 7/15/11)

2426 – TGC Rhode Island (tariff filing 6/29/11)

2262(A6) – SBC Long Distance, LLC (tariff filing 6/30/11)

2262(P7) – MCI Communications Services, Inc. (tariff filing 7/1/11)

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

2379(O2) – Technology Resource Solutions, Inc. d/b/a PAETEC Energy (Company) – The Company submitted an application for authority to transact as a gas marketer in Rhode Island. The Division filed a recommendation to approve the application. After review, Commissioner Bray moved to approve Technology Resource Solutions' application. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

4227 – National Grid (NGrid) – The Commission reviewed the record regarding NGrid’s March 1, 2011 proposed Standard Offer Service (SOS) and Renewable Energy Supply (RES) Procurement Plans for 2012 and ruled on the following outstanding issued.

I. National Grid’s 2012 SOS Procurement Plan:

- a. Commissioner Bray moved to require suppliers to submit Flat Bids for the Residential Group, as proposed by the Commission. Commissioner Roberti seconded the motion. Chairman Germani opposed. **Vote 2-1.**
- b. Commissioner Bray moved to require NGrid to re-insert the collusion clause that was from RFP documents. This was agreed by NGrid. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**
- c. Commissioner Bray moved to require NGrid to re-insert language into the RFP Summary which confirms that the Master Power Agreements do not shift risks or obligations to NGrid’s customers. This was agreed by the Company. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**
- d. Commissioner Bray moved to require NGrid to calculate bid premiums on all bids and submit the calculations to the Commission at the end of the solicitation process as proposed by the Division. This was agreed by NGrid with the caveat that the calculations would not be used to determine either the robustness of the solicitation or whether to accept a supplier’s bid. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**
- e. Commissioner Bray moved to require NGrid to submit to the Commission and Division a summary of all bids received within 24 hours, which summary should include without limitation the name of the bidder, the amount of power bid and the price, as well as bid premium estimates for all winning bids. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

Commissioner Bray moved to approve the 2012 SOS Procurement Plan with the above modifications. Commissioner Roberti seconded the motion. Chairman Germani opposed. **Vote 2-1.**

II. National Grid’s 2012 RES Procurement Plan

Commissioner Bray moved to approve NGrid’s 2012 RES Procurement Plan, as proposed by the Company, which is the same as the 2011 RES Procurement Plan except that multiple year contract bids will be evaluated for the first year only. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

III. National Grid’s proposed documents contained in the March 1, 2011 Filing

Commissioner Bray moved to approve the proposed documents contained in the March 1, 2011 filing, consistent with the above rulings. The proposed documents include the Master Power Agreement (MPA), SOS RFP Notice, SOS RFP Summary, Certificate Purchase Agreement (CPA), RES RFP Notice, RES RFP Summary. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

The open meeting adjourned at 10:20 A.M.