

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held November 30, 2006

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

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.

Minutes of Open Meeting held on November 9, 2006: 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 tariff revisions. The Division has reviewed the tariff filings and does not recommend suspension of:

3336 – United Systems Access Telecom, Inc. (tariff filing 11/8/06)

3381 – DSCI Corporation (tariff filing 11/3/06)

2472 – Sprint Communications (tariff filing 11/6/06)

3711 – ClearLinx Network Corporation (tariff filing 11/2/06)

2426 – TCG Rhode Island (tariff filing 11/6/06)

2618 – AT&T Communications of NE, Inc. (tariff filings 11/8/06)

2486 – MCImetro Access (tariff filing 11/9/06)

3713 – Comtel Telcom Assets (tariff filing 11/15/06)

2262(A6) – SBC Long Distance LLC (tariff filing 11/16/06)

2262(P7) – MCI Communications Services, Inc. (tariff filings 11/9/06)

2262(K19) – Codetel International Communications (tariff filing 11/8/06)

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

Telecommunications Interconnection Agreements (ICA) - The following ICA amendment was submitted for review and approval. The Division has reviewed the ICA amendment and recommends approval of:

3681 – ICA Amendment No. 1 between Verizon RI and Spectrotel, Inc.

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

3787 – Verizon Rhode Island – Verizon's submitted a tariff filing to increase rates for Asynchronous Transfer Mode Cell Relay Service (ATM CRS) high speed data transporting and switching service for effect December 1, 2006. The Division filed a memo indicating that it has reviewed Verizon's tariff filing and finds that it conforms to the requirements of Verizon's Successor Alternative Regulation Plan and Order No. 18550. After review, Chairman Germani moved to approve Verizon's tariff filing.

Commissioner Holbrook seconded the motion and the motion was unanimously passed. **Vote 3-0.**

3195 – Verizon Rhode Island – Verizon filed proposed amendments to the RI performance metrics of the Carrier-to-Carrier (“C2C”) Guidelines. The amendments reflect metric changes that were adopted by the New York Public Service Commission. The metric changes include (1) administrative modifications, (2) the elimination of UNE-P and line splitting transaction from the Billing performance metrics and (3) an increase in the performance standard for the Billing Completion Notification metric. The Division has reviewed the filing and recommends adoption of the proposed C2C guidelines changes. After review, Chairman Germani moved to approve Verizon’s modifications to the C2C Guidelines. Commissioner Holbrook seconded the motion and the motion was unanimously passed. **Vote 3-0.**

Renewable Energy Resource (RES) Generating Units – The following company submitted an RES application for certification of its Generation Unit:
3774 - Erie Boulevard Hydropower L.P. for its generation unit named Higley Hydro
After review, Chairman Germani moved to certify the Higley Hydro Generation Unit as a new, Small Hydro Renewable Energy Resource. Commissioner Holbrook seconded the motion and the motion was unanimously passed. **Vote 3-0.**

3771 – National Grid (NGrid) – NGrid submitted a tariff advice to change the definition of peak and off-peak hours under general service rates B-32, B-62, G-32, G-62, E-30 and E-40 (commercial & industrial class rates) for effect January 1, 2007. The proposed changes to the definition of peak hours is for a limited time resulting from legislative changes to Daylight Savings Time (DST) effected by the Energy Policy Act of 2005. NGrid maintains that compliance with DST would require NGrid to reprogram the meters of customers under those rates, would be costly, and the customer would experience an incremental bill increase or decrease. The Division has reviewed the filing and recommended that the PUC 1) deny the NGrid’s proposal rate changes; 2) retain the current tariff language of the rates in place; 3) that for billing months of the DST period, NGrid should perform an analysis of the customer billing demands as recorded by the customers’ meter that would be affected by the DST change; if the bill is not in compliance with the existing tariff, then NGrid should apply an adjustment on a subsequent bill to correct any over billing or under billing; and 4) NGrid should notify customers taking service on rate B-32, B-62, G-32, G-62, E-30 and E-40 of the potential bill impact of the change in DST and that their bills would be adjusted if needed.

After review, Chairman Germani moved to adopt the Division’s position. The motion was seconded by Commissioner Holbrook and unanimously passed. **Vote 3-0.**

The open meeting adjourned at 2:15 P.M.