

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held December 10, 2008

Attendees: Chairman Elia Germani, Commissioner Robert Holbrook, Commissioner Mary Bray, Patricia Lucarelli, Cindy Wilson-Frias, Alan Nault, Sharon Colby Camara and Luly Massaro. Staff member Nick Ucci was not present.

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 Meetings

Chairman Germani moved to approve the minutes of open meetings held on October 30, 2008 and November 25, 2008. Commissioner Holbrook seconded the motion and the motion was unanimously passed. **Vote 3-0.**

Chairman Germani moved to approve the minutes of open meeting held on November 13, 2008. Commissioner Holbrook seconded the motion and the motion passed. **Vote 2-0.** Commissioner Bray abstained because she did not participate in this meeting.

Commissioner Holbrook moved to approve the minutes of open meeting held on November 19, 2008. Commissioner Bray seconded the motion and the motion passed. **Vote 2-0.** Chairman Germani abstained because he did not participate in this meeting.

Competitive Telecommunications Service Providers

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

4018 – NextG Networks of NY, Inc.

2262(I21) – Alliance Global Networks, LLC

After review, Chairman Germani moved to approve the applications. Commissioner Holbrook 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 recommends that they be allowed to go into effect without suspension:

3059 – Broadview Networks, Inc. (tariff filing 11/24/08)

2535 – Cox RI Telcom LLC (tariff filing 11/19/08)

2878 – Choice One Communications of RI (tariff filings 11/21/08)

2262(A6) – SBC Long Distance LLC (tariff filing 11/24/08)

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

The following company ceased operations and requests that its authority to operate be withdrawn:

2262(V19) – Phone 1, Inc.

Chairman Germani moved to rescind the authority of the company. Commissioner Bray seconded the motion and the motion was unanimously passed. **Vote 3-0.**

The following companies are not in compliance with the "Regulations and Fee Schedules for Telecommunications Providers". The regulations set forth annual assessment fees for telecommunications providers for costs incurred by the Commission and Division in docketing, investigation, and decision-making. These annual fees are due each July 1. Failure to comply with the regulations results in the cancellation of authority to operate in this state. The Division filed a memorandum indicating that these companies have failed to make their annual registration payment and recommends that their authority to conduct business in RI be terminated, cancelled and rescinded for non-payment of annual registration fee:

3595 – Broadband Communities of RI

3559 – Volo Communications of RI

3473 – Cleartel Telecommunications, Inc

2262(Y14) – Capital Telecommunications

2262(W17) – Coleman Enterprises, Inc.

2262(Z17) – Epixtar Communications Corp.

2262(R11) – GTC Telecom, Inc

2262(G20) – Vanco Direct USA, LLC

After review, Chairman Germani entertained a motion to rescind the authority of the companies. Commissioner Bray moved to rescind the authority of the companies. Commissioner Holbrook seconded the motion and the motion was unanimously passed.

Vote 3-0.

4019 – Verizon Rhode Island – The Commission reviewed Verizon’s November 25, 2008 tariff filing to clarify primary dial tone service for Voice Discount service for effect December 25, 2008. After review, the Chairman Germani moved to adopt the Division’s recommendation that the tariff filing be allowed to go into effect without suspension. Commissioner Holbrook seconded the motion and the motion was unanimously passed.

Vote 3-0.

4013 – Verizon Rhode Island – The Commission reviewed Verizon’s Request for a Waiver seeking relief from a decision by NANPA's denying Verizon its request for additional 3000 block of numbers to serve a Johnston customer. After review, Chairman Germani moved to approve Verizon’s request. Commissioner Bray seconded the motion and the motion was unanimously passed. **Vote 3-0.**

Renewable Energy Resources Generation Units

The Commission reviewed an application for certification and compliance filings as submitted by the following entities:

3988 – Wallace D. Long filed an application for certification of the Quarry Energy Project Generation Unit. After review, Chairman Germani found that the applicant meets

the eligibility requirement and moved to approve the application for certification of the Quarry Energy Project, as an eligible new Renewable Energy Resource with a 0.6 MW biomass (landfill methane gas) energy generation unit. Commissioner Bray seconded the motion and the motion was unanimously passed. **Vote 3-0.**

3785 – Innovative Energy Systems Inc. for the Development Authority of the North Country (DANC) Generation Unit submitted a compliance filing providing verification of start date of operation and NEPOOL-GIS id number. After review, Chairman Germani moved to approve the compliance filing and assigned a unique Certification Number RI-3785-N08 to the DANC Generation Unit. Commissioner Holbrook seconded the motion and the motion was unanimously passed. **Vote 3-0.**

3946 – Casella Waste Systems Inc. for the Hyland Generation Unit, submitted compliance filing providing verification of start date of operation and NEPOOL-GIS id number. After review, Chairman Germani moved to approve the compliance filing and assigned a unique Certification Number RI-3946-N08 to the Hyland Generation Unit. Commissioner Holbrook seconded the motion and the motion was unanimously passed. **Vote 3-0.**

The open meeting adjourned at 2:10 P.M.