

Supreme Court

No. 2020-106-M.P.

In re: Petition of the Episcopal Diocese of :
Rhode Island for Declaratory Judgment :
on Docket No. 4981 Transmission System :
Costs and Related "Affected :
System Operator" Studies :

ORDER

This is an appeal filed by the Episcopal Diocese of Rhode Island ("Diocese") to challenge a ruling by the Public Utilities Commission ("Commission"). Pursuant to an Order dated January 12, 2021, this Court directed the Supreme Court Clerk to transmit a copy of an affidavit of new evidence filed by the Diocese, pursuant to G.L. 1956 § 39-5-5, to the Commission for further consideration. The Commission responded with a letter dated March 4, 2021, to which a transcript of a Commission meeting was attached.

Upon consideration of the letter and transcript, this Court finds that the letter is not a proper exercise of jurisdiction by the Commission. This matter is remanded for the Commission to comply with G.L. 1956 § 39-5-5, with directions to hold a hearing to consider the new evidence and to provide findings of fact and citations to the rules upon which the Commission may rest its conclusion.

All proceedings in this Court shall be stayed and within *ninety (90) days* from the date of this Order, the Commission shall report its action to this Court in accordance with G.L. 1956 § 39-5-5.

