

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held May 7, 2009

Attendees: Chairman Elia Germani, Commissioner Mary Bray, Patricia Lucarelli, Cindy Wilson-Frias, Sharon Colby Camara, Alan Nault, Nick Ucci and Luly Massaro.

Chairman Germani called the open meeting to order at 1:00 P.M. in the first-floor hearing room of the Public Utilities Commission. A quorum was present.

Minutes of Open Meeting held on April 9, 2009 – Chairman Germani moved to approve the open meeting minutes. Commissioner Bray seconded the motion and the motion was unanimously passed. **Vote 2-0.**

Competitive Telecommunications Service Providers

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

2515 – Cox RI Telcom (tariff filing 4/17/09)

2618 – AT&T Corp. – (tariff filings 4/9/09)

3807 – Matrix Telecom, Inc. (tariff filing 4/17/09)

2426 – TCG Rhode Island (tariff filing 4/8/09)

2486 – MCImetro Access Transmission LLC (4/16/09)

2262(P7) – MCI Communications Services, Inc (tariff filing 4/16/09)

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

The following companies ceased operations and requested that their authority to operate be rescinded:

2262(D21) – NexUStel, Inc.

3594 – Optimum Global Communications

After review, Commissioner Bray moved to recall and rescind the authority to operate of the companies. Chairman Germani seconded the motion and motion was unanimously passed. **Vote 2-0.**

Renewable Energy Resource Generation Units – The Commission reviewed the applications for certification of the following generation units:

4043 – WM Renewable Energy LLC seeks certification for the Crossroads 3.2 MW generation unit an Eligible Biomass Renewable Energy Resource. After review Commissioner Bray moved to approve the application for eligibility of the Generation Unit as a New, Eligible Biomass Renewable Energy Resource with the conditional requirement that the applicant verify Commercial Operation and Generation Unit's NEPOOL-GIS Asset Identification Number when assigned by NEPOOL following

achievement of Commercial Operation. Chairman Germani seconded the motion and the motion was unanimously passed. **Vote 2-0.**

4044 – WM Renewable Energy LLC seeks certification for the Madison County 1.6 MW generation unit as New, Eligible Biomass Renewable Energy Resource. After review Commissioner Bray moved to approve the application for eligibility of the Generation Unit as an Eligible Biomass Renewable Energy Resource with the conditional requirement that the applicant verify Commercial Operation and Generation Unit's NEPOOL-GIS Asset Identification Number when assigned by NEPOOL following achievement of Commercial Operation. Chairman Germani seconded the motion and the motion was unanimously passed. **Vote 2-0.**

4004 - Town of Portsmouth submitted compliance filing verifying the start of operational date for its Town of Portsmouth 1.5 MW WTG generation unit and NEPOOL-GIS Asset Id number. After review, Commissioner Bray found that the filing complies with Order 19575 and moved to grant a unique certification number. Chairman Germani seconded the motion and the motion was unanimously passed. **Vote 2-0.**

Renewable Energy Resources Obligated Entities – The Commission reviewed the 2007 Annual Compliance Filing submitted by Freedom Logistics for the following entities pursuant to Section 7.5 of the RES Rules:

4055-A Westerly Hospital Energy Corporation (WHEC)

4055-B St. Joseph's Hospital Energy (SJH)

After review, Commissioner Bray moved to reject Freedom Logistics proposal that WHEC and SJH be allowed to purchase 2008 RECs to satisfy their 2007 obligations. WHEC and SJH have 30 days to come into compliance for Year 2007. Chairman Germani seconded the motion and the motion was unanimously passed. **Vote 2-0.**

4041 – National Grid Electric – After review of the record relating to National Grid's April 9, 2009 request for approval of a proposed Standard Offer Accelerated Procurement Plan ("APP"), Commissioner Bray moved to approve NGrid's APP with additional requirement that NGrid issues simultaneously solicitations for full requirements service contracts. Commissioner Bray instructed that upon receipt of indicative bids, National Grid should confer with the Division as to which alternative to choose for each period and proceed with the solicitation upon agreement. If the parties don't agree on the bids, then National Grid shall submit to the Commission the indicative bids with a recommendation for Commission consideration. National Grid is further instructed to make an informational filing with the Commission settling forth any deviations from the approved plan, the rationale and whether there was any shifting of risks as a result of the deviations. Chairman Germani concurred and seconded the motion to approve the APP. **Vote 2-0.**

The open meeting adjourned at 1:15 P.M.

