

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held August 26, 2009

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

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.

Competitive Telecommunications Service Providers

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:

2736 – Conversent Communications of RI (tariff filing 8/11/09)

2878 – Choice One Communications of RI (tariff filing 8/2/09)

3647 – XO Communications Services, Inc. (tariff filing 8/7/09)

2486 – Verizon Access Transmission Services (tariff filings 7/31 & 8/7/09)

2618 – AT&T Corp. (tariff filings 7/30, 8/3 & 8/4/09)

2426 – TCG Rhode Island (tariff filing 8/3/09)

2262(P7) – Verizon Business Services (tariff filings 7/31 & 8/7/09)

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

2262(U10) – Optimum Global Communications, Inc. – The Company ceased operations and requested to have its authority rescinded. Commissioner Bray moved to rescind the authority of company. Commissioner Roberti seconded the motion and motion unanimously passed. **Vote 3-0.**

2379(G2) – Early Bird Power, LLC (Company) – Early filed an application for approval to operate as gas marketer. The Division reviewed the application and recommended approval. After review, Commissioner Bray moved to approve Early Bird's application. Commissioner Roberti seconded the motion and motion unanimously passed. **Vote 3-0.**

4028 – Narragansett Electric d/b/a National Grid – The Commission reviewed the record relating to National Grid's petition pursuant to R.I.G.L. 39-1-30 seeking review of an ordinance enacted by the City of Providence. Chairman Germani noted that the General Assembly passed Chapter 110 of Public Laws 2009 providing language which controls the location of gas meters and regulations. Chairman Germani moved to grant National Grid's motion for summary judgment because the legislation pre-empts the City of Providence's ordinance. Commissioner Bray seconded the motion and the motion unanimously passed. **Vote 3-0.**

The meeting adjourned at 1:10 P.M.