

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held October 21, 2009

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

Chairman Germani called the open meeting to order at 11:00 A.M. in the first-floor hearing room of the Public Utilities Commission. A quorum was present.

Minutes of Open Meetings held on October 5, 2009: Commissioner Bray moved to approve the minutes with edits. Commissioner Roberti seconded the motion and motion unanimously passed. **Vote 3-0.**

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:

- 2535 – Cox RI Telcom LLC (tariff filing 10/7/09)
- 3647 – XO Communications Services, Inc. (tariff filing 10/7/09)
- 3844 – Neutral Tandem RI LLC (tariff filing 9/25/09)
- 2262(B17) – Custom Teleconnect, Inc. (tariff filing 9/30/09)
- 2262(E21) – Inmate Telephone Inc. (tariff filing 10/7/09)
- 2262(P16) – Legacy Long Distance International, Inc. (tariff filing 10/13/09)
- 2262(G16) – Verizon Enterprise Solutions (tariff filing 10/9/09)
- 2262(F16) – Verizon Long Distance LLC (tariff filing 10/9/09)

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

Telecommunications Interconnection Agreements (ICAs) – The following ICAs were filed for approval. The Division has reviewed the ICAs and recommends approval of:

- 4102 – ICA between Verizon Rhode Island and iNetworks Group, Inc.
- 4108 – ICA between Verizon Rhode Island and Entelegent Solutions, Inc.
- 4106 – ICA between Verizon Rhode Island and Cox TMI Wireless, LLC
- 4105 – ICA between Verizon Rhode Island and BLC Management LLC d/b/a Angels Communications

After review, Commissioner Bray moved to approve the ICAs. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

4110 – Verizon Rhode Island – Verizon filed on October 2, 2009 a tariff filing to increase the monthly rate for Regional Value Service. The Division has reviewed the filing and recommends that it be allowed to go into effect without suspension. After review, Commissioner Bray moved to approve the filing. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

4020 – Rules and Regulations Governing the Certification and Verification Procedures for Telecommunications Carriers Eligible to Receive Payments From the Federal Universal Service Fund and Certification and Verification Processes for Compliance With Providing Lifeline and Linkup Service – After review, the Commission issued new rules for public comments and hearing and repeal related exiting rules and regulation.

Renewable Energy Resource Generation Unit

Energy Maine Hydro, LLC filed an application seeking certification of the following Small Hydro Generation Units as eligible Existing Renewable Energy Resource.

- 4084 - Energy Maine Hydro, LLC for its Monty Project Generation Unit
 - 4085 - Energy Maine Hydro, LLC for its Cataract Project Generation Unit
 - 4086 - Energy Maine Hydro, LLC for its Hiram Project Generation Unit
 - 4087 - Energy Maine Hydro, LLC for its No. Gorham Project Generation Unit
 - 4088 - Energy Maine Hydro, LLC for its Shawmut Project Generation Unit
 - 4089 - Energy Maine Hydro, LLC for its Skelton Project Generation Unit
 - 4091 - Energy Maine Hydro, LLC for its Weston Project Generation Unit
 - 4092 - Energy Maine Hydro, LLC for its Williams Project Generation Unit
 - 4093 – Energy Maine Hydro, LLC its Bar Mills Project Generation Unit
 - 4095 - Energy Maine Hydro, LLC its Brunswick Project Generation Unit
- After review, Commissioner Bray moved to approve the applications for certification of the above Generation Units. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

4078 – Richey Properties, Inc. – The Company filed an application seeking certification for its Mark Richey Woodworking Wind Farm Unit #1 Generation Unit as a New Renewable Energy Resource. The Commission found that the law is clear that if the end-use customer has to be in Rhode Island, the customer-sited generation facility needs to be behind the end-use customer’s meter. The Mark Richey Generation Unit facility is located in Newburyport, MA and therefore, it is not eligible for the RI Renewable Energy Resource. Commissioner Bray moved to reject the application for certification of the Mark Richey Woodworking Wind Farm Unit #1 Generation Unit as eligible Renewable Energy Resource. Commissioner Roberti seconded the motion and the motion was unanimously passed. **Vote 3-0.**

4061 – Providence Water Supply Board (PWSB) – PWSB and Kent County Water Authority submitted a letter accepting the Commission’s modification to the Settlement Agreement regarding the Operation Revenue Allowance for PWSB. The Division submitted a letter expressing concern and requesting that the Commission reconsider its decision and approve the Settlement as filed. The Division, however, did not oppose the Commission’s modification to the Settlement. Commissioner Bray moved to deny the Division’s request for reconsideration noting that there is no evidence to support reconsideration of the Commission’s decision. Commissioner Roberti seconded the motion. Chairman Germani dissented. **Vote 2-1.**

The meeting adjourned at 11:10 A.M.