

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held November 6, 2003

Attendees: Chairman Elia Germani, Commissioner Robert Holbrook, Steve Frias, Cindy Wilson, Thomas Massaro, Alan Nault, Douglas Hartley and Luly Massaro.

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.

Competitive Telecommunications Service Providers:

The following companies submitted tariff revisions. The Division has reviewed the tariff filings and does not recommend suspension of:

- 3418 – Lightyear Communications, Inc.
- 2535 - Cox RI Telcom LLC
- 3059 – Broadview Networks, Inc.
- 2618 – AT&T Communications of New England, Inc.
- 3196 - Z-Tel Communications, Inc.
- 2702 – Verizon Select Services, Inc.
- 2449 - Brooks Fiber Communications of RI, Inc.
- 2621 – MCI WorldCom Communications
- 2531 – Intermedia Communications, Inc.
- 2472 – Sprint Communications
- 2262(D) – Operator Service Co.
- 2262(V5) – BellSouth Long Distance, Inc.
- 2262(L10) – Paetec Communications
- 2262(E2) – Teleconnect Long Distance Services
- 2262(A6) – Southwestern Bell Communications Services, Inc.
- 2262(P16) – Legacy Long Distance International, Inc.
- 2262(P7) - MCI WorldCom Communications

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

3563 – Elmwood Foundation: Elmwood Foundation filed a petition pursuant to RIGL 39-2-15.1 requesting that the Commission order the public utilities with facilities in the service area to disconnect and temporarily remove, as necessary, utility lines, conduits, poles, etc., along a proposed path to allow for the relocation a home to be used as low-income housing for at least 10 years. After review, Chairman Germani moved to grant the petition filed by Elmwood Foundation. Further, Elmwood Foundation is required to notify the Commission if it stops using the dwelling as a low to moderate income housing within the 10 year period. The motion was seconded by Commissioner Holbrook and unanimously passed. **Vote 2-0.**

3497 – Pawtucket Water Supply Board (PWSB”): PWSB filed compliance rates designed to generate the additional revenue requirement authorized by the Commission in Order No. 17574. The Division submitted a memorandum indicating that it has reviewed the filing and the tariffs accurately reflect the revenue requirement authorized by the Commission and recommended approval. After review, Chairman Germani moved to approve the compliance tariff filing submitted by PWSB. The motion was seconded by Commissioner Holbrook and unanimously passed. **Vote 2-0.**

3311 – Kent County Water Authority (“KWCA”): In this docket, the Commission approved a settlement that allowed KCWA to make a filing to adjust its rate by \$599,997 for effect January 1, 2004. KWCA complied on August 28, 2003. Subsequently, KCWA filed a Motion to Withdraw the compliance filing on October 6, 2003, noting that the rate adjustment is not needed. After review, Chairman Germani moved approve KCWA’s Motion to Withdraw Compliance Filing of August 28, 2003 and that KCWA had complied with Commission Order No. 17024 . The motion was seconded by Commissioner Holbrook and unanimously passed. **Vote 2-0.**

There being not further business to discuss, the open meeting adjourned at 2:11 P.M.