

**A REGULAR MEETING
OF
THE PUBLIC SERVICE COMMISSION**

1. A Regular Meeting was called to order by Chair Winslow in the Hearing Room, 861 Silver Lake Boulevard, Dover, Delaware, on Tuesday, November 3, 2015, at 1:00 p.m. with the following Commissioners in attendance: Joann Conaway, Kim Drexler, Harold Gray and Mike Karia.

The following Staff members were in attendance: Julie “Jo” Donoghue, Deputy Attorney General, Brenda Mayrack, Deputy Attorney General, Robert Howatt, Matthew Hartigan, Constance McDowell, Pamela Knotts, Jerry Platt, Donna Nickerson and Leda Banning.

2. Commissioner Conaway motioned to approve the meeting minutes from the October 20, 2015 meeting as presented; seconded by Commissioner Drexler; motion carried 4-0. Commissioner Gray abstained.
3. CONSENT AGENDA ITEMS:

A motion was made by Commissioner Karia to adopt the following Consent Agenda items:

IN THE MATTER OF THE APPLICATION OF MIDAMERICAN ENERGY SERVICES, LLC FOR A CERTIFICATE TO PROVIDE ELECTRIC SUPPLY SERVICES WITHIN THE STATE OF DELAWARE (SUBMITTED JULY 15, 2015; FILED OCTOBER 21, 2015) – PSC DOCKET NO. 15-1122

Commission to consider Staff Memorandum and proposed Order No. 8809.

IN THE MATTER OF THE APPLICATION OF CHESAPEAKE UTILITIES CORPORATION FOR APPROVAL OF A CHANGE IN ITS GAS SALES SERVICE RATE (“GSR”) TO BE EFFECTIVE NOVEMBER 1, 2015 (FILED SEPTEMBER 1, 2015) – PSC DOCKET NO. 15-1362

Proposed Order No. 8811.

IN THE MATTER OF THE APPLICATION OF ARTESIAN WASTEWATER MANAGEMENT, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER SERVICES PURSUANT TO 26 *DEL. C.* §203D (“NORTH SUSSEX”) (FILED SEPTEMBER 24, 2015) – PSC DOCKET NO. 15-1422

Commissioner to consider Staff Memorandum and proposed Order No. 8810.

The motion was seconded by Commissioner Gray; the motion carried 5-0.

4. REGULAR AGENDA ITEMS:

IN THE MATTER OF THE CORRECTIVE ACTION ORDER ISSUED TO IACONO –
SUMMER CHASE APTS. L.P. IN ACCORDANCE WITH 26 DEL. ADMIN. C. §8001
(FILED OCTOBER 30, 2015)

Brenda Mayrack, Esquire and Jerry Platt appeared on behalf of Staff.

Regina Iorii, Esquire, and Dave Bonar appeared on behalf of the Division of the Public Advocate.

Todd Goodman, Esquire, and Robert Kitson appeared on behalf of Delmarva Power & Light Company.

Leonard Iacono appeared on behalf of Summer Chase Apts. L.P.

Paul Chantler and Daniel McBride appeared on behalf of Sovereign Property Management.

Mark Prata appeared on behalf of Daisy Construction.

A motion was made by Commissioner Conaway and seconded by Commissioner Karia, to adopt Order No. 8813; motion carried unanimously.

A verbatim transcript was made of this proceeding.

Commissioner Kim Drexler was not present for the remaining Agenda items.

IN THE MATTER OF THE PETITION OF THE DELAWARE DIVISION OF THE
PUBLIC ADVOCATE AND THE CAESAR RODNEY INSTITUTE TO REQUEST
THE PUBLIC SERVICE COMMISSION TO AMEND 26 DEL. ADMIN. C. § 3008-
3.2.21 TO ISSUE REGULATIONS GOVERNING WHEN A FREEZE OF THE
MINIMUM PERCENTAGES OF ELIGIBLE ENERGY RESOURCES AND SOLAR
PHOTOVOLTAICS MAY BE DECLARED PURSUANT TO 26 DEL.C. § 354(i) and (j)
(FILED OCTOBER 2, 2015 AND OCTOBER 12, 2015) –
PSC DOCKET NO. 15-1462

Brenda Mayrack, Esquire and Pam Knotts appeared on behalf of Staff.

Julie “Jo” Donoghue, Esquire appeared on behalf of the Commission.

Regina Iorii, Esquire, and Dave Bonar appeared on behalf of the Division of the Public Advocate.

Devera B. Scott, Esquire, and Thomas Noyes appeared on behalf of Department of Natural Resources & Environmental Control.

David Stevenson appeared on behalf of Caesar Rodney Institute.

A motion was made by Chair Winslow and seconded by Commissioner Conaway, to permit the intervention of Department of Natural Resources & Environmental Control ("DNREC") and Caesar Rodney Institute ("CRI") as parties in this matter; motion carried 4-0.

A motion was made by Chair Winslow and seconded by Commissioner Conaway to accept the position of DNREC and Staff; the motion carried 3-0. Commissioner Gray abstained.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF THE APPLICATION OF DELMARVA POWER & LIGHT COMPANY FOR APPROVAL OF THE 2016 PROGRAM FOR THE PROCUREMENT OF SOLAR RENEWABLE ENERGY CREDITS (FILED OCTOBER 8, 2015) – PSC DOCKET NO. 15-1472

Brenda Mayrack, Esquire and Pam Knotts appeared on behalf of Staff.

Regina Iorii, Esquire, and Dave Bonar appeared on behalf of the Division of the Public Advocate.

Todd Goodman, Esquire, appeared on behalf of Delmarva Power & Light Company.

A motion was made by Commissioner Gray and seconded by Commissioner Karia, to adopt Order No. 8808; motion carried 4-0.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF THE COMMISSION'S INVESTIGATION INTO WHETHER ERNEST P. TIMMONS OR E.A. TIMMONS MOBILE HOMES, INC. IS UNLAWFULLY OPERATING AS A PUBLIC UTILITY (OPENED MARCH 11, 2015) – PSC DOCKET NO. 15-0859

Julie "Jo" Donoghue, Esquire, Constance McDowell and Kevin Neilson appeared on behalf of Staff.

Brenda Mayrack, Esquire appeared on behalf of the Commission.

Regina Iorii, Esquire, and Dave Bonar appeared on behalf of the Division of the Public Advocate.

A motion was made by Commissioner Conaway and seconded by Commissioner Karia, to adopt Order No. 8812; motion carried 4-0.

A verbatim transcript was made of this proceeding.

5. DIRECTOR'S COMMENTS

Mr. Howatt announced the next Commission meeting would be held on November 24, 2015 at 1:00 P.M. at the Dover Office at which time an Evidentiary Hearing will be conducted regarding Delmarva Power & Light Company's Environmental Surcharge Rider ("ESR").

There was no further business and the meeting adjourned at 3:15 p.m.

Respectfully submitted,

/s/ Donna Nickerson
Secretary