

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

1. A Regular Meeting was called to order by Acting Chair Joann Conaway in the Hearing Room, 861 Silver Lake Boulevard, Dover, Delaware, on Thursday, February 1, 2018, at 1:00 p.m. with the following Commissioners in attendance: Manubhai “Mike” C. Karia, Harold Gray, and Kim Drexler. **CHAIR WINSLOW ATTENDED VIA PHONE BUT DID NOT PARTICIPATE IN VOTING.**

The following Staff members were in attendance: Robert Howatt, Matthew Hartigan, Thomas Walsh, Deputy Attorney General, Robert Willard, Deputy Attorney General, Pamela Knotts, Lisa Driggins, Joseph DeLosa, Jason Smith, Clishona Marshall, and Donna Nickerson.

Before business began, Acting Chair Conaway acknowledged and thanked Delmarva Power & Light Company and their employees in the continued efforts in helping Puerto Rico restore power due to the devastation of Hurricane Maria.

2. Commissioner Karia moved to approve the meeting minutes from the January 16, 2018 Commission meeting and seconded by Commissioner Drexler; the motion carried 4-0.
3. CONSENT AGENDA ITEMS:

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

IN THE MATTER OF THE APPLICATION OF BIRCH COMMUNICATIONS, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE TELECOMMUNICATIONS SERVICES IN THE STATE OF DELAWARE. (FILED NOVEMBER 28, 2017) – PSC DOCKET NO. 17-1171

Commission to consider Staff Memorandum and proposed Order No. 9174.

IN THE MATTER OF THE APPLICATION OF ARTESIAN WASTEWATER MANAGEMENT, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER SERVICE PURSUANT TO 26 DEL. C. §203D (“SUSSEX COUNTY”) (FILED DECEMBER 6, 2017) – PSC DOCKET NO. 17-1199

Commission to consider Staff Memorandum and proposed Order No. 9176.

IN THE MATTER OF THE APPLICATION OF ARTESIAN WASTEWATER MANAGEMENT, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER SERVICE PURSUANT TO 26 DEL. C. §203D (“WOODFIELD & HARBESON”) (FILED DECEMBER 14, 2017) – PSC DOCKET NO. 17-1206

Commission to consider Staff Memorandum and proposed Order No. 9175.

IN THE MATTER OF THE APPLICATION OF COMCAST OF DELMARVA, INC. FOR THE COMMENCEMENT OF PROCEEDINGS PURSUANT TO 47 U.S.C. §546 REGARDING THE RENEWAL OF THE CABLE TELEVISION FRANCHISE TO SERVE CERTAIN UNINCORPORATED AREAS OF SUSSEX COUNTY, DELAWARE (FILED MAY 8, 2017) – PSC DOCKET NO. 17-0345

Commission to consider proposed Order No. 9181.

IN THE MATTER OF THE APPLICATION OF COMCAST OF NEW CASTLE COUNTY, LLC D/B/A COMCAST CABLE, FOR THE COMMENCEMENT OF PROCEEDINGS PURSUANT TO 47 U.S.C. §546 REGARDING THE RENEWAL OF THE CABLE TELEVISION FRANCHISE TO SERVE CERTAIN UNINCORPORATED AREAS OF NORTHERN NEW CASTLE COUNTY, DELAWARE (FILED MAY 30, 2017) – PSC DOCKET NO. 17-0507

Commission to consider proposed Order No. 9182.

IN THE MATTER OF THE APPLICATION OF DELMARVA POWER & LIGHT COMPANY FOR APPROVAL OF ENERGY EFFICIENCY PROGRAMS FOR ELECTRIC CUSTOMERS (FILED AUGUST 18, 2017) – PSC DOCKET NO. 17-0985

Commission to consider proposed Order No. 9184.

IN THE MATTER OF THE APPLICATION OF DELMARVA POWER & LIGHT COMPANY FOR APPROVAL OF A PROGRAM FOR PLUG IN VEHICLE CHARGING (FILED OCTOBER 19, 2017) – PSC DOCKET NO. 17-1094

Commission to consider proposed Order No. 9183.

IN THE MATTER OF THE APPLICATION OF COMCAST OF DELMARVA, INC., F/K/A COMCAST CABLEVISION OF DELMARVA, INC., FOR THE COMMENCEMENT OF PROCEEDINGS PURSUANT TO 47 U.S.C. § 546 REGARDING THE RENEWAL OF THE CABLE TELEVISION FRANCHISE TO SERVE CERTAIN UNINCORPORATED AREAS OF NEW CASTLE, KENT, AND SUSSEX COUNTIES. (FILED OCTOBER 25, 2017) – PSC DOCKET NO. 17-1115

Commission to consider proposed Order No. 9180.

IN THE MATTER OF THE APPLICATION OF TIDEWATER UTILITIES, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICES PURSUANT TO 26 DEL. C. §203C ("LANDS OF R&K PARTNERS") (FILED NOVEMBER 29, 2017) – PSC DOCKET NO. 17-1163

Commission to consider proposed Order No. 9185.

The motion was seconded by Commissioner Karia; motion carried 4-0.

4. REGULAR AGENDA ITEMS:

IN THE MATTER OF THE APPLICATION OF CHESAPEAKE UTILITIES CORPORATION FOR APPROVAL OF NATURAL GAS EXPANSION SERVICE OFFERINGS (FILED DECEMBER 20, 2017) – PSC DOCKET NO. 17-1224

Robert Willard, Esquire, appeared on behalf of Staff.

James Nutter, Esquire, appeared on behalf of Chesapeake Utilities Corporation.

Andrew Slater and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

A motion was made by Commissioner Drexler and seconded by Commissioner Gray to adopt Order No. 9171 as presented; motion carried 4-0.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF THE PETITION OF DELAWARE DIVISION OF THE PUBLIC ADVOCATE TO REDUCE THE RATES OF REGULATED UTILITIES AS A RESULT OF THE TAX CUTS AND JOBS ACT OF 2017'S REDUCTION IN CORPORATE INCOME TAXES AND OTHER TAX CHANGES (FILED DECEMBER 28, 2017)- PSC DOCKET NO. 17-1240

Thomas Walsh, Esquire, appeared on behalf of Staff.

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

David Spacht appeared on behalf of Artesian Water Company, Inc.

Andrew Slater and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

A motion was made by Commissioner Gray and seconded by Commissioner Karia to adopt Order No. 9177 as submitted; motion carried 3-1. Commissioner Drexler opposed.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF PROVISION OF STANDARD OFFER SUPPLY TO RETAIL CONSUMERS IN THE SERVICE TERRITORY OF DELMARVA POWER & LIGHT COMPANY (FILED AUGUST 30., 2017) – PSC DOCKET NO. 17-1016

Clishona Marshall introduced Jim Letzleter of Liberty Consulting Group.

Mr. Letzelter gave a presentation regarding Standard Offer Supply, results for Tranche 2 auction that took place January 29, 2018.

A motion was made by Commissioner Drexler and seconded by Commissioner Karia to enter into Executive Session to review information excluded from the definition of “public record,” per 29 *Del. C.* §10002 (L) (2); the motion carried 4-0.

A motion was made by Commissioner Gray and seconded by Commissioner Krexler to exit out of Executive Session; the motion carried 4-0.

The Commission did not enter back into Public Session regarding this matter.

A verbatim transcript was made of this proceeding.

5. HEARING SCHEDULE

IN THE MATTER OF THE PROVISION OF RENEWABLE ENERGY PORTFOLIO STANDARD'S COMPLIANCE CHARGE AND CREDIT RATE TO RETAIL CONSUMERS IN THE SERVICE TERRITORY OF DELMARVA POWER & LIGHT COMPANY (FILED MARCH 31, 2017) – PSC DOCKET NO. 17-0163

Robert Willard, Esquire, and Pamela Knotts appeared on behalf of Staff.

Todd Goodman, Esquire, and Robert J. Coan, Senior Rate Analyst, appeared on behalf of Delmarva Power & Light Company.

Andrew Slater and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

A motion was made by Commissioner Karia and seconded by Commissioner Drexler to adopt Order No. 9172; motion carried 4-0.

A verbatim transcript was made of this proceeding.

IN THE MATTER OF THE PROVISION OF STANDARD OFFER SERVICE TO
RETAIL CONSUMERS IN THE SERVICE TERRITORY OF DELMARVA POWER &
LIGHT COMPANY (FILED MARCH 31, 2017) – PSC DOCKET NO. 17-0164

Robert Willard, Esquire, Clishona Marshall, and Joseph DeLosa appeared on behalf of Staff.

Todd Goodman, Esquire, and Robert J. Coan, Senior Rate Analyst, appeared on behalf of Delamarva Power & Light Company.

Andrew Slater and Regina Iorii, Esquire, appeared on behalf of the Division of the Public Advocate.

A motion was made by Commissioner Drexler and seconded by Commissioner Gray to adopt Order No. 9173; motion carried 4-0.

A verbatim transcript was made of this proceeding.

6. DIRECTOR'S COMMENTS

Mr. Howatt announced that there would be three additional upcoming Public Comment Sessions regarding Docket No. 17-0977, Delmarva Power & Light Company, Electric Base Rates V: 1) Tuesday, February 6, 2018, 6:00 P.M., Carvel State Office Building, 2nd Floor Auditorium, Wilmington, DE and; 2) Wednesday, February 7, 2018, 6:00 P.M., Dover Office and; 3) February 8, 2018, 6:00 PM, Indian River Senior Center, 214 Irons Ave., Millsboro, DE.

Mr. Howatt also announced there would be an Evidentiary Hearing regarding Docket No. 17-1130, Chesapeake Utilities Corp., Environmental Rider Rate, at the next Commission meeting on Tuesday, February 20, 2018 at 1:00 PM, at the Dover office.

Mr. Howatt introduced Joseph DeLosa who briefed the Commission on Load Coalition's response to PJM's request for feedback on Resilience.

Mr. DeLosa also discussed with the Commission on disputes around the New York/New Jersey Seam between PJM and New York ISO. Mr. DeLosa informed the Commission that in regards to those disputes there have been several concerning aspects between effects on the capacity market, transmission cost allocation, as well as interconnection standards and how those interconnection rights are classified and the associated cost allocation with those rights.

Mr. DeLosa requested the Commission to into Executive Session to discuss potential litigation positions.

A motion was made by Commissioner Conaway and seconded by Commissioner Karia to enter into Executive Session to review information excluded from the definition of “public record,” per 29 *Del. C.* §10002 (L) (2); the motion carried 4-0.

A motion was made by Commissioner Drexler and seconded by Commissioner Karia to exit out of Executive Session; the motion carried 4-0.

A motion was made by Commissioner Gray and Seconded by Commissioner Karia to support Staff’s recommendation to move forward on the matter related to the New Jersey Public Utilities and PJM and the New York Interface Connection; motion carried 4-0.

A verbatim transcript was made of this proceeding.

There was no further business and the meeting adjourned approximately at 2:50 P.M.

Respectfully submitted,

/s/ Donna Nickerson

Secretary