

Posted: November 1, 2018
Lacey Hutchison
4:30 P.M.
REVISED: November 7, 2018
Lacey Hutchison
9:15 A.M.

BEFORE THE PUBLIC SERVICE COMMISSION

AGENDA

November 8, 2018

***THIS MEETING WILL NOT BE CONDUCTED BY VIDEOCONFERENCE.
THIS MEETING WILL BE VIDEO STREAMED LIVE AT 1:00 P.M.***

I. Call Meeting to Order - 1:00 P.M., Dover

II. READING OF THE MEETING MINUTES:

- October 23, 2018

III. CONSENT AGENDA:

1. IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICES PURSUANT TO 26 DEL. C. § 203C (FILED SEPTEMBER 10, 2018 - GUM46.04 & VESSEL63.00) - PSC DOCKET NO.18-1072
-

Commission to consider:

- Application (PREVIOUSLY SENT TO COMMISSIONERS)
- [Staff Memorandum](#)
- [Proposed Order No. 9291](#) granting Artesian's request for a Certificate of Public Convenience and Necessity to provide water service to two parcels located in Sussex County, Delaware

IV. REGULAR AGENDA:

1. IN THE MATTER OF THE ADOPTION OF RULES AND PROCEDURES TO IMPLEMENT THE RENEWABLE ENERGY PORTFOLIO STANDARDS ACT, 26 DEL. C. §§ 351-363, AS APPLIED TO RETAIL ELECTRICITY SUPPLIERS (OPENED AUGUST 23, 2005; REOPENED SEPTEMBER 4, 2007; AUGUST 5, 2008; SEPTEMBER 22, 2009; AUGUST 17, 2010; SEPTEMBER 6, 2011, SEPTEMBER 18, 2012) - PSC REGULATION DOCKET NO. 56
-

Commission to consider:

- [Proposed Order No. 9289](#) memorializing the commission's decision at the June 19, 2018 Commission meeting

2. IN THE MATTER OF THE APPLICATION OF CHESAPEAKE UTILITIES CORPORATION REGARDING ITS ACQUISITION AND CONVERSION OF PROPANE COMMUNITY GAS SYSTEMS (FILED JUNE 29, 2018) - PSC DOCKET NO. 18-0933
-

Commission to consider:

- [DPA and Staff's Motion to Dismiss](#)
- [Chesapeake's opposition to the Motion to Dismiss](#)
- [Petition of the Delaware Association of Alternative Energy Providers, the Mid-Atlantic Propane Gas Association, and the Mid-Atlantic Petroleum Distributors Association petition to intervene](#)
- [Chesapeake's opposition to the petition of the multiple intervenors](#)
- [DPA's opposition to the petition of the Delaware Association of Alternative Energy Providers, the Mid-Atlantic Propane Gas Association, and the Mid-Atlantic Petroleum Distributors Association petition to intervene](#)
- [The Delaware Association of Alternative Energy Providers ET AL. reply memorandum in support of it's Petition to Intervene](#)
- [Public Comments of Delaware Association of Alternative Energy Providers ET AL on the application of Chesapeake.](#)
- [Chesapeake's Motion to Strike](#)
- [**Response of the Energy Providers, the Mid-Atlantic Propane Gas Association, and the Mid-Atlantic Petroleum Distributors Association to Chesapeake's Motion to Strike](#)
***NOTE:THIS ITEM WAS ADDED LATE TO THE AGENDA DUE TO A LATE FILING.**

3. IN THE MATTER OF THE APPLICATION OF DELMARVA POWER & LIGHT COMPANY FOR AN INCREASE IN NATURAL GAS BASE RATES (FILED AUGUST 17, 2017) - PSC DOCKET NO. 17-0978
-

Commission to consider:

- Proposed Order No. 9269, Findings and Recommendations of the Hearing Examiner and Proposed Settlement Agreement ([Part 1](#)) ([Part 2](#)) ([Part 3](#)) ([Part 4](#)) ([Part 5](#)) ([Part 6](#)) ([Part 7](#))

4. IN THE MATTER OF THE ADOPTION OF REGULATIONS GOVERNING ADMINISTRATION OF THE ELECTRIC AND NATURAL GAS UTILITY DISTRIBUTION SYSTEM IMPROVEMENT CHARGE PROVIDED FOR IN 26 DEL. C. § 315 (OPENED OCTOBER 9, 2018) – PSC REGULATION DOCKET 64
-

Commission to consider:

- [Delmarva's Motion to Modify Commission Order No. 9282](#)
- [Amended Order No. 9282](#) amending order signed on October 9, 2018 Commission meeting
- [Proposed Order No. 9290](#) from Delmarva resolving the Motion to Modify Commission Order No. 9282

5. IN THE MATTER OF WRITTEN NOTICE OF POTENTIAL VIOLATION OF 26 DEL. ADMIN. C. §8001 AGAINST CHESAPEAKE UTILITIES CORP. (OPENED AUGUST 10, 2018) – PSC DOCKET NO. 18-1024
-

Commission to consider:

- [Proposed Order No. 9292](#) which would approve a proposed consent agreement regarding a pipeline safety matter and proposed penalties assessed to Chesapeake Utilities Corp.

6. IN THE MATTER OF WRITTEN NOTICE OF POTENTIAL VIOLATION OF 26 DEL. ADMIN. C. §8001 AGAINST SHARP ENERGY, INC. (OPENED AUGUST 16, 2018) – PSC DOCKET NO. 18-1042
-

Commission to consider:

- [Proposed Order No. 9293](#) which would approve a proposed consent agreement regarding a pipeline safety matter and proposed penalties assessed to Sharp Energy Inc.

V. HEARING SCHEDULE:

VI. PUBLIC COMMENT:

VII. DIRECTOR'S COMMENTS:

- Public Comment Session, PSC Docket No. 18-0953, DP&L, Pre-Paid Billing, November 28, 2018, 6:00 P.M., New Castle County Office, Gilliam Bldg.-Multi Purpose Room, 67 Reads Way, New Castle, DE.
- Next Commission Meeting – November 29, 2018
- Other Comments

N O T I C E

Pursuant to 29 Del. C. §10004(e) (2), this Agenda may be changed to include additional items including executive sessions or to delete items that arise at the time of the Commission meeting.

Commission Staff or other parties may provide the Commission with Proposed Orders to help expedite the administrative process; however, the Commission will consider each Agenda item independently, determine any appropriate actions and may approve, revise or reject any Proposed Orders consistent with the Commission's determination.

During the Meeting, an executive session closed to the public may be called for certain purposes, including, but not limited to, strategy sessions to discuss pending or potential litigation, discussions of confidential documents, and certain personnel matters.

Items marked with an "***" were added following the initial Agenda posting. An explanation for their addition to the Agenda is included following the description of the particular item.

Interested persons should contact the Commission at 1-800-282-8574 (within Delaware) for information or questions about the Agenda. The Agenda may also be viewed, after posting, at the Commission's Internet website found at depsec.delaware.gov.