



**For Immediate Release: 11/08/2024**

Rory M. Christian, Chair

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**24094**

**COMMISSION ISSUES PRELIMINARY NOVEMBER 14, 2024 AGENDA**

**NEW YORK** – The Public Service Commission announced today that it will hold its next regular session beginning at 10:30 A.M., on Thursday, November 14, 2024. The session will be held in the Commission’s offices located at 90 Church Street, 4th Floor Boardroom, New York City. Please note that non-staff attendees and their bags will be screened prior to entering the boardroom by the security personnel.

**MEETING WILL BE BROADCAST ON THE INTERNET AT:**

<https://dps.ny.gov/event/november-2024-public-service-commission-session>

The session agenda is as follows:

**To view documents related to PSC Cases below, visit:**

<https://dps.ny.gov/file-search>

**No items will be considered on the Regular Agenda.**

**CONSENT AGENDA**

**This agenda consists of items that, by their nature, can be decided by the Commission on the basis of written reviews and analyses previously made available to the Commissioners and do not require discussion at the Session.**

**Item      PSC Case**

**GAS**

161-A	In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 Protection of Underground Facilities. Penalty Determinations.
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- 24-G-0553 STASI GENERAL CONTRACTING LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0554 J. BROWNIE CONTRACTING INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0555 HERCULES BROTHERS CONSTRUCTION CORP. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0556 WOODSTOCK LANDSCAPING & EXCAVATING L.L.C. / ORANGE AND ROCKLAND UTILITIES, INC.
- 24-G-0557 WATERMILL CROSSING LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0558 VENNY A PLUS HOMES / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0559 SAW PLUMBING & DRAIN / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
- 24-G-0560 MDC CONTRACTOR CORP. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 24-G-0561 MASTERWORKS BUILDERS INC. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 24-G-0562 J&L FENCING AND RAILING, LLC / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0563 CAPITAL INDUSTRIES CORP. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 24-G-0564 BARRETT BLACKTOP PAVING CONSTRUCTION COMPANY, INC. / NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID
- 24-G-0565 ARBEN CONTRACTING OF NEW YORK / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0566 A-LIMINATE PEST CONTROL SERVICE CO., INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0567 PRISTINE STONWORK & LANDSCAPE DESIGN, INC. / CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.
- 161-B In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 Protection of Underground Facilities. Consent Order Agreements.
- 24-G-0550 OASIS IRRIGATION INC. / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 24-G-0551 JASCO EXCAVATING AND GRADING INC. / NEW YORK STATE ELECTRIC & GAS CORPORATION

- 24-G-0552 BIG BECKS POOLS & PAVERS / KEYSpan GAS EAST CORPORATION D/B/A NATIONAL GRID
- 161-C In the Matter of an Enforcement Proceeding for Alleged Violation of 16 NYCRR Part 753 Protection of Underground Facilities. Petitions for Rehearing.
- 24-G-0007 WESTSIDE PROFESSIONAL LANDSCAPE, INC. / ROCHESTER GAS AND ELECTRIC CORPORATION
- 24-G-0340 VIELLE DEVELOPMENT AND CONSTRUCTION COMPANY, INC. / NATIONAL FUEL GAS DISTRIBUTION CORPORATION
- 162 23-G-0627 NATIONAL FUEL GAS DISTRIBUTION CORPORATION - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 163 24-G-0182 In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR – Propose262d Amendments to Chapter I, Rules of Procedure, Subchapter A, General, Part 10, Referenced Materials; and Chapter III Gas Utilities, Subchapter C, Safety, Part 255, Transmission and Distribution of Gas, to Ensure Conformance with Title 49, Code of Federal Regulations, Part 192, Transportation of Natural Gas by Pipeline.

#### **GENERAL**

- 261 24-E-0060 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 24-G-0061 ORANGE AND ROCKLAND UTILITIES, INC. - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 262 24-M-0175 RELIEF ENERGY LLC - Proceeding on Motion of the Commission to Seek Consequences for violations of the Uniform Business Practices.
- 263 24-M-0467 In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR, Prescribing Interest Rates Applicable to Customer Deposits for 2025.
- 264 20-E-0380 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Electric Service.
- 20-G-0381 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations for Gas Service.
- 265 06-M-0647 In the Matter of Energy Service Company Price Reporting Requirements.

- 12-M-0476 Proceeding on Motion of the Commission to Assess Certain Aspects of the Residential and Small Non-residential Retail Energy Markets in New York State.
- 98-M-0667 In the Matter of electronic data interchange.
- 98-M-1343 In the Matter of Retail Access Business Rules.
- 266 24-M-0263 LENRU APARTMENT CORP - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. (335825).
- 267 24-M-0482 POLARIS POWER SERVICES LLC - In the Matter to Seek Consequences for Violations of the Uniform Business Practices.
- 268 20-M-0082 Proceeding on Motion of the Commission Regarding Strategic Use of Energy Related Data.
- 269 24-M-0574 HEIDI MCCLURE - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal Decision Rendered in Favor of Consolidated Edison Company of New York, Inc. and The Brooklyn Union Gas Company d/b/a National Grid NY.
- 270 14-M-0224 Proceeding on Motion of the Commission to Enable Community Choice Aggregation Programs.

### **POWER**

- 361 24-T-0373 NIAGARA MOHAWK POWER CORPORATION D/B/A NATIONAL GRID - Petition for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the Public Service Law for the Rebuild of an Existing 115 kV Transmission Line from the Colton Substation in the Town of Pierrepont to the Nicholville Substation in the Town of Lawrence, St. Lawrence County.
- 362 24-E-0174 CLEAR GREEN ENERGY LLC - Proceeding on Motion of the Commission to Seek Consequences for violations of the Uniform Business Practices.
- 363 24-E-0229 470 KENT AVENUE ASSOCIATES, LLC - Notice of Intent to Submeter Electricity at 480, 482, and 484 Kent Avenue, Brooklyn, Located in the Service Territory of Consolidated Edison Company of New York, Inc.
- 364 24-E-0242 GOWANUS PRESIDENT OWNER LLC - Notice of Intent to Submeter Electricity at 499 President Street, Brooklyn, Located in the Service Territory of Consolidated Edison Company of New York, Inc.

- 365 20-E-0197 Proceeding on Motion of the Commission to Implement Transmission Planning Pursuant to the Accelerated Renewable Energy Growth and Community Benefit Act
- 366 10-T-0139 CHAMPLAIN HUDSON POWER EXPRESS, INC. - Application for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the PSL for the Construction, Operation and Maintenance of a High Voltage Direct Current Circuit from the Canadian Border to New York City.
- 367 There is no Item 367.
- 368 24-E-0432 83 OWNERS LLC - Notice of Intent and Waiver Request to Submeter Electricity at 250 East 83rd Street, New York, Located in the Service Territory of Consolidated Edison Company of New York, Inc.
- 369 24-E-0300 COMUNILIFE, INC. - Notice of Intent to Submeter Electricity at 171 Throop Avenue, Brooklyn, Located in the Service Territory of Consolidated Edison Company of New York, Inc.
- 370 24-E-0328 VILLAGE OF FAIRPORT - Minor Rate Filing to Increase Its Total Revenues.
- 371 23-E-0593 CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. - Tariff Filing to Modify Its Electric Tariff Schedule, P.S.C. No. 10, to Update Pole Attachment Rates Applicable to Cable System Operators, Telecommunication Carriers and Wireless Communication Carriers.
- 372 24-E-0138 BEAR RIDGE SOLAR, LLC - Petition for a Certificate of Public Convenience and Necessity, Pursuant to Public Service Law Section 68, and for an Order Granting Lightened Regulation.
- 373 24-E-0379 VILLAGE OF WESTFIELD - Minor Rate Filing to Increase Its Total Revenues.
- 374 18-E-0130 In the Matter of Energy Storage Deployment Program.
- 375 24-E-0171 EJS 1301 THIRD, LLC - Notice of Intent to Submeter Electricity at 200 East 75th Street, New York, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 376 24-E-0100 COMUNILIFE THIRD AVENUE LP - Petition to Submeter Electricity at 3401 Third Avenue, Bronx, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 377 23-E-0708 ORANGE AND ROCKLAND UTILITIES, INC. - Tariff Filing to Modify Its Electric Tariff Schedule, P.S.C. No. 3, to Update Pole Attachment Rates Applicable to Cable System Operators, Telecommunication Carriers and Wireless Communication Carriers.
- 378 24-E-0119 AQOZFI INWOOD, LLC - Petition to Submeter Electricity at 4650 Broadway, New York, Located in the Service Territory of Consolidated Edison Company of New York, Inc.

- 379 24-E-0032 NOSTRAND GREEN LLC - Notice of Intent to Submeter Electricity at 975 Nostrand Ave., Brooklyn, Located in the Territory of Consolidated Edison Company of New York, Inc.
- 380 15-E-0751 In the Matter of the Value of Distributed Energy Resources

### **COMMUNICATIONS**

- 561 24-C-0179 In the Matter of Quality of Service Provided by Local Exchange Companies in New York State for 2024.
- 562 24-C-0169 EAST MEADOW FIRE DISTRICT - In the Matter of the Rules and Regulations of the Public Service Commission, Contained in 16 NYCRR in Relation to Complaint Procedures - Appeal of the Informal Decision Rendered in Favor of Windstream Communications, Inc, (338315).
- 563 22-M-0698 ARCHTOP FIBER LLC; GERMANTOWN TELEPHONE COMPANY, INC.; VALSTAR, INC.; HILLTOP COMMUNICATIONS, INC.; DONALD C. AND MADELINE S. BOHNSACK IRREVOCABLE TRUST I; CATHERINE B. BOHNSACK; CHRISTINA N. BOHNSACK; CORY A. BOHNSACK SMITH; LAUREL JURKOWSKI; AND LESLIE TOMPKINS - Joint Petition for Authority, pursuant to Sections 99, 100, and 222 of the Public Service Law, to Acquire and Transfer Shares of Germantown Telephone Company Inc., Transfer Control of Valstar, Inc., and Transfer Control of Franchises and Cable TV System Assets of Hilltop Communications, Inc.
- 564 24-C-0537 FRONTIER COMMUNICATIONS PARENT, INC. - In the Matter of a Focused Operations Audit.

### **CABLE**

- 661 Petitions for Renewal of Cable Television Franchises.
- 24-V-0494 ADAMS CATV INC. / TOWN OF KIRKWOOD, BROOME COUNTY
- 24-V-0499 CABLEVISION OF ROCKLAND/RAMAPO, LLC / TOWN OF ORANGETOWN, ROCKLAND COUNTY
- 24-V-0500 VERIZON NEW YORK INC. / TOWN OF ORANGETOWN, ROCKLAND COUNTY
- 24-V-0502 SPECTRUM NORTHEAST, LLC / TOWN OF TROUPSBURG, STEUBEN COUNTY
- 24-V-0519 SAMSON CABLEVISION CORP. / VILLAGE OF BRIGHTWATERS, SUFFOLK COUNTY
- 24-V-0520 CABLEVISION SYSTEMS EAST HAMPTON CORPORATION / VILLAGE OF EAST HAMPTON, SUFFOLK COUNTY
- 24-V-0522 SPECTRUM NORTHEAST, LLC / TOWN OF MACEDON, WAYNE COUNTY

- 24-V-0525 SPECTRUM NORTHEAST, LLC / TOWN OF COCHECTON,  
SULLIVAN COUNTY
- 24-V-0530 SPECTRUM NORTHEAST, LLC / TOWN OF DELAWARE, SULLIVAN  
COUNTY
- 24-V-0536 SPECTRUM NORTHEAST, LLC / CITY OF TROY, RENSSELAER  
COUNTY

**No items will be considered on the Consent Agenda for WATER**

**Instructions to Listen to the Webcast of Meeting**

The Internet webcast can be accessed at <https://dps.ny.gov/calendar>. The listening quality of a live webcast can be adversely affected by various factors including, but not limited to, Internet bandwidth limitations, Internet network congestion, and the configurations and settings on a computer used to access the webcast. If you experience problems listening to a live webcast, you may view it at a later time by accessing an archived copy of the webcast. Archives are available on the Department Web site within two business days after the meeting.

**Explanation of Agenda**

The agenda is divided into two sections. The **Consent Agenda** consists of items that because of their nature, can be decided by the Commission on the basis of written reviews and analyses previously made available to the Commission and do not require discussion. Any item on the Consent Agenda can be transferred to the Regular Agenda if discussion is required.

The **Regular Agenda** consists of items that, by their nature, appear to be best resolved through discussion of matters covered by written reviews and analyses, also available to the Commissioners in advance of the meeting. All Commission meetings are open to the public. However, since adequate forums are available for public participation in cases before the Commission there will be no opportunity for the public to address the Commission. The agenda contained herein is complete at the time of issue, but other items may be added and some agenda items may be removed without further notice.

Proposed draft orders for **Regular Agenda items** will be posted for public viewing, if feasible, by 6:00 p.m. the day before a Commission meeting. The proposed draft orders will be made available at: <https://dps.ny.gov/documents-scheduled-discussion-session>.

The posted draft orders will be removed by 6:00 p.m. on the day of the Commission meeting, or when the final order is issued, whichever is earlier. (Clicking on this link at any other time than that noted above will result in “No Documents found.”) The proposed draft order is not the final Commission action, rather, the final determination is the issued order, posted by the Secretary, and

available at <https://dps.ny.gov>, click on “File Search” under “Commission Files” then search the appropriate PSC case number.

### **Other Matters**

If you have difficulty understanding English, please call us at 1-800-342-3377, where you can be connected to free language assistance services regarding this agenda. Persons with disabilities who require a sign language interpreter or other special accommodations should call the Department of Public Service's Human Resources Management office at 518-474-2520. TTD users may call this number through the New York Relay Service at 1-800-662-1220 or have a representative call directly to the office.

All public documents that have been filed or issued before today's date may be obtained by accessing the Department of Public Service website at <https://dps.ny.gov>, click on “File Search” under “Commission Files” then search using the appropriate PSC case number.

### **Next Meeting**

The next regularly scheduled meeting will begin at **10:30 A.M., December 19, 2024**, in Albany, New York.