



LOW INCOME FORUM ON ENERGY

LIFE 2016 Conference

CONTACT INFORMATION

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RATE CASES VERSUS POLICY PROCEEDINGS: Not Always A Bright Line

- Becoming a Party
- Time Elements
- Structure and Process
- Flow and Rhythm
- Participation
- Oversight
- Standard of Review
- Appeals

<http://www.dps.ny.gov/>

NEW YORK STATE

Services News Government Local

Location Translate

Department of Public Service

Electric Natural Gas Steam Telecommunications Water Search Login

A schedule for further public process in the Value of Distributed Energy Resources proceeding will be provided

Reforming the Energy Vision **REV**

Then 'Create Account' on next page.

Please complete the form below to create a New York State Directory Service account and register with Department of Public Service.

* Denotes required field

User Information [Personal Privacy Protection Law Notice](#)

* First Name Middle Initial

* Last Name

Gender Date Of Birth (MM/DD/YYYY)

Address Address can only contain alphabets, numbers, spaces, comma, dot, #, /, _ -

Address Line 2 Address2 can only contain alphabets, numbers, spaces, comma, dot, #, /, _ -

Country

City State Postal Code

* Email Address If you do not have your own e-mail address, please provide an e-mail address through which you can be reached.

Telephone Number Extension Eg. 555-555-5555 Extension 1234 if US or Canada, else only enter numbers

Fax Number

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* Preferred User id User ids must be at least 4 characters, can be up to 128, and must be unique. If your selection is not available you will be prompted to select a different one.

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- 2) not contain more than two repeating characters;
- 3) cannot be one of your entries such as your name or email address.

* Password

* Confirm Password

Please enter the security code displayed on your screen in the field provided. This is necessary to prevent unauthorized use of this Web site. If you are using a screen reading program, click [listen](#) to have the number announced.

Create Account

Case 16-W-0130 Party Lists

Make sure to type in case number correctly!

| - Matter Master: 16-00458/16-W-0130 | | | |
|-------------------------------------|---|------------------------------|----------------------------|
| Matter Number: | 16-00458 | Case Number: | 16-W-0130 |
| Industry Affected: | Water | Company/Organization: | United Water New York Inc. |
| Matter Type: | Tariff | Matter Subtype: | Major rate |
| Title of Matter/Case: | Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Suez Water New York Inc. for Water Service. | | |
| | | | Expand |

| | | | |
|-------------------------|------------------------|------------------------|--------------|
| Filed Documents (92) | Public Comments (1) | Party List (34) | Calendar (1) |
|-------------------------|------------------------|------------------------|--------------|

| Sr.No. | Name of Person/Title/Company >> | Representing Company | Mailing Address | Email/Phone/Fax | Consent to Party to Party Electronic Service >> |
|--------|--|--|---|---|---|
| 1 | Alessi, Robert Partner DLA Piper LLP (US) | SUEZ Water New York Inc. | 677 Broadway, Suite 1205 Albany, NY 12207 | robert.alessi@dlapiper.com Ph: 518-788-9710 Fax: 518-935-9806 | Yes |
| 2 | Arin, Theodore President Rockland County AARP Chapter 1577 | Rockland County AARP Chapter 1577 | 11 Imperial Lane Spring Valley, NY 10977 | mtarinny@yahoo.com Ph: 845-735-7419 | Yes |
| 3 | Barclay, Suzanne | | 171 Kings Highway Orangeburg, NY 10962 | sbarclay@optonline.net Ph: 845-671-9616 | Yes |
| 4 | Berkley, Richard Public Utility Law Project of New York, Inc. | Public Utility Law Project of New York, Inc. | 90 South Swan Street, Suite 401 Albany, NY 12210 | rberkley@utilityproject.org Ph: 917-512-5334 | Yes |

How A Rate Case Begins

All documents filed for Submission ID 2785765

Company: United Water New York Inc.
Service Type: WATER
Case No: 16-W-0130
Matter No: 16-00458
Received Date: 02/26/16
Subject: Major Rate Filing

| |
|---------------------------------------|
| Cover Letter |
| Cover Letter PDF File |
| Attachment(s) |
| SIC |

| Pending leaves for this submission ID can be found in the following PDF's. (See list below for leaf details.) | |
|---|-------------------------|
| PSC No. | File |
| 1 | Pending |

| Tariff leaves filed with this submission | | | | | | |
|--|----------|---------|----------------|----------------|----------------|----------------|
| PSC No. | Leaf No. | Rev No. | Supers Rev No. | Effective Date | Cancelled Date | Current Status |
| 1 | 5 | 1 | 0 | 07/25/2016 | | PENDING |
| 1 | 7 | 7 | 6 | 07/25/2016 | | PENDING |
| 1 | 14 | 3 | 2 | 07/25/2016 | | PENDING |
| 1 | 26 | 1 | 0 | 07/25/2016 | | PENDING |
| 1 | 27 | 1 | 0 | 07/25/2016 | | PENDING |
| 1 | 40 | 1 | 0 | 07/25/2016 | | PENDING |
| 1 | 40.1 | 0 | | 07/25/2016 | | PENDING |
| 1 | 43 | 1 | 0 | 07/25/2016 | | PENDING |
| 1 | 89 | 6 | 5 | 07/25/2016 | | PENDING |
| 1 | 92 | 6 | 5 | 07/25/2016 | | PENDING |
| 1 | 93 | 5 | 4 | 07/25/2016 | | PENDING |
| 1 | 95 | 6 | 5 | 07/25/2016 | | PENDING |
| 1 | 96 | 6 | 5 | 07/25/2016 | | PENDING |
| 1 | 98 | 4 | 3 | 07/25/2016 | | PENDING |
| 1 | 100 | 3 | 2 | 07/25/2016 | | PENDING |

| Complete Effective Tariff | |
|---------------------------|-------------------------------|
| PSC No. | File |
| 1 | Effective.pdf |

Company Filing on 2/26/16

| | | | | | | | | |
|----|-----------|----------|---|----------------------------|-------------------|---|---|------------|
| 65 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 58B Hazardous | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 58B Hazardous.pdf |  | 509.11 KB |
| 66 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 57B Haverstraw | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 57B Haverstraw.pdf |  | 1.77 MB |
| 67 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 56B Guestella | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 56B Guestella.pdf |  | 612.89 KB |
| 68 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 55B Granite | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 55B Granite.pdf |  | 943.82 KB |
| 69 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 54B Focus Media | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 54B Focus Media.pdf |  | 2.04 MB |
| 70 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 53B Federal Express | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 53B Federal Express.pdf |  | 3.96 MB |
| 71 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 52B Exponent | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 52B Exponent.pdf |  | 506.22 KB |
| 72 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 51B Ecova | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 51B Ecova.pdf |  | 2.11 MB |
| 73 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 50B DSB | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 50B DSB.pdf |  | 986.95 KB |
| 74 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 49B CSC | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 49B CSC.pdf |  | 588.31 KB |
| 75 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 48B CDM 80468719_44 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 48B CDM_80468719_44.pdf |  | 1.2 MB |
| 76 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 47B CDM 80499888_48 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 47B CDM_80499888_48.pdf |  | 3.2 MB |
| 77 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 46B CDM 80465704-43 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 46B CDM_80465704-43.pdf |  | 4.59 MB |
| 78 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 45B CDM 80463988_42 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 45B CDM_80463988_42.pdf |  | 2.99 MB |
| 79 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 44B CDM 80462571_41 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 44B CDM_80462571_41.pdf |  | 3.81 MB |
| 80 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 43B CDM 80460068_40 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 43B CDM_80460068_40.pdf |  | 4.37 MB |
| 81 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 42B CDM 80457890_39 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 42B CDM_80457890_39.pdf |  | 1.93 MB |
| 82 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 41B CDM 80454994_38 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 41B CDM_80454994_38.pdf |  | 2.48 MB |
| 83 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 40B CDM 80453518_36 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 40B CDM_80453518_36.pdf |  | 2.23 MB |
| 84 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 39B CDM 80499888_48 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 39B CDM_80499888_48.pdf |  | 3.2 MB |
| 85 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 38B CDM 36 | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 38B CDM_36.pdf |  | 3.34 MB |
| 86 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 37B Casson | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 37B Casson.pdf |  | 2.17 MB |
| 87 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 36B Cablevision Optimum | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 36B Cablevision Optimum.pdf |  | 7.2 MB |
| 88 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 35B Byne | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 35B Byne.pdf |  | 652.4 KB |
| 89 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 34B BOA | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 34B BOA.pdf |  | 3.89 MB |
| 90 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 33B AKRF | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 33B AKRF.pdf |  | 3.93 MB |
| 91 | 2/26/2016 | Exhibits | Exhibit O&M Panel - 28b thru 32b | SUEZ Water New York Inc. | 2 | Exhibit O&M Panel - 28b thru 32b.pdf |  | 1008.11 KB |
| 92 | 2/26/2016 | Tariff | Major Rate Filing | United Water New York Inc. | 1 | | | |

Typical Pre-filed Testimony

SUEZ WATER NEW YORK INC.
PAULINE M. AHERN

1

I. INTRODUCTION

2 Q. PLEASE STATE YOUR NAME, OCCUPATION AND BUSINESS ADDRESS.

3 A. My name is Pauline M. Ahern. I am a Partner with Sussex Economic Advisors,
4 LLC. My business address is 1900 West Park Road, Suite 250, Westborough,
5 MA 01581. My mailing address is 3000 Atrium Way, Suite 241, Mount Laurel, NJ
6 08054.

7 Q. PLEASE SUMMARIZE YOUR PROFESSIONAL EXPERIENCE AND
8 EDUCATIONAL BACKGROUND.

9 A. I have offered expert testimony on behalf of investor-owned utilities before 30
10 state regulatory commissions in the United States as well as one provincial
11 regulatory commission in Canada on rate of return issues, including but not

Testimony continued

12 limited to common equity cost rate, fair rate of return, capital structure issues,
13 relative investment risk and credit quality issues. I am a graduate of Clark
14 University where I was awarded a Bachelor of Arts degree with honors in
15 Economics. I was also awarded a Master of Business Administration with high
16 honors and a concentration in finance by Rutgers University. The details of my
17 educational background, expert witness appearances and presentations I have
18 given and articles I have co-authored are shown in Appendix A.

19 On behalf of the American Gas Association ("A.G.A."), I calculate the
20 A.G.A. Gas Index, which serves as the benchmark against which the
21 performance of the American Gas Index Fund ("AGIF") is measured monthly.
22 The A.G.A. Gas Index and AGIF are a market capitalization weighted index and
23 mutual fund, respectively, comprised of the common stocks of the publicly traded

Case 14-M-0565 Party List

- Matter Master: 14-02621/14-M-0565

| | | | |
|------------------------------|--|------------------------------|---|
| Matter Number: | 14-02621 | Case Number: | 14-M-0565 |
| Industry Affected: | Miscellaneous | Company/Organization: | New York State Department of Public Service |
| Matter Type: | Commission Instituted New Case Proceeding | Matter Subtype: | NEW Case Proceeding: Nonrate |
| Title of Matter/Case: | Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers. | | |

[Expand](#)

- Filed Documents (84)
- Public Comments (81)
- Party List (25)
- Calendar (12)

| Sr.No. | Name of Person/Title/Company | Representing Company | Mailing Address | Email/Phone/Fax | Consent to Party to Party Electronic Service |
|--------|--|--|---|--|--|
| 1 | Berkley, Richard Public Utility Law Project of New York, Inc. | Public Utility Law Project of New York, Inc. | 90 South Swan Street, Suite 401 Albany, NY 12210 | rberkley@utilityproject.org Ph: 917-512-5334 | Yes |
| 2 | Bryk, Andrew NYS OTDA | New York State Office of Temporary and Disability Assistance | 40 North Pearl Street, Floor 11 Albany, NY 12243 | Andrew.bryk@otda.ny.gov Ph: 518-486-3591 | Yes |
| 3 | Chasnoff, Jessica Program Director Alliance for a Green Economy | Alliance for a Green Economy (AGREE) | 2013 E. Genesee St. Syracuse, New YORK 13210 | jessica@allianceforagreenconomy.org Ph: 315-480-1515 | Yes |
| 4 | Coffman, John | AARP New York | 871 Tuxedo Blvd. Webster Groves, MO 63119 | john@johncoffman.net Ph: 573-424-6779 | Yes |
| 5 | Colbert, Paul Associate General Counsel - Regulatory Affairs Central Hudson Gas & Electric Corporation | Central Hudson Gas & Electric Corporation | 284 South Avenue Poughkeepsie, NY 12601 | pcolbert@cenhud.com Ph: (845) 486-5831 Fax: (845) 486-5782 | Yes |

Typical Schedule Based on 11-Month Statutory Suspension Period—Commission Order Will Issue in January 2017

CASE 16-W-0130

| Date | Milestone |
|--------------|-----------------------------------|
| July 1 | Staff/Intervenor Direct Testimony |
| July 15 | Rebuttal Testimony |
| August 8 | Evidentiary Hearing ⁵ |
| September 8 | Initial Briefs |
| September 16 | Reply Briefs |

How A Policy Case Begins

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held in the City of
Albany on January 8, 2015

COMMISSIONERS PRESENT:

Audrey Zibelman, Chair
Patricia L. Acampora
Garry A. Brown
Gregg C. Sayre
Diane X. Burman, dissenting in part and concurring in part

CASE 14-M-0565 - Proceeding on Motion of the Commission to
Examine Programs to Address Energy Affordability
for Low Income Utility Customers.

ORDER INSTITUTING PROCEEDING

(Issued and Effective January 9, 2015)

Aspirational Schedule

Accordingly, we direct Staff, in consultation with interested parties, to conduct an investigation of utility low income programs, to identify best practices, and develop a set of recommendations for how best to optimize the implementation of utility low income programs, for party comment. Such recommendations shall include a proposed process for incorporating the recommendations into ongoing rate cases before the Commission in 2015. It is our expectation that this will lead to adoption of a consistent, more uniform approach to the design and implementation of these programs; that will ultimately save parties the effort and expense devoted to litigating these issues in each utility rate case. Staff should proceed with deliberate speed in order to maximize our ability to inform pending and soon to be filed rate cases. Information

Notice Seeking Comments

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 14-M-0565 - Proceeding on Motion of the Commission to
Examine Programs to Address Energy Affordability
for Low Income Utility Customers.

NOTICE SEEKING COMMENTS

(Issued January 16, 2015)

The Commission has commenced a proceeding to examine programs for addressing energy affordability for low income utility customers, to evaluate the effectiveness of current low income program designs, and to identify any improvements that are warranted.¹ The primary purposes of this proceeding are to provide the opportunity to standardize utility low-income programs to reflect best practices where appropriate, streamline the regulatory process to conserve administrative resources, and ensure that these programs continue to be consistent with the Commission's statutory and policy objectives.

Responsive Comments to Notice

| | | | | | | |
|----|-----------|----------|--|---|--------------------|--|
| 73 | 3/4/2015 | Comments | Affordability and Low Income - Initial Comments | KeySpan Gas East Corporation d/b/a KeySpan Energy Delivery-Long Island, Niagara Mohawk Power Corporation, The Brooklyn Union Gas Company d/b/a KeySpan Energy Delivery-New York | 12 | Affordability and Low Income - Initial Comments.pdf |
| 74 | 3/4/2015 | Comments | Con Edison and O&R Comments | Consolidated Edison Company of New York, Inc., Orange and Rockland Utilities, Inc. | 11 | Con Edison and O&R Comments.pdf |
| 75 | 3/4/2015 | Comments | Comments of Multiple Intervenors | Multiple Intervenors | 10 | Comments of Multiple Intervenors.pdf |
| 76 | 3/4/2015 | Comments | Initial Comments of National Fuel Gas Distribution Corporation | National Fuel Gas Distribution Corporation | 9 | 14-M-0565 - Initial Comments of National Fuel Gas Distribution Corporation.pdf |
| 77 | 3/4/2015 | Comments | Comments of The Association for Energy Affordability, Inc. | Association for Energy Affordability, Inc. | 8 | Case 14-M-0565 AEA Comments March 2015.pdf |
| 78 | 3/4/2015 | Comments | NYSEG and RGE Low Income Initial Comments | New York State Electric & Gas Corporation, Rochester Gas and Electric Corporation | 7 | NYSEG and RGE Low Income Initial Comments.pdf |
| 79 | 3/4/2015 | Comments | Comments of Central Hudson | Central Hudson Gas & Electric Corporation | 6 | Central Hudson Comments, 3-4-2015.pdf |
| 80 | 2/12/2015 | Notices | Notice Extending Comment Period | Public Service Commission | 5 | 14-M-0565-Notice Extending Comment Period 2-12-15.pdf |

DPS Staff Report

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

Case 14-M-0565 - Proceeding on Motion of the Commission to
Examine Programs to Address Energy
Affordability for Low Income Utility
Customers

STAFF REPORT

Dated: June 1, 2015

State of New York
Department of Public Service
Three Empire State Plaza

Comments on DPS Staff Report

| | | | | |
|----|-----------|----------|--|-----------------------------------|
| 44 | 8/24/2015 | Comments | Comments of Multiple Intervenors | Multiple Intervenors |
| 45 | 8/24/2015 | Comments | Comments on the Staff Report | Citizens' Environmental Coalition |
| 46 | 8/24/2015 | Comments | Comments of PSEG Long Island LLC | PSEG Long Island |

| | | | | |
|----|-----------|----------|---|---|
| 30 | 8/25/2015 | Comments | Cover Letter | Association for Energy Affordability, Inc., Center for Working Families, Enterprise Community Partners, Inc., Green and Healthy Homes Initiative, Natural Resources Defense Council, Pace Energy And Climate Center, WE ACT for Environmental Justice |
| 31 | 8/25/2015 | Comments | Comments on the Staff Report | Association for Energy Affordability, Inc., Center for Working Families, Enterprise Community Partners, Inc., Green and Healthy Homes Initiative, Natural Resources Defense Council, Pace Energy And Climate Center, WE ACT for Environmental Justice |
| 32 | 8/24/2015 | Comments | OTDA Comments on the Staff Report | New York State Office of Temporary and Disability Assistance |

Notice of Technical Conference

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 14-M-0565 - Proceeding on Motion of the Commission to
Examine Programs to Address Energy Affordability
for Low Income Utility Customers.

NOTICE OF TECHNICAL CONFERENCE, EXTENSION OF DEADLINE FOR
INITIAL COMMENTS, AND OPPORTUNITY FOR REPLY COMMENTS

(Issued July 7, 2015)

PLEASE TAKE NOTICE that Department of Public Service Staff will convene a technical conference to discuss Staff's Low Income Report in this proceeding. The Low Income Report was issued June 1, 2015. By Notice issued on that date, comments were invited on the Low Income Report, to be received by August 3, 2015. Staff will be available at this conference to discuss the report and to answer questions from interested parties regarding its content, in order to assist the parties in preparing their comments.

Commission Order

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held in the City of
Albany on May 19, 2016

COMMISSIONERS PRESENT:

Audrey Zibelman, Chair
Patricia L. Acampora
Gregg C. Sayre
Diane X. Burman, dissenting

CASE 14-M-0565 - Proceeding on Motion of the Commission to
Examine Programs to Address Energy
Affordability for Low Income Utility Customers.

ORDER ADOPTING LOW INCOME PROGRAM MODIFICATIONS
AND DIRECTING UTILITY FILINGS

(Issued and Effective May 20, 2016)

QUESTIONS?
COMMENTS?
CONCERNS?

