

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA  
1333 H STREET N.W., SUITE 200, WEST TOWER  
WASHINGTON, DC. 20005

NOTICE OF FINAL  
REIMBURSEMENT FOR PUBLIC UTILITIES

FORMAL CASE NO. 712, IN THE MATTER OF THE INVESTIGATION INTO THE  
PUBLIC SERVICE COMMISSION'S RULES OF PRACTICE AND PROCEDURE

1. The Public Service Commission of the District of Columbia ("Commission") hereby gives notice, pursuant to D.C. Code § 34-912(b)(3) and Chapter 13, Title 15 of the District of Columbia Municipal Regulations ("15 DCMR"), Rules Implementing the Public Utilities Reimbursement Fee Act of 1980, of its assessment of the Potomac Electric Power Company ("PEPCO") for the Fiscal Year 2006 appropriated budget ("FY 2006 Budget") of the Commission. On September 12, 2006, the Commission released Order No. 14051 directing PEPCO to pay its proportionate share of the Commission's FY 2006 Budget.<sup>1</sup>

2. A Notice of Proposed Reimbursement for Public Utilities ("NOPR") was published in the *D.C. Register* on August 11, 2006.<sup>2</sup> No opposition was filed in response to this NOPR.<sup>3</sup> The amount of the Commission's Fiscal Year 2006 Budget, or \$7,852,308.00, and PEPCO's reimbursement amount are the same as previously proposed in the NOPR. Accordingly, the Commission took final action on the NOPR in Order No. 14051 directing PEPCO to pay its assessed portion of the Commission's FY 2006 Budget.<sup>4</sup>

<sup>1</sup> *Formal Case No. 712, In the Matter of the Investigation into the Public Service Commission's Rules of Practice and Procedure ("FC 712")*, Order No. 14051, rel. September 12, 2006

<sup>2</sup> 52 *D.C. Register* 6582-6584 (August 11, 2006).

<sup>3</sup> The Office of People's Counsel filed a Request for Expedited Consideration on Motion for Clarification of PSC Notices of Proposed Reimbursement for Public Utilities Issued July 21, and August 11, 2006, which will be addressed in a separate Commission Order. However, OPC did not object to the proposed assessments.

<sup>4</sup> *FC 712*, Order No. 14051 at 1.

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2. A Notice of Proposed Reimbursement for Public Utilities ("NOPR") was published in the *D.C. Register* on July 21, 2006.<sup>2</sup> No opposition was filed in response to this NOPR.<sup>3</sup> The amount of OPC's Fiscal Year 2006 Budget, or \$4,306,460.00, and PEPCO's reimbursement amount are the same as previously proposed in the NOPR. Accordingly, the Commission took final action on the NOPR in Order No. 14047 directing PEPCO to pay its assessed portion of OPC's FY 2006 Budget.<sup>4</sup>

<sup>1</sup> *Formal Case No. 712, In the Matter of the Investigation into the Public Service Commission's Rules of Practice and Procedure ("FC 712")*, Order No. 14047, rel. September 12, 2006

<sup>2</sup> 52 *D.C. Register* 5908-5910 (July 21, 2006).

<sup>3</sup> The Office of People's Counsel filed a Request for Expedited Consideration on Motion for Clarification of PSC Notices of Proposed Reimbursement for Public Utilities Issued July 21, and August 11, 2006, which will be addressed in a separate Commission Order. However, OPC did not object to the proposed assessments.

<sup>4</sup> *FC 712*, Order No. 14047 at 1.

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1. The Public Service Commission of the District of Columbia ("Commission") hereby gives notice, pursuant to D.C. Code § 34-912(b)(3) and Chapter 13, Title 15 of the District of Columbia Municipal Regulations ("15 DCMR"), Rules Implementing the Public Utilities Reimbursement Fee Act of 1980, of its assessment of Verizon Washington, DC Inc. ("Verizon") for the Fiscal Year 2006 appropriated budget ("FY 2006 Budget") of the Commission. On September 12, 2006, the Commission released Order No. 14049 directing Verizon to to pay its proportionate share of the Commission's FY 2006 Budget.<sup>1</sup>

2. A Notice of Proposed Reimbursement for Public Utilities ("NOPR") was published in the *D.C. Register* on August 11, 2006.<sup>2</sup> No opposition was filed in response to this NOPR.<sup>3</sup> The amount of the Commission's Fiscal Year 2006 Budget, or \$7,852,308.00, and Verizon's reimbursement amount are the same as previously proposed in the NOPR. Accordingly, the Commission took final action on the NOPR in Order No. 14049 directing Verizon to pay its assessed portion of the Commission's FY 2006 Budget.<sup>4</sup>

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<sup>1</sup> *Formal Case No. 712, In the Matter of the Investigation into the Public Service Commission's Rules of Practice and Procedure ("FC 712")*, Order No. 14049, rel. September 12, 2006

<sup>2</sup> *52 D.C. Register* 6585-6587 (August 11, 2006).

<sup>3</sup> The Office of People's Counsel filed a Request for Expedited Consideration on Motion for Clarification of PSC Notices of Proposed Reimbursement for Public Utilities Issued July 21, and August 11, 2006, which will be addressed in a separate Commission Order. However, OPC did not object to the proposed assessments.

<sup>4</sup> *FC 712*, Order No. 14049 at 1.

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1. The Public Service Commission of the District of Columbia ("Commission") hereby gives notice, pursuant to D.C. Code § 34-912(b)(3) and Chapter 13, Title 15 of the District of Columbia Municipal Regulations ("15 DCMR"), Rules Implementing the Public Utilities Reimbursement Fee Act of 1980, of its assessment of Verizon Washington, DC Inc. ("Verizon") for the Fiscal Year 2006 appropriated budget ("FY 2006 Budget") of the Office of the People's Counsel ("OPC"). On September 12, 2006, the Commission released Order No. 14048 directing Verizon to pay its proportionate share of OPC's FY 2006 Budget.<sup>1</sup>

2. A Notice of Proposed Reimbursement for Public Utilities ("NOPR") was published in the *D.C. Register* on July 21, 2006.<sup>2</sup> No opposition was filed in response to this NOPR.<sup>3</sup> The amount of OPC's Fiscal Year 2006 Budget, or \$4,306,460.00, and Verizon's reimbursement amount are the same as previously proposed in the NOPR. Accordingly, the Commission took final action on the NOPR in Order No. 14048 directing Verizon to pay its assessed portion of OPC's FY 2006 Budget.<sup>4</sup>

<sup>1</sup> *Formal Case No. 712, In the Matter of the Investigation into the Public Service Commission's Rules of Practice and Procedure ("FC 712")*, Order No. 14048, rel. September 12, 2006

<sup>2</sup> *52 D.C. Register* 5911-5913 (July 21, 2006).

<sup>3</sup> The Office of People's Counsel filed a Request for Expedited Consideration on Motion for Clarification of PSC Notices of Proposed Reimbursement for Public Utilities Issued July 21, and August 11, 2006, which will be addressed in a separate Commission Order. However, OPC did not object to the proposed assessments.

<sup>4</sup> *FC 712*, Order No. 14048 at 1.

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA  
1333 H STREET, N.W., 2<sup>nd</sup> FLOOR, WEST TOWER  
WASHINGTON, D.C. 20005**

**NOTICE OF FINAL RULEMAKING**

**TELEPHONE TARIFF 06-4, IN THE MATTER OF THE APPLICATION OF  
VERIZON WASHINGTON, DC INC. FOR AUTHORITY TO AMEND THE LOCAL  
EXCHANGE SERVICES TARIFF, P.S.C.-D.C.-NO. 202**

1. The Public Service Commission of the District of Columbia ("Commission") hereby gives notice of its final rulemaking action, taken in Order No. 14055 (September 13, 2006), to approve the Application of Verizon Washington, DC Inc. ("Verizon DC")<sup>1</sup> to amend the following tariff pages:

**LOCAL EXCHANGE SERVICES TARIFF, P.S.C.-D.C.-NO. 202  
SECTION 2, 1st Revised Page 8  
Original Page 9  
Original Page 10**

2. Through this tariff filing, Verizon DC requests the authority to revise the terms and conditions of the 24-month Term Agreement Termination Liability provisions for Business Dial Tone Lines, and to introduce End of Term Options for new and renewing customers.<sup>2</sup> A 25 percent charge for the remainder of the term agreement would be assessed against the customer for his or her early termination of the 24-month agreement.<sup>3</sup> Exceptions to the imposition of the charge include the customer moving or attempting to move his or her service to a new location; the renegotiation of a new term commitment plan; or changes to another service or upgrades of service to a higher speed or capacity under a term commitment.

3. The Application also offers End of Term Options to the customer. These options include renewal of the customer's term commitment; arrangement for termination of service; or arrangement for a change of service.<sup>4</sup> If no option is chosen, the customer would

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<sup>1</sup> Telephone Tariff 06-4, In the Matter of the Application of Verizon Washington, DC, Inc. for Authority to Amend the Local Exchange Services Tariff, P.S.C.-D.C.-No. 202, Letter from J. Henry Ambrose, Verizon DC Vice President for State Public Policy to Dorothy Wideman, Commission Secretary, filed June 9, 2006 ("Application").

<sup>2</sup> See Application at 3-4.

<sup>3</sup> *Id.* at 3.

<sup>4</sup> *Id.*

be converted to month-to-month service.<sup>5</sup> The services described in the Application are considered within the Basic Business Services Basket under Price Cap Plan 2004.<sup>6</sup> In this basket, rate increases are limited to 10 percent or less annually, or 25 percent as long as it is revenue neutral and no single service increases by more than that amount.<sup>7</sup> Verizon DC asserts that the Application complies with Price Cap Plan 2004.

4. The Commission issued a Notice of Proposed Rulemaking, published in the *D.C. Register* on June 30, 2006, inviting the public to submit comments on the proposed tariff amendment.<sup>8</sup> No comments were filed. The Commission subsequently approved Verizon DC's Application in Order No. 14055, finding that the proposed tariff amendment was consistent with the requirements of Sections 3(a) and 3(a)(2) of Price Cap Plan 2004. This tariff amendment becomes effective upon the publication date of this Notice of Final Rulemaking in the *D.C. Register*.

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<sup>5</sup> *Id.*

<sup>6</sup> See Formal Case No. 1005, *In the Matter of Verizon Washington, D.C. Inc.'s Price Cap Plan 2004 for the Provision of Local Telecommunications Services in the District of Columbia*, Order No. 13370, rel. September 9, 2004. ("Price Cap Plan 2004").

<sup>7</sup> See Price Cap Plan 2004 at § 3(a)(2).

<sup>8</sup> 53 *D.C. Reg.* 5273-5274 (2006).

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2. A Notice of Proposed Reimbursement for Public Utilities ("NOPR") was published in the *D.C. Register* on July 21, 2006.<sup>2</sup> No opposition was filed in response to this NOPR.<sup>3</sup> The amount of the Commission's Fiscal Year 2006 Budget, or \$7,852,308.00, and WGL's reimbursement amount are the same. Accordingly, the Commission took final action on the NOPR in Order No. 14050 directing WGL to pay its assessed portion of the Commission's FY 2006 Budget.<sup>4</sup>

<sup>1</sup> *Formal Case No. 712, In the Matter of the Investigation into the Public Service Commission's Rules of Practice and Procedure ("FC 712")*, Order No. 14050, rel. September 12, 2006

<sup>2</sup> *52 D.C. Register* 5914-5916 (July 21, 2006).

<sup>3</sup> The Office of People's Counsel filed a Request for Expedited Consideration on Motion for Clarification of PSC Notices of Proposed Reimbursement for Public Utilities Issued July 21, and August 11, 2006, which will be addressed in a separate Commission Order. However, OPC did not object to the proposed assessments.

<sup>4</sup> *FC 712*, Order No. 14050 at 1.

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2. A Notice of Proposed Reimbursement for Public Utilities ("NOPR") was published in the *D.C. Register* on August 11, 2006.<sup>2</sup> No opposition was filed in response to this NOPR.<sup>3</sup> The amount of OPC's Fiscal Year 2006 Budget, or \$4,306,460.00, and WGL's reimbursement amount did not change. Accordingly, the Commission took final action on the NOPR in Order No. 14046 directing WGL to pay its assessed portion of OPC's FY 2006 Budget.<sup>4</sup>

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<sup>1</sup> *Formal Case No. 712, In the Matter of the Investigation into the Public Service Commission's Rules of Practice and Procedure* ("FC 712"), Order No. 14046, rel. September 12, 2006

<sup>2</sup> 52 *D.C. Register* 6588-6590 (August 11, 2006).

<sup>3</sup> The Office of People's Counsel filed a Request for Expedited Consideration on Motion for Clarification of PSC Notices of Proposed Reimbursement for Public Utilities Issued July 21, and August 11, 2006, which will be addressed in a separate Commission Order. However, OPC did not object to the proposed assessments.

<sup>4</sup> *FC 712*, Order No. 14046 at 1.

## DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

NOTICE OF FINAL RULEMAKING

The District members of the Board of Directors ("the Board") of the District of Columbia Water and Sewer Authority ("the Authority"), pursuant to the authority set forth in section 216 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111, §§ 203(3), (11) and 216; D.C. Official Code §§ 34-2202.03(3), (11) and 34-2202.16, at its regular meeting held on Sept. 7, 2006 took final action to adopt the following amendments to the Water and Sanitation Regulations (21 DCMR). The rules adopt a new Right of Way Occupancy Fee Pass Through Charge / Pilot Fee.

The Authority's proposed rulemaking was originally published in the February 3, 2006 edition of the D.C. Register, (53 DCR 680). A public hearing was held on June 8, 2006. The Board of Directors voted after consideration of all comments received and the report of the Retail Rates Committee to revise the Right of Way Occupancy Fee Pass Through Charge / Pilot Fee to increase the rate from Forty-Two Cents (\$.42) per One Hundred Cubic Feet of water used, to Forty-Four Cents (\$.44) per One Hundred Cubic Feet of water used, effective October 1, 2006. A technical correction was made to the proposed rulemaking to renumber the section from 112.5 to 112.8. The noted change is not a substantive change to the proposed regulations and does not impose additional requirements on the public.

This final rulemaking will be effective when published in the D.C. Register and the new rate will be effective on the stated dates.

**Title 21 DCMR, Chapter 1 WATER SUPPLY, Section 112 FEES, subsection 112.8 RIGHT OF WAY OCCUPANCY FEE PASS THROUGH CHARGE is amended to read as follows:**

**112.8** The Right of Way Occupancy Fee Pass Through Charge / Pilot Fee, assessed to recover the cost of fees charged by the District of Columbia to the Water and Sewer Authority for use of District of Columbia public space and rights of ways, shall be as follows:

Effective October 1, 2006 the Right of Way Occupancy Fee Pass Through Charge / Pilot Fee of Forty-Two Cents (\$.42) for each One Hundred Cubic Feet (100ft<sup>3</sup>) of water used shall be increased to Forty-Four Cents (\$.44) for each One Hundred Cubic Feet (100ft<sup>3</sup>) of water used.

## DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

NOTICE OF FINAL RULEMAKING

The District members of the Board of Directors ("the Board") of the District of Columbia Water and Sewer Authority ("the Authority"), pursuant to the authority set forth in section 216 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111, §§ 203(3), (11) and 216; D.C. Official Code §§ 34-2202.03(3), (11) and 34-2202.16, at its regular meeting held on Sept. 7, 2006 took final action to adopt the following amendments to the Water and Sanitation Regulations (21 DCMR). The rules adopt new retail water and sewer rates.

The Authority's proposed rulemaking was originally published in the February 3, 2006 edition of the D.C. Register, (53 DCR 678). A public hearing was held on June 8, 2006. The Board of Directors voted after consideration of all comments received and the report of the Retail Rates Committee to revise retail water and sewer rates to increase the rate for water service from \$1.93 per One Hundred Cubic Feet to \$2.03 per One Hundred Cubic Feet and to increase the sewer service rate from \$2.91 per One Hundred Cubic Feet to \$3.06 per One Hundred Cubic Feet, effective October 1, 2006.

This final rulemaking will be effective when published in the D.C. Register and the new rates will be effective on the stated dates.

**Title 21 DCMR, Chapter 41 RETAIL WATER AND SEWER RATES, Section 4100 RATES FOR WATER SERVICE, is amended to read as follows:**

**CHAPTER 41 RETAIL WATER AND SEWER RATES****4100 RATES FOR WATER SERVICE**

4100.1 The retail rate for unmetered water service for building construction shall be Eight Dollars and Fifty-Two Cents (8.52 cents) for each one thousand (1,000) bricks and Four Dollars and Twenty-Six Cents (\$4.26) for each cubic yard of concrete, with a minimum charge of One Dollar and Forty-Two Cents (\$1.42) for each separate building project.

4100.2 The retail rate for unmetered water service for domestic purposes shall be:

- (a) A base charge of Thirteen Dollars and Ninety-Five Cents (\$13.95) per year for all tenements two (2) stories high or less with a front width of sixteen (16) feet or less;
- (b) Eighty-Eight Cents (.88 cents) per year for each additional front foot or fraction of a foot greater than one half (1/2); and

- (c) One third (1/3) of the charges under subparagraphs (a) and (b) of this subsection per year for each additional story or part of a story.

4100.3 The retail rate for metered water service of One Dollar and Ninety-Three Cents (\$1.93) for each One Hundred Cubic Feet (100ft<sup>3</sup>) of water used shall be:

Effective October 1, 2006, increased from One Dollar and Ninety-Three Cents (\$1.93) for each One Hundred Cubic Feet (100ft<sup>3</sup>) of water used to Two Dollars and Three Cents (\$2.03) for each One Hundred Cubic Feet (100ft<sup>3</sup>) of water used.

4100.4 The minimum rate for water furnished any premises through a metered service shall be Fourteen Dollars and Twenty-Four Cents (\$14.24) semiannually for up to (1,000) cubic feet of water.

**Title 21 DCMR, Chapter 41 RETAIL WATER AND SEWER RATES, Section 4101 RATES FOR SEWER SERVICE, subsection 4101.1 is amended to read as follows:**

**4101 RATES FOR SEWER SERVICE**

4101.1 The retail rate for sanitary sewer service of Two Dollars and Ninety-One Cents (\$2.91) for each One Hundred Cubic Feet (100ft<sup>3</sup>) of water used, shall be:

Effective October 1, 2006, increased from Two Dollars and Ninety-One (\$2.91) for each One Hundred Cubic Feet (100ft<sup>3</sup>) of water used, to Three Dollars and Six Cents (\$3.06) for each One Hundred Cubic Feet (100ft<sup>3</sup>) of water used.