

Filed Session of July 20, 2005  
Approved as Recommended  
and So Ordered  
By the Commission

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JACLYN A. BRILLING  
Secretary  
Issued and Effective July 20, 2005

STATE OF NEW YORK  
DEPARTMENT OF PUBLIC SERVICE

June 21, 2005

TO: THE COMMISSION

FROM: OFFICE OF ELECTRICITY AND ENVIRONMENT – RATES & TARIFFS

SUBJECT: CASE 05-S-0074 – Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of M-GBC, LLC for Steam Service – Further Suspension of Steam Tariff Schedule.

SUMMARY OF

RECOMMENDATION: Staff recommends that the matter be further suspended to and including February 17, 2006.

M-GBC, LLC (M-GBC) filed an initial tariff schedule, P.S.C. No. 1-Steam, to establish steam service for Calverton Industrial Park. A prehearing conference was held on March 14, 2005 and it was decided that additional evidence would be needed to adequately address the issues raised by the M-GBC petition (Case 05-M-0073). Department of Public Service Staff, M-GBC and the Calverton Owners Association jointly proposed a procedural schedule regarding the initial steam tariff and the certificates of public convenience and necessity requested in the petition. To accommodate the procedural schedule, the effective date of the new steam tariff schedule was suspended through August 17, 2005 by order issued April 13, 2005 in Cases 05-M-0073 and 05-S-0074. The investigation in this proceeding is continuing.

Recommendation

It is recommended that:

1. the operation of the matter suspended by the April 13 2005 order be further suspended and the use of the rates, charges, rules and regulations stated in that order be further deferred through February 17, 2006, unless otherwise ordered by this Commission;
2. M-GBC, LLC be directed to file with the Commission, not later than August 12, 2005, a consecutively numbered supplement announcing further suspension of the suspended amendments;
3. this proceeding be continued.

Respectfully submitted,

ROSANNE ERETANO  
Utility Analyst 2

Approved by:

DOUGLAS E. LUTZY  
Chief, Rates & Tariffs  
Office of Electricity and Environment