

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 16-G-0058 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of KeySpan Gas East Corp. dba Brooklyn Union of L.I. for Gas Service.

CASE 16-G-0059 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of The Brooklyn Union Gas Company dba National Grid NY for Gas Service.

RULING ON SCHEDULE

(Issued July 25, 2016)

DAVID R. VAN ORT, Administrative Law Judge:

On July 21, 2016, KeySpan Gas East Corporation (KEDLI) and The Brooklyn Union Gas Company (KEDNY) (collectively, "Companies"), filed a letter with the Commission's Secretary consenting to an extension, for an additional month, of the maximum suspension period before new rates would go into effect to allow the parties additional time for settlement discussions and to finalize a joint proposal. Under the extension, new rates would become effective March 1, 2017. The Companies noted that the proposal for the one-month extension of the suspension period is based on an understanding that the Department of Public Service (DPS Staff) continues to support a "make whole" provision that would ensure the Companies are placed in the same financial position as they would be if new rates were to go into effect on January 1, 2017. As part of the request, KEDLI and KEDNY outlined the contemplated revenue adjustment inputs to be used in the make whole determination. I note that there has been no opposition expressed by any of the parties to the Companies' extension proposal or its revenue adjustment recommendation. The Commission will ultimately decide on the extension of the suspension period and the make whole request.

The original case schedule adopted for these cases provided for the commencement of evidentiary hearings on June 27, 2016. The schedule was postponed as a result of the Companies' June 17, 2016 consent to a one-month extension of the suspension period (through January 31, 2017) to allow for continuing negotiations. The Companies' proposal to extend the suspension period an additional month to allow additional time for the parties to continue negotiations in an effort to reach a settlement agreement is reasonable.

To ensure the timely completion of the cases in the event that the parties are unable to reach an agreement on a joint proposal, the evidentiary hearings planned for the first week of August are rescheduled. Adjusting the litigation schedule to correspond with the agreed to extensions of the suspension period, the evidentiary hearings will now commence on September 6, 2016. A separate notice will be issued confirming the date and identifying the location and starting time.

(SIGNED)

DAVID R. VAN ORT