

220 CMR: DEPARTMENT OF PUBLIC UTILITIES

1.07: Quorum; Tentative or Proposed Decisions

- (1) Quorum. At least two Commissioners shall participate in any action of the Commission. All decisions and rulings of the Commission shall be by a vote of a majority of the Commission.
- (2) Tentative or Proposed Decisions.
 - (a) In the event that a majority of the Commission have neither heard nor read the evidence and their decision is adverse to any party other than the Department, then if any party in advance of hearing so requests in writing, such decision shall be made only after a tentative or proposed decision is delivered or mailed to each party.
 - (b) Such tentative or proposed decision shall contain a statement of reasons and a determination of each issue of fact or law necessary to such decision.
 - (c) Upon the proper filing and service of objections by a person adversely affected by such decision no later than ten days after receipt of the same, the Commission shall allow either oral or written arguments to be presented to a majority of the Commission, the choice to be in the discretion of the Commission.