

STATE REGULATION OF PUBLIC UTILITIES REVIEW COMMITTEE

**CANDIDATES FOR THE
SOUTH CAROLINA PUBLIC SERVICE COMMISSION
EDITED PERSONAL DATA QUESTIONNAIRE**

NOTICE: The information requested herein is needed to assist the Committee in its investigation of candidates for the Public Service Commission. This questionnaire is the initial step in the investigation of your candidacy. A completed questionnaire should be returned to the Committee as soon as possible, but in any event no later than noon, 12:00 p.m., on Wednesday, August 1, 2018. (Use and attach separate sheets, if necessary.)

PLEASE SPECIFY THE SEAT FOR WHICH YOU ARE APPLYING (THE CONGRESSIONAL DISTRICT IN WHICH YOU RESIDE): 2nd District

1. Full Name: Mr. Elliott Fuqua Elam, Jr.

Home Address: 142 Mossborough Dr.
Lexington, South Carolina 29073-7454

Business Address: South Carolina Public Service Commission
101 Executive Center Drive Suite 101
Columbia, South Carolina 29210

6. List each institution of higher learning you attended, including dates of attendance and degrees awarded. Please provide an official transcript prior to your screening hearing. If you left any institution without receiving a degree, state the reason for leaving.

University of South Carolina. 1980-1984. Bachelor of Arts in Political Science.
University of South Carolina. 1984-1988. Master's in Public Administration.
University of South Carolina. 1985-1988. Juris Doctorate.

7. List any continuing education courses or other professional education or training programs that you have attended in the past five years.

See attachment.

8. Have you been employed or held any position in any of the following areas?

- (a) energy issues
- (b) telecommunications issues
- (c) consumer protection and advocacy issues
- (d) water and wastewater issues
- (e) finance, economics, and statistics
- (f) accounting



- (g) engineering
- (h) law

Please provide the duration of your employment or service and details about the nature of the work or the position.

From my employment as a law clerk in the Consumer Advocate's office in 1987 through the end of 2004, I was involved in litigating utility cases before the PSC which involved all the above areas, as well as litigating insurance rate proceedings before the Department of Insurance and the Administrative Law Court. From 2005 through 2014, my position continued to include law and consumer protection and advocacy through representation of consumers in insurance rate filings. I also gained additional regulatory law experience acting as the head of the Department's licensing programs for Professional Employer Organizations, Continuing Care Retirement Communities, and Discount Medical Plan Organizations. Beginning in July 2014 to the present, I have been involved in hearing cases involving all the listed areas in my position as a Public Service Commissioner.

9. Have you served in the military? If so, give the dates of service, branch of service, highest rank, serial number, present status, and the character of your discharge or release.

No.

10. Have you ever held public office? If so, provide details, including the office, whether elected or appointed, the length and dates of your service. Also, state whether or not you timely filed reports with the State Ethics Commission during the period you held public office. If not, were you ever subject to a penalty. If so, provide details, including dates.

I served as Consumer Advocate for the State of South Carolina from 2003-2014. In my capacity as a deputy director/division head with the Department of Consumer Affairs, I began filing Statement of Economic Interest forms with the Ethics Commission in 2003. I have served on the Public Service Commission since July 2014, and have filed Statement of Economic Interest forms with the Ethics Commission each year since.

11. Have you ever been an unsuccessful candidate for elective, judicial, or other public office? If so, provide details, including dates.

No.

12. Please list in chronological order any employment of you by any governmental agency (whether full time or part time, contractual or at will, consulting or otherwise). Provide dates of employment, name of employer, name of supervisor, and major job responsibilities.

(a) South Carolina Department of Agriculture
Temporary Full Time Peach Inspector
Supervisor: Don't remember

May-August 1984
Quality Control Inspector

- (b) South Carolina State Reorganization Commission
Temporary Full Time Legal Intern
Supervisor: Philip Grose
May-August 1986
Research for Human Services Integration Project
- (c) South Carolina Department of Consumer Affairs
Part Time/Full Time Law Clerk
Supervisor: Ray Lark
1987-1989
Legal Research/Drafting Pleadings/Courier
- (d) South Carolina Department of Consumer Affairs
Staff Attorney
Supervisors: Ray Lark, Nancy Coombs
1990-2002
Representation of utility and insurance ratepayers before the Public Service Commission, Department of Insurance, Administrative Law Judge Division, Federal Communications Commission, Federal Energy Regulatory Commission and state and federal courts. Advising and testified before committees of the South Carolina General Assembly on utility regulation issues.
- (e) South Carolina Department of Consumer Affairs
Deputy Consumer Advocate/Consumer Advocate
Supervisors: Philip Porter, Brandolyn Pinkston, Carri Grube-Lybarker
2002-2014
Supervising attorneys and support staff. Directing the representation of utility and insurance ratepayers before the South Carolina Public Service Commission, Federal Communications Commission, Federal Energy Regulatory Commission, South Carolina Department of Insurance and the Administrative Law Court. Representing consumers in appeals before the circuit courts, the South Carolina Court of Appeals, and the South Carolina Supreme Court. Directing the Department's licensing and regulation of Professional Employer Organizations, Continuing Care Retirement Communities, and Prescription Drug Discount Card companies.
- (f) South Carolina Public Service Commission
Commissioner - 2nd District
2014-present
Hear and decide cases brought before the Commission. Participate in NARUC Committee work.

13. Please list in chronological order any occupation, business, or profession in which you have been engaged or employed (other than serving in a public office or being employed by a governmental agency). Please briefly note the nature of your work during each period.

None.

14. Are you now an officer or director or involved in the management of any business enterprise? Explain.

No.

15. Describe any financial arrangements or business relationships that you currently have or have had in the past that could pose a conflict of interest in the position you seek. Explain how you would resolve any potential conflict of interest.

None.

22. Are you now or have you ever been employed as a "lobbyist," as defined by S.C. Code Section 2-17-10(13), or have you acted in the capacity of a "lobbyist's principal," as defined by S.C. Code Section 2-17-10(14)? If so, please provide the dates of your employment or activity in such capacity and specify by whom you were directed or employed.

No.

23. Since your decision to seek a position on the Public Service Commission, have you accepted lodging, transportation, entertainment, food, meals, beverages, money, or any other thing of value, as defined by S.C. Code Section 2-17-10(1), from a lobbyist or lobbyist's principal? If so, please specify the item(s) received, date of receipt, and the lobbyist or lobbyist's principal providing the item(s).

No.

27. Please list the amount and recipient of all contributions made to members of the General Assembly within six months of filing this questionnaire.

None.

28. Have you directly or indirectly requested a pledge of any member of the General Assembly as to your election for the position for which you are being screened? Have you received the assurance of any public official or public employee that they will seek the pledge of any member of the General Assembly as to your election for the position for which you are being screened?

No. No.

29. Have you or has anyone on your behalf solicited or collected funds to aid in the promotion of your candidacy for the position of Public Service Commissioner? If so, please specify the amount, solicitor (if applicable), donor, and date of solicitation and/or receipt.

No.

30. List all professional organizations of which you are a member and give the titles and dates of any offices that you have held in such groups.

- Member South Carolina Bar Association (1989-present)
- Member South Carolina Bar Association Administrative and Regulatory Law Committee (2015-present)
- Member National Association of Regulatory Utility Commissioners (NARUC) (2014-present)
- Member NARUC Committee on Telecommunications (2014-present)
- Member NARUC Telecommunications Act Modernization Task Force (2015-present)
- Member Federal Communications Commission (FCC) Federal-State Joint Conference on Advanced Telecommunications Services (2015-present)
- Member Southeastern Association of Regulatory Utility Commissioners (SEARUC) (2014-present)

31. List all civic, charitable, religious, educational, social, and fraternal organizations of which you are or have been a member during the past five (5) years.

None.

32. State any other information which may reflect positively or negatively on you, or which you believe should be disclosed in connection with consideration of you for a position on the Public Service Commission.

None.

33. List the names, addresses, and telephone numbers of five (5) persons, including your banker, from whom references could be required. Also, provide this Committee with original letters of recommendation from each person listed herein, including their signature. A photocopy, facsimile, or electronic submission of a letter of recommendation will not be accepted.

- 1) Banker Letter
- 2) Marcia Cook Purday - Columbia, SC
- 3) Nancy Vaughn Coombs - Columbia, SC
- 4) Donna J. Backwinkel - Columbia, SC
- 5) Robert T. Bockman - Columbia, SC

YOUR SIGNATURE WILL BE HELD TO CONSTITUTE A WAIVER OF THE CONFIDENTIALITY OF ANY PROCEEDING BEFORE A GRIEVANCE COMMITTEE OR ANY RECORD INFORMATION CONCERNING YOUR CREDIT.

I HEREBY CERTIFY THAT THE ANSWERS TO THE ABOVE QUESTIONS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Signature:

Date:

PLEASE NOTE: S.C. CODE SECTIONS REFERRED TO IN THIS DOCUMENT ARE ATTACHED

State Regulation of Public Utilities Review Committee
PERFORMANCE EVALUATION

Elliott F. Elam, Jr.
South Carolina Public Service Commission
Seat: Second Congressional District
Review Period: July 1, 2014 - June 30, 2015

Commissioner Elam was initially elected to the Public Service Commission on May 28, 2014. During his first year at the Commission, he has taken advantage of many opportunities to expand his understanding of public utilities issues. Commissioner Elam is a member of NARUC and SEARUC. He is a member of the NARUC Committee on Telecommunications and was appointed by the Federal Communications Commission to serve on the Federal-State Joint Conference on Advanced Telecommunications. He is also a member of the South Carolina Bar's Administrative and Regulatory Law Committee.

During the review period, Commissioner Elam attended the following educational programs and events:

- NARUC meetings (summer, annual, and winter);
- NARUC Annual Regulatory Studies Program;
- SEARUC Commissioners Only Summit;
- SEARUC annual meeting;
- Various training sessions and workshops, including allowable ex parte briefings and statutorily required sessions on ethics.

Based on surveys of persons appearing before the Commission and commission employees, Commissioner Elam is courteous to all persons appearing before him, is impartial in his treatment of persons appearing before him, has a positive influence on employee morale, and is respected by attorneys and persons appearing before the Commission. The Review Committee's review revealed no evidence of unethical behavior by Commissioner Elam.

State Regulation of Public Utilities Review Committee
PERFORMANCE EVALUATION

Elliott F. Elam, Jr.
South Carolina Public Service Commission
Seat: Second Congressional District
Review Period: July 1, 2015 - June 30, 2016

Commissioner Elam was initially elected to the Public Service Commission on May 28, 2014. During his tenure at the Commission, he has taken advantage of many opportunities to expand his understanding of public utilities issues. Commissioner Elam is a member of NARUC and SEARUC. He is a member of the NARUC Committee on Telecommunications and the NARUC Telecommunications Act (TeAM) Task Force. He was appointed by the Federal Communications Commission to serve on the Federal-State Joint Conference on Advanced Telecommunications. He is also a member of the South Carolina Bar's Administrative and Regulatory Law Committee.

During the review period, Commissioner Elam attended the following educational programs and events:

- NARUC meetings (summer, annual, and winter);
- NARUC Annual Regulatory Studies Program;
- SEARUC annual meeting;
- Emerging Issues Policy Forum;
- Critical Consumer Issues Forum;
- Various training sessions and workshops, continuing legal education courses, allowable ex parte briefings, and statutorily required sessions on ethics.

Based on surveys of persons appearing before the Commission and Commission employees, Commissioner Elam is courteous to all persons appearing before him, is impartial in his treatment of persons appearing before him, has a positive influence on employee morale, and is respected by attorneys and persons appearing before the Commission. The Review Committee's review revealed no evidence of unethical behavior by Commissioner Elam.