



Agenda Date: 11/10/10
Agenda Item: 2D

STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center, Suite 801
Newark, NJ 07102
www.nj.gov/bpu/

ENERGY

IN THE MATTER OF THE PETITION OF PUBLIC) ORDER
SERVICE ELECTRIC AND GAS COMPANY,)
PURSUANT TO N.J.S.A. 48:3-9 AND N.J.A.C. 14:1-5.9,)
FOR AUTHORITY TO ISSUE AND SELL SHORT-TERM)
OBLIGATIONS NOT EXCEEDING \$1 BILLION)
AGGREGATE PRINCIPAL AMOUNT AT ANY ONE)
TIME OUTSTANDING THROUGH JANUARY 3, 2013) DOCKET NO. EF10090648

James T. Foran, Esq. General Corporate Counsel Public Service Electric and Gas Company
Newark, New Jersey

BY THE BOARD:

Public Service Electric and Gas Company ("Petitioner"), a public utility of the State of New Jersey, on September 7, 2010 filed a petition ("Petition") with the New Jersey Board of Public Utilities ("Board") requesting authority pursuant N.J.S.A. 48:3-9 and N.J.A.C. 14:1-5.9 to issue (a) short-term obligations consisting of borrowings from banks, trust companies, insurance companies or other lenders and (b) promissory notes ("commercial paper") (together, "Short-term Obligations") not to exceed \$1.0 billion in aggregate principal amount at any one time outstanding, through January 2, 2013.

This request is virtually identical to the request in Docket No. EF081000911. In that docket, by Order dated December 18, 2008, this Board authorized Petitioner to issue Short-term Obligations, not exceeding \$1.0 billion in aggregate principal amount at any one time outstanding, through January 3, 2011. Approval of the current request will provide Petitioner with the flexibility it requires to meet continued cash needs and manage cash flows during 2011 and 2012.

Petitioner states that permanent financing and refinancing for its continuing facilities improvement programs are provided through the issuance of long-term debt and by internally generated cash. However, in addition, Petitioner states that it needs to fund its utility obligations and corporate transactions, including working capital, purchases of energy and natural gas, payment of State income and other taxes, temporary funding of long-term debt and managing mismatches which may occur between its cash receipts, including collections from customers, and its cash outflows, including Basic Generation Service contract payments. In order to employ internally generated cash efficiently and to provide the flexibility necessary to effectively manage cash flows and meet continued cash needs, Petitioner maintains that it needs to continue to issue Short-term Obligations.

To the extent that any Short-term Obligation is a renewal or extension of a short-term obligation previously issued, such renewal or extension could be payable later than twelve months after the date of the original instrument. Petitioner requests that, within the limitation of \$1.0 billion aggregate principal amount at any one time outstanding, such Short-term Obligations may be issued, extended or renewed from time to time through January 2, 2013 without further application to or approval of the Board.

Petitioner asserts that the interest or discount rate applicable to the Short-term Obligations will be the best rate obtainable by Petitioner for the type of transaction involved. In the case of borrowings from banks and trust companies, such rate, in each instance, will normally be referenced to the prime commercial lending rate, the federal funds rate or the London Interbank Offered Rate (LIBOR), as the case may be. In the case of commercial paper, the rate will normally be the market rate or discount rate for commercial paper of comparable quality and maturity.

Petitioner represents that the proceeds from the issuance of Short-term Obligations will be added to its general funds, and will be used for utility purposes, including for working capital, interim financing of State income and other tax obligations, purchases of energy and natural gas, temporary funding of long-term debt maturity and obligations, and payment of other current utility transactions.

The Division of Rate Counsel ("Rate Counsel") has reviewed this matter and, by letter dated October 29, 2010, is not opposed to Board approval subject to inclusion of certain conditions incorporated in the provisions below.

The Board, after its investigation, FINDS that:

1. The purposes of the Short-term Obligations are necessary and proper; and
2. The Petitioner's financing is appropriate at this time.

Therefore, after investigation, having considered the record and exhibits submitted in these proceedings as well as the comments of Rate Counsel, being satisfied with the action proposed to be taken by Petitioner as indicated above, and finding that the transaction is to be made in accordance with law, is in the public interest, and approving the purposes thereof, the Board HEREBY ORDERS that Petitioner is HEREBY AUTHORIZED to issue and sell Short-term Obligations not exceeding \$1.0 billion in aggregate principal amount at any one time outstanding, all as described above.

This Order is issued subject to the following provisions:

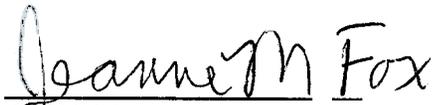
- 1 This Order shall not be construed as directly or indirectly fixing for any purpose whatsoever any value of the tangible or intangible assets now owned or hereafter to be owned by Petitioner.
2. This Order shall not affect or in any way limit the exercise of the authority of this Board, or of this State, in any future petition or in any proceeding with respect to rates, franchises, service, financing, accounting, capitalization, depreciation, or in any other matters affecting the Petitioner.
3. The authority granted in this Order shall become null and void and of no effect with respect to any portion which is not exercised by January 2, 2013.

4. PSE&G is obligated to conduct its short-term borrowing at lowest reasonable cost, in accordance with its commitment in Paragraph 5 of its Petition.
5. Short-term issuance authority should be used to fund utility operations and investments only, not to fund unregulated affiliates.
6. The Board's approval of the Petition does not constitute pre-approval of any cost recovery from customers or rate setting.
7. Petitioner retains the obligation to use a prudent mix of capital to finance its utility operations and investments to provide service at lowest reasonable cost.
8. Rate Counsel reserves all rights to take appropriate positions in future Board proceedings involving Petitioner.

DATED: 11/10/

BOARD OF PUBLIC UTILITIES
BY:


LEE A. SOLOMON
PRESIDENT

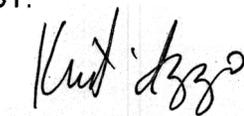

JEANNE M. FOX
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER


NICHOLAS ASSELTA
COMMISSIONER


ELIZABETH RANDALL
COMMISSIONER

ATTEST:


KRISTI IZZO
SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public
Utilities



SERVICE LIST

In the Matter of the Petition of Public Service Electric and Gas Company, Pursuant to N.J.S.A. 48:3-9 and N.J.A.C. 14:1-5.9, for Authority to Issue and Sell Short-term Obligations Not Exceeding \$1 Billion Aggregate Principal Amount at Any One Time Outstanding Through January 3, 2013.

Docket No. TF10090648

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<p>Robert Schultheis Board of Public Utilities Two Gateway Center Newark, NJ 07102</p>	<p>Matthew I. Kahal Economic Consultant c/o Exeter Associates, Inc. 5565 Sterrett Place Suite 310 Columbia, MD 21044</p>	