



**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
44 South Clinton Avenue, 9<sup>th</sup> Floor  
Post Office Box 350  
Trenton, New Jersey 08625-0350  
[www.nj.gov/bpu/](http://www.nj.gov/bpu/)

ENERGY AND CLEAN ENERGY

IN THE MATTER OF THE PETITION OF )  
ATLANTIC CITY ELECTRIC COMPANY FOR ) PRE-HEARING ORDER  
APPROVAL OF A VOLUNTARY PROGRAM FOR )  
PLUG-IN VEHICLE CHARGING ) DOCKET NO. EO18020190

**Parties of Record:**

**Philip J. Passanante, Esq.**, Atlantic City Electric Company  
**Stefanie Brand, Esq.**, Director, NJ Division of Rate Counsel  
**Murray E. Bevan, Esq.**, Bevan, Mosca & Giuditta P.C. on behalf of ChargePoint, Inc.  
**William Bittinger, Esq.**, Eastern Environmental Law Center on behalf of Environmental Movants  
**Kevin Auerbacher, Esq.**, on behalf of Tesla, Inc.  
**Martin C. Rothfelder, Esq.**, on behalf of EVGO Services LLC  
**Nathan C. Howe, Esq.**, McCarter & English LLP on behalf of Greenlots  
**Ira G. Megdal, Esq.**, on behalf of Electrify America, LLC

**BY COMMISSIONER UPENDRA J. CHIVUKULA:**

**I. BACKGROUND**

On February 23, 2018, Atlantic City Electric Company (“ACE” or “Company”) filed a petition (“PIV Petition”) with the New Jersey Board of Public Utilities (“Board” or “BPU”) for approval of a Voluntary Program for Plug-In Vehicle (“PIV”) Charging (“PIV Program”).

By Board Order dated March 26, 2018, the Board determined that the PIV Petition should be retained by the Board for hearing and, pursuant to N.J.S.A. 48:2-32, designated myself as the presiding officer authorized to rule on all motions that arise during the pendency of these proceedings and modify any schedules that may be set as necessary to secure a just and expeditious determination of the issues.

Throughout early November, 2020, the parties engaged in multiple settlement discussions. On November 12, 2020, a pre-hearing conference was held with the parties.

**II. DISCUSSION AND FINDINGS**

On November 12, 2020 a pre-hearing conference was held with the parties. Accordingly I **FIND** good cause to amend the modified procedural schedule set forth by Order on November 10, 2020

and **HEREBY ISSUE** the following modified procedural schedule (Exhibit A). Most notably, the Evidentiary Hearings scheduled for November 17, 19 and 20, 2020 have been rescheduled for December 18 and 21, 2020.

In order to facilitate the virtual Evidentiary Hearings, I **HEREBY ORDER** that all parties file the following no later than December 11, 2020:

1. A list of exhibits marked for identification;
2. A list of exhibits to be marked into evidence by consent;
3. Exhibits electronically filed in .pdf format, pre-marked for identification with each page numbered or Bates stamped;
4. Witness list annotated with topic(s) to be addressed by each witness; and
5. List of all proposed attendees for the evidentiary hearing, including each attendee's affiliation and whether he/she is party to the Non-Disclosure Agreement.

I **HEREBY DIRECT** that this Order be posted on the Board's website.

This provisional ruling is subject to ratification or other alteration by the Board as it deems appropriate during the proceedings in this matter.

DATED: November 13, 2020

BY:



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UPENDRA J. CHIVUKULA  
COMMISSIONER

IN THE MATTER OF THE PETITION OF ATLANTIC CITY ELECTRIC COMPANY FOR  
APPROVAL OF A VOLUNTARY PROGRAM FOR PLUG-IN VEHICLE CHARGING  
BPU DOCKET NO. EO18020190

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## EXHIBIT A

IN THE MATTER OF THE PETITION OF ATLANTIC CITY ELECTRIC COMPANY FOR  
APPROVAL OF A VOLUNTARY PROGRAM FOR PLUG-IN VEHICLE CHARGING DOCKET  
NO. EO18020190

### Amended Procedural Schedule

Settlement Conference	November 17, 2020 at 9 A.M.
Supplemental Information/Testimony by ACE	November 23, 2020
Discovery Requests on ACE Supplemental Information/Testimony propounded	December 1, 2020
Public Hearings	December 2, 2020 at 4:30 and 5:30 P.M.
Responses to Discovery on Supplemental Information/Testimony	December 8, 2020
Pre-Hearing Conference	December 10, 2020 at 2 P.M.
Pre-file exhibits	December 11, 2020
List of exhibits marked for identification	December 11, 2020
List of exhibits to be marked into evidence by consent	December 11, 2020
Witness list distributed among parties	December 11, 2020
List of all proposed attendees at evidentiary hearing, with affiliation and NDA status noted	December 11, 2020
List of stipulated facts and issues to be addressed at evidentiary hearing	December 11, 2020
Rebuttal Testimony filed by parties as appropriate	December 14, 2020
Evidentiary Hearings, with oral surrebuttal	December 18 and 21, 2020
Initial Briefs Due	TBD by Commissioner at evidentiary hearings