



**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/)

DIVISION OF ENERGY

IN THE MATTER OF THE APPLICATION OF PSEG )  
NUCLEAR, LLC AND EXELON GENERATION )  
COMPANY, LLC FOR THE ZERO EMISSION )  
CERTIFICATE PROGRAM - SALEM UNIT 2 )  
)  
) DOCKET NO. ER20080558

**Parties of Record:**

**Jeanne J. Dworetzky, Esq.**, Assistant General Counsel, Exelon Generation Company, LLC  
**Stefanie A. Brand, Esq.**, Director, New Jersey Division of Rate Counsel  
**Grace H. Park**, Deputy General Counsel and Chief Litigation Counsel, PSEG Nuclear  
**Steven S. Goldenberg, Esq.**, Giordano, Halleran and Ciesla, P.C. for New Jersey Large Energy Users Coalition  
**Paul F. Forshay, Esq.**, Eversheds Sutherland (US) LLP for New Jersey Large Energy Users Coalition  
**William Harla, Esq. and Alice Bergen, Esq.**, Decotiis, Fitzpatrick, Cole & Giblin, LLP for PJM Power Providers Group  
**Michael J. Ash, Esq.**, Carlin & Ward, PC, Attorney for Monitoring Analytics, LLC  
**Jeffrey Mayes, Esq.**, General Counsel, Monitoring Analytics, LLC  
**Alexander W. Judd, Esq.**, Day Pitney LLP, Attorney for Exelon Generation Company, LLC

**BY PRESIDENT JOSEPH L. FIORDALISO**

On February 8, 2021, the New Jersey Division of Rate Counsel filed what it denominated as a Renewed Request for Prehearing Conference in the above captioned matter. Rate Counsel specifically notes that a prehearing conference could help to streamline and define the overall process, in light of the topic as well as the current state of affairs.

On February 12, 2021, PSEG Nuclear issued a letter in support of the request for a prehearing conference, based upon similar foundations.

As such, and in light of the upcoming evidentiary hearing, I **HEREBY ORDER** a prehearing conference to be held as follows:

Tuesday, March 2, 2021  
3:00 p.m. – 4:00 p.m.  
Link to be provided

Staff will preside over the prehearing conference, subject to my ratification.

Additionally, I note that an application for admission *pro hac vice* had been filed on behalf of Alexander W. Judd, Esq., representing Exelon Generation Company. This motion has not been previously acted upon. Based upon review, and the associated filings, it appears that:

1. Mr. Judd is a member in good standing admitted to practice in the State of Connecticut;
2. Mr. Judd has significant experience representing the interests of energy companies, and this proceeding involves a complex field of law, such that good cause is shown; and
3. Mr. Judd has paid to the New Jersey Lawyers' Fund for Client Protection the fees required by R. 1:20-1(b).

Accordingly, and based upon the above, I **HEREBY FIND** that Mr. Judd satisfies the conditions for admission *pro hac vice*, and I am satisfied that he submitted to the Board proof of payment to the New Jersey Lawyers' Fund for Client Protection of the fees required by R. 1:20-1(b) and 1:28-2. Therefore, I **HEREBY ORDER** that Mr. Judd is **HEREBY ADMITTED** to practice before the Board *pro hac vice* in this matter, subject to the following conditions:

1. Mr. Judd shall abide by the Board's rules and all applicable New Jersey court rules, including all disciplinary rules;
2. Mr. Judd shall consent to the appointment of the Clerk of the Supreme Court as agent upon whom service of process may be made for all actions against them that may arise out of his participation in this matter;
3. Mr. Judd shall notify the Board immediately of any matter affecting his standing at the bar of any other jurisdiction; and
4. Mr. Judd shall have all pleadings, briefs and other papers filed with the Board signed by an attorney of record authorized to practice in this State, who shall be held responsible for them and for the conduct of this cause and the admitted attorney therein.

Finally, on February 18, 2021, PSEG Nuclear asked for an extension on the date discovery would be due, moving it from Friday, February 26, 2021 to Monday, March 1, 2021, based upon the timing of PSEG's Earnings Call. In light of this, I **HEREBY AMEND** the schedule to make all responses due by the close of business on March 1, 2021.

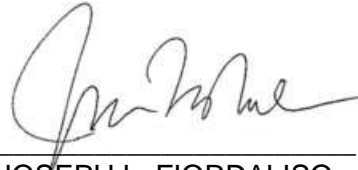
Additionally, I **HEREBY SET** the evidentiary hearing for 9:30 a.m. on Monday, March 8, 2021. Additional details will be provided at the pre-hearing conference. Parties are also **HEREBY NOTIFIED** that live cross examination will now be authorized for the evidentiary hearing, modifying my prior direction.

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

This Order shall be effective on February 25, 2021

DATED: February 25, 2021

BY:

A handwritten signature in black ink, appearing to read "Joe Fiordaliso", written over a horizontal line.

JOSEPH L. FIORDALISO  
PRESIDENT

IN THE MATTER OF THE APPLICATION OF PSEG NUCLEAR, LLC AND  
EXELON GENERATION COMPANY, LLC FOR THE ZERO EMISSION CERTIFICATE  
PROGRAM – SALEM 2

DOCKET NO. ER20080558

**SERVICE LIST**

**Division of Rate Counsel**

140 East Front Street, 4<sup>th</sup> Floor  
Post Office Box 003  
Trenton, NJ 08625-0003

Stefanie A. Brand, Esq., Director  
[sbrand@rpa.nj.gov](mailto:sbrand@rpa.nj.gov)

Brian Lipman, Esq., Litigation Manager  
[blipman@rpa.nj.gov](mailto:blipman@rpa.nj.gov)

Felicia Thomas-Friel, Esq.  
Managing Attorney – Gas  
[ftomas@rpa.nj.gov](mailto:ftomas@rpa.nj.gov)

Sarah H. Steindel, Esq.  
Assistant Deputy Rate Counsel  
[ssteinde@rpa.nj.gov](mailto:ssteinde@rpa.nj.gov)

Debora Layugan, Paralegal  
[dlayugan@rpa.nj.gov](mailto:dlayugan@rpa.nj.gov)

Tylise Hyman, Legal Secretary  
[thyman@rpa.nj.gov](mailto:thyman@rpa.nj.gov)

**Board of Public Utilities**

44 South Clinton Avenue, 9th Floor  
Post Office Box 350  
Trenton, NJ 08625-0350

Aida Camacho-Welch, Secretary of the Board  
[aida.camacho@bpu.nj.gov](mailto:aida.camacho@bpu.nj.gov)

Paul Flanagan, Esq., Executive Director  
[paul.flanagan@bpu.nj.gov](mailto:paul.flanagan@bpu.nj.gov)

Bob Brabston, Deputy Executive Director  
[robert.brabston@bpu.nj.gov](mailto:robert.brabston@bpu.nj.gov)

**Rate Counsel Consultants**

Andrea Crane  
The Columbia Group  
2805 East Oakland Park Blvd, #401  
Ft. Lauderdale, FL 33306  
[ctcolumbia@aol.com](mailto:ctcolumbia@aol.com)

Max Chang  
Bob Fagan  
Synapse Energy Economics, Inc.  
485 Massachusetts Ave., Suite 2  
Cambridge, MA 02139  
[mchang@synapse-energy.com](mailto:mchang@synapse-energy.com)  
[rfagan@synapse-energy.com](mailto:rfagan@synapse-energy.com)

**Division of Law**

Division of Law  
Public Utilities Section  
R.J. Hughes Justice Complex, 7<sup>th</sup> Floor West  
25 Market Street, P.O. Box 112  
Trenton, NJ 08625

David Apy, Assistant Attorney General  
[david.apy@law.njoag.gov](mailto:david.apy@law.njoag.gov)

Daren Eppley, Deputy Attorney General  
Section Chief  
[daren.eppley@law.njoag.gov](mailto:daren.eppley@law.njoag.gov)

Pamela Owen, Deputy Attorney General  
Assistant Section Chief  
[pamela.owen@law.njoag.gov](mailto:pamela.owen@law.njoag.gov)

Alex Moreau, Deputy Attorney General  
[alex.moreau@law.njoag.gov](mailto:alex.moreau@law.njoag.gov)

Brandon Simmons, Deputy Attorney General  
[Brandon.simmons@law.njoag.gov](mailto:Brandon.simmons@law.njoag.gov)

Benjamin Witherell, Chief Economist  
[benjamin.witherell@bpu.nj.gov](mailto:benjamin.witherell@bpu.nj.gov)

Abe Silverman, General Counsel  
[abe.silverman@bpu.nj.gov](mailto:abe.silverman@bpu.nj.gov)

Carol Artale, Esq. Deputy General Counsel  
[Carol.Artale@bpu.nj.gov](mailto:Carol.Artale@bpu.nj.gov)

Heather L. Weisband, Esq., Senior Counsel  
[Heather.weisband@bpu.nj.gov](mailto:Heather.weisband@bpu.nj.gov)

Ken Sheehan, Esq., Ombudsman  
[Ken.sheehan@bpu.nj.gov](mailto:Ken.sheehan@bpu.nj.gov)

Kevin Nedza, Director of Special Projects  
[kevin.nedza@bpu.nj.gov](mailto:kevin.nedza@bpu.nj.gov)

Stacy Peterson, Director, Division of Energy  
[stacy.peterson@bpu.nj.gov](mailto:stacy.peterson@bpu.nj.gov)

Charles Gurkas, Paralegal  
[charles.gurkas@bpu.nj.gov](mailto:charles.gurkas@bpu.nj.gov)

### **Public Service Electric and Gas Company**

PSEG Services Corporation  
80 Park Plaza, T5G  
PO Box 570  
Newark, NJ 07102-4194

Matthew Weissman  
Managing Counsel, State Regulatory  
[matthew.weissman@pseg.com](mailto:matthew.weissman@pseg.com)

Stephen Swetz  
Senior Director, Corporate Rates and  
Revenue Requirements  
[stephen.swetz@pseg.com](mailto:stephen.swetz@pseg.com)

Michele Falcao  
Regulatory Filings Supervisor  
[michele.falcao@pseg.com](mailto:michele.falcao@pseg.com)

Caitlyn White  
Regulatory Case Coordinator  
[caitlyn.white@pseg.com](mailto:caitlyn.white@pseg.com)

### **Atlantic City Electric Company**

Pepco Holdings LLC – 92DC56  
500 N. Wakefield Drive  
P.O. Box 6066  
Newark, DE 19714-6066

Philip J. Passanante, Esq.  
Assistant General Counsel  
[philip.passanante@pepcoholdings.com](mailto:philip.passanante@pepcoholdings.com)

Susan DeVito  
Director, Pricing and Regulatory Services  
[susan.devito@pepcoholdings.com](mailto:susan.devito@pepcoholdings.com)

Thomas M. Hahn, Principal Rate Analyst  
[thomas.hahn@pepcoholdings.com](mailto:thomas.hahn@pepcoholdings.com)

### **Jersey Central Power & Light**

300 Madison Avenue  
PO Box 1911  
Morristown, NJ 07962-1911

Gregory Eisenstark  
Windels Marx Lane & Mittendorf, LLP  
120 Albany Street Plaza  
New Brunswick, NJ 08901  
[geisenstark@windelsmarx.com](mailto:geisenstark@windelsmarx.com)

Joshua R. Eckert, Esq.  
[jeckert@firstenergycorp.com](mailto:jeckert@firstenergycorp.com)

Mark A. Mader  
Director, Rates & Regulatory Affairs – NJ  
[mamader@firstenergycorp.com](mailto:mamader@firstenergycorp.com)

Tom Donadio  
[tdonadio@firstenergycorp.com](mailto:tdonadio@firstenergycorp.com)

Yongmei Peng  
[ypeng@firstenergycorp.com](mailto:ypeng@firstenergycorp.com)

Lauren M. Lepkoski, Supervising Counsel  
FirstEnergy Service Company  
2800 Pottsville Pike  
Reading, PA 19612-6011  
[llepkoski@firstenergycorp.com](mailto:llepkoski@firstenergycorp.com)

Michael McFadden  
[michael.mcfadden@pseg.com](mailto:michael.mcfadden@pseg.com)

Bernard Smalls  
[bernard.smalls@pseg.com](mailto:bernard.smalls@pseg.com)

**New Jersey Large Energy Users Coalition**

Steven S. Goldenberg, Esq.  
Giordano, Halleran & Ciesla, P.C.  
125 Half Mile Road, Suite 300  
Red Bank, NJ 07701-6777  
[sgoldenberg@ghclaw.com](mailto:sgoldenberg@ghclaw.com)

Paul F. Forshay, Esq.  
Eversheds Sutherland (US) LLP  
700 Sixth Street, NW, Suite 700  
Washington, DC 20001-3980  
[paulforshay@eversheds-sutherland.com](mailto:paulforshay@eversheds-sutherland.com)

**PJM Power Providers Group**

William Harla, Esq.  
Decotiis, Fitzpatrick, Cole & Giblin, LLP  
Glenpointe Centre West  
500 Frank W. Burr Boulevard  
Teaneck, NJ 07666  
[wharla@decotiislaw.com](mailto:wharla@decotiislaw.com)

Alice Bergen, Esq.  
[abergen@decotiislaw.com](mailto:abergen@decotiislaw.com)

**Independent Market Monitor for PJM**

Michael J. Ash, Esq.  
Attorney for Monitoring Analytics, LLC  
Carlin & Ward, PC  
PO Box 751  
25A Vreeland Road  
Florham Park, NJ 07932  
[Michael.ash@carlinward.com](mailto:Michael.ash@carlinward.com)

Jeffrey W. Mayes  
General Counsel  
Monitoring Analytics, LLC  
2621 Van Buren Avenue, Suite No. 160  
Eagleville, Pennsylvania 19403  
(610) 271-8053  
[Jeffrey.Mayes@MonitoringAnalytics.com](mailto:Jeffrey.Mayes@MonitoringAnalytics.com)

**Rockland Electric Company**

4 Irving Place  
New York, NY 10003

Jane J. Quin, Vice President  
[quinja@coned.com](mailto:quinja@coned.com)

Margaret Comes  
Associate Counsel  
[comesm@coned.com](mailto:comesm@coned.com)

John L. Carley  
Associate General Counsel  
[carleyj@coned.com](mailto:carleyj@coned.com)

Kelly Ziegler  
[zieglerk@coned.com](mailto:zieglerk@coned.com)

Kristen M. Barone  
[baronekr@oru.com](mailto:baronekr@oru.com)

JoAnne Siebel  
[seibeljo@oru.com](mailto:seibeljo@oru.com)

Cheryl Ruggiero  
[ruggieroc@coned.com](mailto:ruggieroc@coned.com)

**PSEG Nuclear LLC**

Grace H. Park  
Deputy General Counsel and Chief Litigation  
Counsel  
PSEG Services Corporation  
80 Park Plaza, T5D  
Newark, New Jersey 07101-4194  
[grace.park@pseg.com](mailto:grace.park@pseg.com)

**Exelon Generation Company, LLC**

Jeanne J. Dworetzky  
Assistant General Counsel  
101 Constitution Avenue, NW, Suite 400E  
Washington, DC 20001  
[jeanne.dworetzky@exeloncorp.com](mailto:jeanne.dworetzky@exeloncorp.com)

James B. Blackburn IV, Esq.  
Day Pitney, LLP  
1100 New York Avenue, NW  
Washington, DC 20005  
[jblackburn@daypitney.com](mailto:jblackburn@daypitney.com)

Alexander W. Judd, Esq.  
Day Pitney, LLP  
242 Trumbull Street  
Hartford, CT 06103-1212  
[ajudd@daypitney.com](mailto:ajudd@daypitney.com)

Florence K.S. Davis Esq.  
Day Pitney, LLP  
242 Trumbull Street  
Hartford, CT 06103  
[fkdavis@daypitney.com](mailto:fkdavis@daypitney.com)

Naju R. Lathia, Esq.  
Day Pitney, LLP  
One Jefferson Road  
Parsippany, NJ 07054-2891  
[nlathia@daypitney.com](mailto:nlathia@daypitney.com)