



REVISED 11-5-08

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

**AGENDA FOR BOARD MEETING
FRIDAY, NOVEMBER 7, 2008
10:00 a.m. – NEWARK
EXECUTIVE SESSION***

**(Open Session will not reconvene until 11:00 a.m., at the earliest, following the conclusion of the Executive Session, which will commence at 10:00 a.m.)*

1. AUDITS

- A.** Docket No. GA07100795 - In the Matter of an Audit of the Affiliated Transaction between Pivotal Utilities Holdings, Inc. d/b/a Elizabethtown Gas Company and its Affiliates and a Management Audit of Elizabethtown Gas Company Pursuant to N.J.S.A. 48:2-16.4, 40:3-49, 48:3-55, 48:3-56, 48:3-58, and N.J.A.C 14:3-12.1-12.4, 14:4-5 et. seq. – Consulting Agreement.

2. ENERGY

- A.** Docket No. EO08060452 - In the Matter of the Review of the Universal Service Fund Enrollment Process for Food Stamp Recipients.
- B.** Non-Docketed Matter - In the Matter of the PJM Interconnection, LLC FERC Docket Nos. ER05-1410 et al., EL05-148 et al.; Maryland Public Service Commission et al. vs. PJM Interconnection, LLC FERC Docket No. EL08-67 (Reliability Pricing Model).

4. TELECOMMUNICATIONS

- A.** Non-Docketed Matter – In the Matter of Telephone Relay Service (TRS) Contract Extension.

8. CLEAN ENERGY

- C.** Docket No. EO05080667 - In the Matter of the New Jersey Clean Energy Program Management Services, Residential Energy Efficiency and Renewable Energy Programs: Contract with Honeywell International, Inc.; and

Docket No. EO05080667 - In the Matter of the New Jersey Clean Energy Program Management Services, Residential Energy Efficiency and Renewable Energy Programs: Contract with TRC Energy Services.

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LATE STARTER A

MISCELLANEOUS

NON-DOCKETED MATTER - In the Matter of the Smart Growth Exemptions for Planning Areas Proposed, Vetted and Recommended by the Office of Smart Growth for Change Prior to Adoption of the New State Planning Map.

LATE STARTER B

CLEAN ENERGY

Docket No. EO04121550 - In the Matter of the Customer On-Site Renewable Energy (CORE) Program - Clarification of 10kW Cap on Residential Rebates.



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AGENDA FOR BOARD MEETING
FRIDAY, NOVEMBER 7, 2008
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CONSENT AGENDA

I. AUDITS

NO ITEMS FOR CONSIDERATION

II. ENERGY

NO ITEMS FOR CONSIDERATION

III. CABLE TELEVISION

- A.** Docket No. CE08070504 – In the Matter of the Petition of CSC TKR, Inc. d/b/a Cablevision of Morris for Renewal of a Certificate of Approval to Continue to Operate and Maintain a Cable Television System in the Township of Mount Olive, County of Morris, State of New Jersey.
- B.** Docket No. CE08010006 – In the Matter of the Petition of Comcast of Monmouth County, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Oceanport, County of Monmouth, State of New Jersey.
- C.** Docket No. CE08050360 – In the Matter of the Petition of Comcast of South Jersey, LLC for a Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for Township of Winslow, County of Camden, State of New Jersey.

IV. TELECOMMUNICATIONS

- A.** Docket No. TO08090723 – In the Matter of the Joint Application of Verizon New Jersey, Inc. and Big River Telephone Company, LLC for Approval of an Adoption of an Interconnection Agreement Under Section 252 of the Telecommunications Act of 1996.

IV. TELECOMMUNICATIONS (CONT'D)

- B.** Non-Docketed Matter - In the Matter of the Development of a Unified Inter-carrier Compensation Regime, CC Docket No. 01-92; Universal Service Contribution Methodology, WC Docket No. 06-122; In the Matter of High Cost Universal Service Support, WC Docket No. 05-337; In the Matter of Federal-State Joint Board on Universal Service, CC Docket No. 96-45 – Non-Docketed – Ex Parte Presentation – As Within Time Approval.
- C.** Docket No. TF08080082 – In the Matter of the Joint Petition of Zayo Bandwidth Northeast, LLC and Zayo Bandwidth Northeast Sub, LLC for Authority to Incur Debt Obligations and Encumber Utility Property - Amendment to the Order.
- D.** Docket No. TF08080586 – In the Matter of the Petition of CTC Communications Corp., Lightship Telecom, LLC and Conversent Communications of New Jersey, LLC for Authority to Provide Security in Connection with Financing.

V. WATER

NO ITEMS FOR CONSIDERATION

VI. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

VII. CUSTOMER ASSISTANCE

- A.** Docket Nos. BPU WC08030158U and OAL PUC 07119-08 – In the Matter of Donald Byk, Petitioner, v. New Jersey American Water Company, Respondent – Billing Dispute.
- B.** Docket Nos. BPU GC08020103U and OAL PUC 2289-08 – In the Matter of Steven Breitman, Petitioner, vs. New Jersey Natural Gas Company, Respondent – Billing Dispute.

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION



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AGENDA

1. AUDITS

- A.** Docket No. GA07100795 - In the Matter of an Audit of the Affiliated Transaction between Pivotal Utilities Holdings, Inc. d/b/a Elizabethtown Gas Company and its Affiliates and a Management Audit of Elizabethtown Gas Company Pursuant to N.J.S.A 48:2-16.4, 40:3-49, 48:3-55, 48:3-56, 48:3-58, and N.J.A.C 14:3-12.1-12.4, 14:4-5 et. seq. – Consulting Agreement - **EXECUTIVE SESSION.**

2. ENERGY

- A.** Docket No. EO08060452 - In the Matter of the Review of the Universal Service Fund Enrollment Process for Food Stamp Recipients - **EXECUTIVE SESSION.**
- B.** Non-Docketed Matter - In the Matter of the PJM Interconnection, LLC FERC Docket Nos. ER05-1410 et al., EL05-148 et al.; Maryland Public Service Commission et al. vs. PJM Interconnection, LLC FERC Docket No. EL08-67 (Reliability Pricing Model) - **EXECUTIVE SESSION.**
- C.** Docket No. ER08050310 - In the Matter of the Provision of Basic Generation Service (BGS) for the Period Beginning June 1, 2009.
- D.** Docket No. EO07040278 - In the Matter of the Petition of Public Service Electric and Gas Company for Approval of a Solar Energy Program and an Associated Cost Recovery Mechanism - SREC Auction Process.

2. ENERGY (CONT'D)

- E. Docket No. EF07080621 - In the Matter of the Petition of Public Service Electric and Gas Company for Authority through December 31, 2009: 1) to Execute and Deliver Pursuant to N.J.S.A. 48:3-7 One or More Indentures or Supplemental Indentures and/or One or More Pledges, Uniform Commercial Code Financing Statements, and Related Agreements and Instruments Creating One or More Encumbrances and/or Liens on the Property and/or Assets of Petitioner and Providing for Asset Dispositions and/or Issuance of its Mortgage Bonds, Debenture Bonds, Mtns, Notes and/or Other Debt Instruments and/or Certificates One or More Series, each Having a Maturity Date of not Greater than 40 Years; 2) to Purchase through Tender Offer, Open Market or Negotiated Transactions, Redeem at a Premium or Defease any or all of its Outstanding Long-Term Debt Securities and Outstanding Preferred Stock at or Above Par as Long as the Acquisition thereof is Accomplished on a Cost-Saving Basis; and 3) to Issue and Sell Pursuant to N.J.S.A. 48:3-9, New Long-Term Debt Securities in Aggregate Principal Amount a) of not More Than \$800,000,000, Including to Refund \$396,285,939 of Long-Term Debt Maturing In 2007, 2008, or 2009, and b) as Necessary to Cover Principal, Premiums and Expenses Incurred to Refinance Outstanding Long-Term Debt Securities, and Outstanding Preferred Stock Acquired as Described In (2) Above.
- F. Docket Nos. ET06090630, ET07040244, ET08040274 - In the Matter of Rockland Electric Company Annual Societal Benefits Charge (SBC) Filing.
- G. Docket No. EO08060426 - In the Matter of the Petition of Public Service Electric and Gas Company Offering a Carbon Abatement Program in its Service Territory on a Regulated Basis and Associated Cost Recovery Mechanism Pursuant to N.J.S.A. 48:3-98.1.

3. CABLE TELEVISION

- A. Docket No. CO08070490 – In the Matter of the Petition of Comcast of South Jersey, LLC for Permission to Relocate a Customer Service Office in the Township of Washington, County of Gloucester, State of New Jersey.
- B. Docket No. CO08080567 – In the Matter of Verizon New Jersey, Inc. Certification of Capability To Provide Cable Television Service to 60 Percent of Households in 19 Designated Municipalities.
- C. Docket No. CO08100894 - In the Matter of the Alleged Failure of TWFanch-One Company d/b/a Time Warner Cable of New York and New Jersey, to Comply With Certain Provisions of the New Jersey Administrative Code, N.J.A.C. 14:17-1 et seq. and N.J.A.C. 14:18-1 et seq., and Certain Provisions of a Board Order.

4. TELECOMMUNICATIONS

- A. Non-Docketed Matter – In the Matter of Telephone Relay Service (TRS) Contract Extension - **EXECUTIVE SESSION**.

5. WATER

- A. Docket No. WR08030139 – In the Matter of United Water Toms River, Inc. – Approval of Increase in Rates for Water Service and Other Tariff Changes.

6. RELIABILITY AND SECURITY

- A. Docket No. AX08090838 – In the Matter of One-Call Damage Prevention Systems Rules, N.J.A.C. 14:2, Pest Management and Penalty – Rule Proposal.
- B. Docket No. EO08050308 – In the Matter of the Petition of Public Service Electric and Gas Company for Authorization and Approval of a Waiver from Natural Gas Pipeline Safety Standards 49 C.F.R. § 192.121 and 49 C.F.R. § 192.123 to Permit the Use of Polyethylene (PE) Pipe Materials in its Natural Gas Distribution System Designated in Accordance with the Design Formula Prescribed under 49 C.F.R. § 192.121 Using a Design Factor of 0.40 instead of 0.32 Subject to the Limitations within 49 C.F.R. § 192.123.

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A. Docket No. EX04040276 – In the Matter of the Comprehensive Energy Efficiency and Renewable Energy Resource Analysis for 2005-2008: Revised Detailed 2008 Programs and Budgets.
- B. Docket Nos. EX04040276 & EO07080580 - In the Matter of the Clean Energy Program Authorization of Customer On-Site Renewable Energy Rebates Exceeding \$100,000 – Request to Modify System Size – Ocean City.
- C. Docket No. EO05080667 - In the Matter of the New Jersey Clean Energy Program Management Services, Residential Energy Efficiency and Renewable Energy Programs: Contract with Honeywell International, Inc.; and

Docket No. EO05080667 - In the Matter of the New Jersey Clean Energy Program Management Services, Residential Energy Efficiency and Renewable Energy Programs: Contract with TRC Energy Services - **EXECUTIVE SESSION.**

9. MISCELLANEOUS

- A. Docket No. AX08100901 – In the Matter of Amendments to Rules for Accepting Comments on Rule Proposals by E-mail: N.J.A.C. 14:1-1.6A.

CLEAN ENERGY UPDATE

The Office of Clean Energy will provide the Board with periodic updates regarding the Clean Energy Program. Matters requiring a vote will continue to be listed only under the Clean Energy sections of the consent and regular agendas.

In the Matter of an Update to the Board on the following Clean Energy Matters:

- Department of the Treasury July, August and September 2008 CEP CFS Expenses Reports and Monthly NJCEP Goals for July, August and September, 2008.
- Docket No. EO05080667 - In the Matter of the New Jersey Clean Energy Program Management Services, Residential Energy Efficiency and Renewable Energy Programs: Presentation by TRC and Honeywell.

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LATE STARTER A

MISCELLANEOUS

Non-Docketed Matter - In the Matter of the Smart Growth Exemptions for Planning Areas Proposed, Vetted and Recommended by the Office of Smart Growth for Change Prior to Adoption of the New State Planning Map - **EXECUTIVE SESSION.**

LATE STARTER B

CLEAN ENERGY

Docket No. EO04121550 - In the Matter of the Customer On-Site Renewable Energy (CORE) Program - Clarification of 10kW Cap on Residential Rebates - **EXECUTIVE SESSION.**

LATE STARTER C

ENERGY

Docket No. GR05060496 - In the Matter of the Petition of South Jersey Gas Company to Change the Level of its Basic Gas Supply Service Charge; and

Docket No. GR06060418 - In the Matter of the Petition of South Jersey Gas Company to Reduce the Level of its Basic Gas Supply Service Charge.