



**STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, New Jersey 07102**

**AGENDA FOR BOARD MEETING
TUESDAY, DECEMBER 1, 2009
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.)*

2. ENERGY

F. 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; PJM Interconnection, LLC FERC Docket No. ER09-412 (Reliability Pricing Model).

H. Docket No. ER07070516 - In the Matter of Richard G. Murphy, II, for Mandatory Relief for Public Service Electric and Gas Company's Overcollection of "Stranded Cost" Surcharges Pursuant to N.J.S.A. 48:3-61; and

In the Matter of Murphy et al. v. Public Service Electric and Gas Company, et al. Superior Court of New Jersey, Law Division Docket No. BER-I-2536-07.

8. CLEAN ENERGY

H. Docket No. EO09030210 - In the Matter of the 2009 State Energy Program (SEP) - American Recovery and Reinvestment Act (ARRA) - Funding Plan:

Docket No. EO09070542 – In the Matter of the Memorandum of Understanding with the New Jersey Housing and Mortgage Finance Agency (HMFA).



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CONSENT AGENDA

I. AUDITS

A. Docket No. TE09060491 – In the Matter of the Petition of NexGen Networks Corporation's d/b/a NexGen for Approval to Provide Local Exchange Telecommunications Services throughout the State of New Jersey.

B. Energy Agent/Private Aggregator/Energy Consultant Final Registration

EE09030221L	Acclaim Energy, Ltd.	F-EA/PA/EC
GE09030222L	d/b/a Acclaim Energy Advisors	

Natural Gas and/or Electric Power Supplier License Renewals

EE09090751L	Sempra Energy Solutions	R-EGSL
GE09090752L	LLC	
GE09060463L	Spark Energy Gas, LP	R-GSL
EE09090760L	Integrays Energy Services, Inc.	R-ESL

II. ENERGY

A. Docket No. ER09080664 – In the Matter of the Petition of Atlantic City Electric Company for Approval of Amendments to its Tariff to Provide for an Increase in Rates and Charges for Electric Service Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1 and for Other Appropriate Relief – Suspension Order.

III. CABLE TELEVISION

- A.** Docket No. CE09050419 – In the Matter of the Petition of Comcast of Garden State, LP for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Clementon, County of Camden, State of New Jersey.
- B.** Docket No. CE09090748 – In the Matter of the Petition of Comcast of the Meadowlands, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of Lyndhurst, County of Bergen, State of New Jersey.

IV. TELECOMMUNICATIONS

- A-1.** Docket No. TO09080658 – In the Matter of the Joint Application of Verizon New Jersey, Inc. and Birch Communications, Inc. for Approval of an Interconnection Agreement Pursuant to Section 252(e) of the Telecommunications Act of 1996.
- A-2.** Docket No. TO09070566 – In the Matter of the Joint Application of Verizon New Jersey, Inc. and iNetworks Group, Inc. for Approval of an Interconnection Agreement Pursuant to Section 252(e) of the Telecommunications Act of 1996.
- B.** Docket No. TF09100817 - In the Matter of the Petition of the Verified Petition of PAETEC Communications, Inc. and US LEC of Pennsylvania, Inc. for Approval to Participate in Various Financing Transactions.

V. WATER

- A.** Docket Nos. BPU WR09070575 and OAL PUCRS-09745 – 2009N – In the Matter of the Petition of Shore Water Company for Approval of an Increase in Rates for Service – Suspension Order.
- B.** Docket No. WR09110940 – In the Matter of the Petition of the Atlantic City Sewerage Company for Authorization to Increase Tariff Rates and Charges for Sewerage Service – Suspension Order.

VI. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

VII. CUSTOMER ASSISTANCE

- A.** Docket Nos. BPU GC08030159U and OAL PUC12668-08 – In the Matter of Thomas Boscia, Petitioner v. Elizabethtown Gas Company, Respondent.
- B.** Docket Nos. BPU GC08110986U and OAL PUC01626-09 – In the Matter of Dune, Inc., Petitioner v. Public Service Electric and Gas Company, Respondent.
- C.** Docket Nos. BPU EC08080555U and OAL PUC2391-09 – In the Matter of Samuel N. Barresi, Petitioner v. Public Service Electric and Gas Company, Respondent.
- D.** Docket Nos. BPU EC08090714U and OAL PUC2390-09 – In the Matter of Richard and Eather Pickens, Petitioner v. Atlantic City Electric Company, Respondent.

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

- A.** Approval of the Minutes of December 19, 2007.



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TUESDAY, DECEMBER 1, 2009
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AGENDA**

1. AUDITS

NO ITEMS FOR CONSIDERATION

2. ENERGY

- A.** Docket No. EF09080713 - In the Matter of the Petition of Atlantic City Electric Company Pursuant to N.J.S.A. 48:2-13 and N.J.S.A. 48:3-9 for Authority to Issue Short-Term Indebtedness Prior to January 1, 2012.
- B.** Docket No. EO09010056 - In the Matter of Energy Efficiency Programs and Associated Cost Recovery Mechanisms;

Docket No. EO09010062 - In the Matter of the Verified Petition of Jersey Central Power & Light Company Concerning a Proposal for Economic Stimulus Demand Response and Energy Efficiency Programs and Associated Cost Recovery Mechanism.
- C.** Docket Nos. BPU EA02060366 & EX02060363 and OAL PUC 03127-07 - In the Matter of the Deferred Balances Audit of Public Service Electric and Gas, Phase II.
- D.** Docket No. EO09010010 - In the Matter of the Appeal of Jersey Central Power & Light Company Pursuant to N.J.S.A. 40:55D-19 from a Decision of the Township of Tewksbury Land Use Board Denying an Application for the Preliminary and Final Site Plan Approval and Variances in Connection with the Construction of a 230kV/12.5kV Substation.
- E.** Non-Docketed Matter – In the Matter of the Public Service Electric and Gas Company, FERC Docket No. ER10-159 (Branchburg-Roseland-Hudson Incentive Rate Filing) – Notice of Intervention.

2. ENERGY (CONT'D)

- F.** 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; PJM Interconnection, LLC FERC Docket No. ER09-412 (Reliability Pricing Model) – **EXECUTIVE SESSION**.
- G.** Docket No. GF09080702 - In the Matter of the Petition of New Jersey Natural Gas Company for Authorization through September 30, 2012: (1) Pursuant to N.J.S.A. 48:3-9, to Enter into a Credit Facility Allowing the Issuance of Bank Note Obligations; (2) to Issue and sell Pursuant to N.J.S.A. 48:3-9 Medium Term Notes; (3) to Make, Execute and Deliver Pursuant to N.J.S.A. 48:3-9 Loan Agreements with the New Jersey Economic Development Authority to Facilitate the Issuance and Sale of Tax-exempt Bonds; (4) to Enter into Interest Rate Risk Management Transactions Related to Certain Outstanding Long-term Debt Securities and any New Issuance Approved hereunder; and (5) to Increase the Number of Meters that New Jersey Natural Gas Company may Include Annually as Part of the Lease Financing Program Approved by the Board on October 25, 2001.
- H.** Docket No. ER07070516 - In the Matter of Richard G. Murphy, II, for Mandatory Relief for Public Service Electric and Gas Company's Overcollection of "Stranded Cost" Surcharges Pursuant to N.J.S.A. 48:3-61; and

In the Matter of Murphy et al. v. Public Service Electric and Gas Company, et al. Superior Court of New Jersey, Law Division Docket No. BER-I-2536-07 – **EXECUTIVE SESSION**.
- I.** Non-Docketed Matter - Transmission Planning Processes Under Order. 890, FERC Docket No. AD09-8.
- J.** Docket No. EO09050351 - In the Matter of the Provision of Basic Generation Service (BGS) for the Period Beginning June 1, 2010 – Retail Margin.
- K.** Docket No. EO09050351 - In the Matter of the Provision of Basic Generation Service (BGS) for the Period Beginning June 1, 2010 – Electric Distribution Companies' Compliance Filings.
- L.** Docket No. EO09110920 - In the Matter of the New Jersey Board of Public Utilities' Review of the State's Electric Power and Capacity Needs.
- M.** Docket Nos. BPU GR09030195 and OAL PUC 03655-2009N – In the Matter of the Petition of Pivotal Utility Holdings Inc. d/b/a Elizabethtown Gas for Approval of Increased Base Tariff Rates and Charges for Gas Service and Other Tariff Revisions.

3. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION.

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

- A.** Docket No. WM08010063 – In the Matter of the Joint Petition of the City of Trenton, New Jersey and New Jersey-American Water, Inc. for Authorization of the Purchase and Sale of the Assets of the Outside Water Utility System (OWUS) of the City of Trenton, New Jersey and for Other Relief – Order of Extension.

6. RELIABILITY AND SECURITY

- A.** Docket No. GS09080685K, et al – In the Matter of Alleged Violation of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq.

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A.** Docket No. EX09040330 – In the Matter of the E-metering Amendments to the Renewable Portfolio Standards, N.J.A.C. 14:8-2.9(b) – Rule Adoption.
- B.** Docket No. EO09040329 – In the Matter of the Customer On-Site Renewable Energy (CORE) Program Rebate - Appeal by Applied Information Partners.
- C.** Docket No. EO09070550 – In the Matter of the Clean Energy Program Customer On-Site Renewable Energy (CORE) Rebate – Appeal by ACFD Development; and

Docket No. EO09070551 – In the Matter of the Clean Energy Program Customer On-Site Renewable Energy (CORE) Rebate - Appeal by English Creek Self Storage.
- D.** Docket No. EX09110910 – In the Matter of the Net Metering Rule Proposal: Removing the 2 MW Limit, Amendments to N.J.A.C. 14:8-4.
- E.** Docket No. EX08080637 – In the Matter of the Net Metering Phase I Rule Adoption Pursuant to N.J.A.C. 14:8-4.

8. CLEAN ENERGY (CON'T)

F. Docket No. EX09030200 – In the Matter of the Proposed Amendments to the Environmental Information Disclosure Rules to N.J.A.C. 14:8-3.

G. Docket Nos. EO07030203 and EO09050365 - In the Matter of the Comprehensive Energy Efficiency and Renewable Energy Resource Analysis for 2009-2012: Proposed Revisions to the TRC Compliance Filing Related to Energy Efficiency and Conservation Block Grants.

H. Docket No. EO09030210 - In the Matter of the 2009 State Energy Program (SEP) - American Recovery and Reinvestment Act (ARRA) - Funding Plan:

Docket No. EO09070542 – In the Matter of the Memorandum of Understanding with the New Jersey Housing and Mortgage Finance Agency (HMFA) – **EXECUTIVE SESSION**.

9. MISCELLANEOUS

A. Docket No. AX09110941 - In the Matter of Prevailing Wage Requirements for Certain Construction Contracts Undertaken in Connection with Board of Public Utilities' Financial Assistance N.J.A.C. 14:1A – Rule Proposal.