



****REVISED – January 26, 2016**

**STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/**

**AGENDA FOR BOARD MEETING
The meeting will be held on
Wednesday, January 27, 2016 – 11:30 a.m. at the
The Delaware River Room, New Jersey War Memorial
One Memorial Drive, Trenton, New Jersey 08608**

Executive Session

**(Open Session will not reconvene until the conclusion of the Executive Session, which will commence at 11:30 a.m. The only business to be conducted in the 11:30 a.m. Open Session will be the reading of the public notice statement, roll call, and the exception, under the Open Public Meetings Act, for each item to be considered in Executive Session.)*

2. ENERGY

- F.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket No. EL05-121-009 – In the Matter of the Settlement Proceedings Regarding FERC Order 494 Remand.



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CONSENT AGENDA FOR BOARD MEETING
The meeting will be held on
Wednesday, January 27, 2016 – 11:30 a.m. at the
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I. AUDITS

A. Energy Agent, Private Aggregator and/or Energy Consultant Initial Registrations

EE15030293L	Progressive Energy	I – EA
EE14121401L	Usource, LLC	I – EA/PA
GE14121402L		
EE15010103L	Prudential Energy Services Corporation	I – EA/EC
GE15010108L		

Energy Agent Renewal Registration

EE15030368L	Summit Energy Services, Incorporated	R – EA
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Electric Power Supplier Initial Licenses

EE15121339L	Sperian Energy Corporation	I – ESL
EE14090973L	Eligo Energy NJ, LLC	I – EGSL
GE14090974L		

Electric Power and/or Natural Gas Supplier Renewal Licenses

EE14091025L	NextEra Energy Services New Jersey, LLC	R – ESL
EE15010063L	PBF Power Marketing, LLC	R – ESL
EE15121334L	Direct Energy Business Marketing, LLC	R – EGSL
GE15121335L		
GE14070757L	Constellation NewEnergy – Gas Division, LLC	R – GSL

II. ENERGY

- A.** Docket No. GR15111304 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of an Increase in Gas Base Rates and for Changes in Its Tariff for Gas Service, Approval of Safe Program Extension, and Approval of Safe Extension and NJ Rise Rate Recovery Mechanisms Pursuant to N.J.S.A. 48:2-21, 48:2-21.1 and for Changes to Depreciation Rates for Gas Property Pursuant to N.J.S.A. 48:2-18.
- B.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – D.C. Cir. Docket Nos. 15-1453 and 15-1455 (consolidated) – In the Matter of PSEG Power, LLC and the PJM Power Providers Group Petitions to the U.S. Court of Appeals for the District of Columbia Circuit for Review of FERC Orders Regarding PJM Proposed Changes to the Variable Resource Requirement Curve (VRR) and Related Inputs.
- C.** Docket No. ER16010003 - In the Matter of the Federal Energy Items for 2016 – D.C. Cir. Docket Nos. 15-1452 and 15-1454 (consolidated) – In the Matter of NRG Power Marketing, LLC and the PJM Power Providers Group Petitions to the U.S. Court of Appeals for the District of Columbia Circuit for Review of FERC Orders Regarding PJM Proposed Revisions of the Minimum Offer Price Rule (MOPR).
- D.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket No. ER16-532 – PJM Interconnection, L.L.C., Tariff Filing to Permit the Sell Back of Excess Capacity in the Third Incremental Auction for the 2016/2017 Delivery Year.
- E.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket No. ER16-561 – PJM Interconnection, L.L.C., Tariff Filing to Provide for CAPS Funding.
- F.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket No. RP16-314 – Columbia Gas Transmission, L.L.C., Offer of Settlement and Petition for Approval of Settlement.

III. CABLE TELEVISION

- A.** Docket No. CE15040497 – In the Matter of the Petition of Comcast of Plainfield, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the City of Plainfield, County of Union, State of New Jersey.
- B.** Docket No. CE15091034 – In the Matter of the Petition of CSC TKR, LLC d/b/a Cablevision of Raritan Valley for a Renewal Certificate of Approval to Continue to Operate and Maintain a Cable Television System in the Borough of Metuchen, County of Middlesex, State of New Jersey.

III. CABLE TELEVISION (CONT'D)

- C.** Docket No. CE15091007 – In the Matter of the Petition of Cablevision of Oakland, LLC for a Renewal Certificate of Approval to Continue to Operate and Maintain a Cable Television System in the Borough of Lincoln Park, County of Morris, State of New Jersey.
- D.** Docket No. CE15060639 – In the Matter of the Petition of Comcast of South Jersey, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Woodbine, County of Cape May, State of New Jersey.
- E.** Docket No. CE13040309 – In the Matter of the Petition of Comcast of New Jersey, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of Manchester, County of Ocean, State of New Jersey.

IV. TELECOMMUNICATIONS

- A.** Docket No. TF15111323 – In the Matter of the Verified Petition of Level 3 Communications, LLC for Approval to Participate in a Financing Arrangement.

V. WATER

NO ITEMS FOR CONSIDERATION

VI. RELIABILITY & SECURITY

- A.** Docket Nos. GS15121392K, et al. – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq.
- B.** Docket Nos. GS15121399K, et al. – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq.
- C.** Docket No. GS15121409K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq. by Abner Garcia, Abner's Construction.
- D.** Docket No. GS15121408K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq. by L&R Landscaping, L&R Landscaping.
- E.** Docket No. GS15121410K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq. by Greg Fondacaro, Ninsa Vinyl Fence.

VI. RELIABILITY & SECURITY (CONT'D)

- F.** Docket No. AS15121406K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq. by Brian Antram, Apollo Sewer & Plumbing.
- G.** Docket No. GS15121407K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq. by Jack Porter, Porter Service.
- H.** Docket No. GS15121403K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq. by Robert Martinez, All Around Home Improvements.
- I.** Docket No. GS15121404K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq. by Patrick Pila, Pila Electric.
- J.** Docket No. AS15121412K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq. by Charles Varvaro, Varvaro Site Contractors.
- K.** Docket No. CS15121411K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 et seq. by Clint Riley, Princeton Irrigation.

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

- A.** Approval of the Minutes of the December 16, 2015 Agenda Meeting.



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1. AUDITS

- A.** Docket No. AA15090993 – In the Matter of the Rate Charged by One Call Concepts, Inc. for Operation of the New Jersey One-Call Damage Prevention System.

2. ENERGY

- A.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket Nos. EL16-6 and ER16-121 – PJM Interconnection, L.L.C., Tariff Filing and Revisions to the Operating Agreement to Address Certain Revenue Inadequacy Issues Related to the Allocation of Auction Revenue Rights (ARR) and Financial Transmission Rights (FTR).
- B.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket No. ER16-76 – PJM Interconnection, L.L.C., Section 205(d) Rate Filing to Increase the Offer Cap.
- C.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket Nos. ER15-2562, ER15-2563, EL15-18-001, EL15-67, EL15-95, ER14-972-003 and ER14-1485-005 – In the Matter of Non-Consolidated Protests and Litigation Regarding the Application of the Solution-Based DFAX Cost Allocation Methodology.
- D.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket No. ER16-532 – PJM Interconnection, L.L.C., Tariff Filing to Permit the Sell Back of Excess Capacity in the Third Incremental Auction for the 2016/2017 Delivery Year.
- E.** Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket Nos. ER16-372 and EL15-73 – PJM Interconnection L.L.C., Tariff Filing and Proposed Revisions to the Operating Agreement to Effectuate Hourly Offers.

2. ENERGY (CONT'D)

- F. Docket No. ER16010003 – In the Matter of the Federal Energy Items for 2016 – FERC Docket No. EL05-121-009 – In the Matter of the Settlement Proceedings Regarding FERC Order 494 Remand – **Executive Session**.
- G. Docket No. ER15040399 – In the Matter of Rockland Electric Company's Annual Societal Benefits Charge Filing (2015).
- H. Docket No. ER15121430 – In the Matter of the Provision of Basic Generation Service and Compliance Tariff Filing Reflecting Changes to Schedule 12 Charges in PJM Open Access Transmission Tariff.
- I. Docket Nos. BPU GR15060748 and OAL PUC 16171-15 – In the Matter of the Petition of Public Service Electric and Gas Company to Revise Its Weather Normalization Charge for the 2015/2016 Annual Period.
- J. Docket Nos. BPU GR15060646 and OAL PUC 14768-15 – In the Matter of Public Service Electric and Gas Company's 2015/2016 Annual Margin Adjustment Charge (MAC) Filing Under Its Periodic Pricing Mechanism and for Changes in the Tariff for Gas Service.
- K. Docket Nos. ER15070757 and GR15070758 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of Changes in Its Electric Green Programs Recovery Charge and Its Gas Green Programs Recovery Charge (2015 PSE&G Green Programs Cost Recovery Filing).
- L. Docket No. ER15060754 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of Changes in Its Electric Solar Pilot Recovery Charge (SPRC) for Its Solar Loan I Program.
- M. Docket No. GR15070861 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of the Cost Recovery Associated with Energy Efficiency Programs.
- N. Docket Nos. BPU ER15050558 and OAL PUC 09345-15 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of Changes in Its Electric and Gas Societal Benefits Charge Rates, for a Change in Its Electric Non-Utility Generation Charge Rate.
- O. Docket No. AX13030197 – In the Matter of the Board's Establishment of a Generic Proceeding to Review the Costs, Benefits and Reliability Impacts of Major Storm Event Mitigation Efforts, and;

Docket No. ER14030250 – In the Matter of the Verified Petition of Rockland Electric Company for Establishment of a Storm Hardening Surcharge.

2. ENERGY (CONT'D)

P. Docket No. GO13111049 – In the Matter of the Petition of South Jersey Gas Company for a Determination Pursuant to the Provisions of N.J.S.A. 40:55D-19 – Motion to Stay Order Pending Appeal.

Q. Docket No. BPU EO15030383 – In the Matter of the Petition of Jersey Central Power & Light Company Pursuant to N.J.S.A. 40:55D-19 for a Determination that the Montville-Whippany 230 kV Transmission Project is Reasonably Necessary for the Service, Convenience or Welfare of the Public – Motion for Reconsideration.

3. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

4. TELECOMMUNICATIONS

A. Docket No. TM15121336 – In the Matter of the Application of Verizon New Jersey, Inc. for Approval of the Sale and Conveyance of Real Property Located in the City of Newark, Essex County, New Jersey to Halsey Central Associates, LLC.

5. WATER

A. Docket No. WF15091086 – In the Matter of the Petition of New Jersey American Water Company, Inc. for Approval of a Financing Program Involving the Refinancing of Existing Long-Term Debt and the Issuance of New Long-Term Debt through December 31, 2018.

6. RELIABILITY & SECURITY

A. Docket No. GE15040402 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval and Authorization to Construct and Operate the Southern Reliability Link Pursuant to N.J.A.C. 14:7-1.4 – Motions for Reconsideration.

B. Docket No. GE15040402 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval and Authorization to Construct and Operate the Southern Reliability Link Pursuant to N.J.A.C. 14:7-1.4.

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A. Docket No. EO05010001 – In the Matter of a Voluntary Green Power Choice Program – Clean Power Marketer Licensing.
- B. In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Program Energy Efficiency Incentives Exceeding \$500,000:
 - Docket No. QG15080966 – Walmart Woodbury
 - Docket No. QG15080967 – Walmart Williamstown
 - Docket No. QG15111313 – Credit Suisse.
- C. Docket No. EO09120966 – In the Matter of the Clean Energy Manufacturing Fund (CEMF) – Request for Award Modification.
- D. Docket No. QX15091096 – In the Matter of the Renewable Energy and Energy Efficiency Rules – N.J.A.C. 14:8 – Amendments to Subchapter 8 – Rule Proposal.
- E. Docket No. QO15040477 – In the Matter of the Clean Energy Programs and Budget for Fiscal Year 2016 – Fiscal Year 2016 Second Revised Budget.

9. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION

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LATE STARTER A

CABLE TELEVISION

Docket No. CM15070770 – In the Matter of the Petition of Time Warner Cable Inc., Charter Communications, Inc. and Time Warner Cable New York City, LLC, for Approval of the Transfer of Control of Time Warner Cable New York City, LLC and Approval of Transaction Financing;

Docket No. TM15070772 – In the Matter of the Verified Petition of Charter Communications, Inc. and Time Warner Cable Inc., for Approval of the Transfer of Control of Time Warner Cable Information Services (New Jersey), LLC and Approval of Transaction Financing; and

Docket No. CO15091102 – In the Matter of the Alleged Failure of Time Warner Cable Information Services (New Jersey), LLC to Comply with Certain Provisions of a Board Order and the Alleged Failure of Time Warner Cable New York City LLC to Comply with Certain Provisions of the New Jersey Cable Television Act, N.J.S.A. 48:5a-1 et seq., the New Jersey Administrative Code, N.J.A.C. 14:17-1.1 et seq., and N.J.A.C. 14:18-1.1 et seq., and Certain Provisions of Board Orders.