



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

AGENDA FOR BOARD MEETING
The meeting will be held on
Wednesday, March 9, 2022 – 10:00 a.m.

Watch Online: <https://youtu.be/Kb9qBJElerw>

Executive Session

Open Session will not reconvene until the conclusion of the Executive Session, which will commence at 10:00 a.m. The only business to be conducted in the 10:00 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.

NO ITEMS FOR CONSIDERATION



STATE OF NEW JERSEY
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CONSENT AGENDA FOR BOARD MEETING

The meeting will be held on
Wednesday, March 9, 2022 – 10:00 a.m.

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I. AUDITS

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

EE22020037L	CustomerFirst Renewables, LLC d/b/a CustomerFirst Renewables	I – EA
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This matter relates to an application for an initial registration as an energy agent.

Energy Agent, Private Aggregator and/or Energy Consultant Renewal Registrations

EE21050848L GE21050849L	Integrity Energy Services, LLC	R – EA/PA
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EE21010033L GE21010034L	Apollo Edison, LLC	R – EA/PA/EC
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EE21050845L GE21050850L	Harris Energy Solutions, LLC	R – EA/EC
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These matters relate to applications for a renewal as an energy agent, private aggregator, and/or energy consultant.

B. Non-docketed Matter – In the Matter of Trenton Water Works – Request for Two Month Extension to File Calendar Year (“CY”) 2021 Annual Report.

The Board will consider a request by Trenton Water Works for a two month extension to file Calendar Year 2021 annual report.

I. AUDITS (CONT'D)

- C.** Docket No. TE21121250 – In the Matter of the Petition of BAI Communications US Holdings NJ, LLC for Authority to Provide Competitive Local Exchange Telecommunications Services in the State of New Jersey.

The Board will consider a petition by BAI Communications US Holdings NJ, LLC seeking authority to provide Facilities-Based and Resold Competitive Local Exchange Carrier services to business and enterprise customers throughout the State of New Jersey.

II. ENERGY

NO ITEMS FOR CONSIDERATION

III. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

IV. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

V. WATER

- A.** Docket No. WE21081065 – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Approval of a Municipal Consent Granted by the Township of Mansfield, Burlington County.

The Board will consider New Jersey-American Water Company's request for a Municipal Consent granted by the Township of Mansfield, Burlington County.

VI. RELIABILITY AND SECURITY

- A.** Docket Nos. AS22010010K, AS22010011K, GS22010012K, GS22010013K, GS22010014K, GS22010015K, and GS22010016K – In the Matter of Routine One Call Settlements Pursuant to N.J.S.A.48:2-73 to -91.

The Board has jurisdiction to oversee and enforce the provisions of the Underground Facility Protection Act pursuant to the provisions set forth in N.J.S.A. 48:2-73 to -91. In an attempt to resolve these probable violation matters, each excavator or operator has submitted an Offer of Settlement to the Board for consideration.

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

A. Approval of the following Minutes:

- October 28, 2021 – Item 8A Executive Session Minutes;
- December 15, 2021 – Items 8E, 8F, and 9A Executive Session Minutes; and
- January 26, 2022 Minutes.



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1. AUDITS

NO ITEMS FOR CONSIDERATION

2. ENERGY

- A.** Docket No. ER22010028 – In the Matter of the Provision of Basic Generation Service, the Compliance Tariff Filing Reflecting Changes to Schedule 12 Charges in PJM Open Access Transmission Tariff – January 28, 2022 Filing.

The Board will consider a filing made by the electric distribution companies requesting authorization to update transmission rates related to FERC approved cost allocations.

- B.** Docket No. GR21060950 – In the Matter of the Petition of South Jersey Gas Company for Approval to Revise the Cost Recovery Charge Associated with Energy Efficiency Programs (“EET Charge”).

The Board will consider South Jersey Gas Company’s filing to revise its Energy Efficiency Program EET Rider rate. The parties have executed a stipulation, which if approved by the Board, will result in a decrease of \$0.24 to the monthly bill of a typical residential heating customer.

- C.** Docket No. GR21060880 – In the Matter of the Petition of South Jersey Gas Company for Approval to Revise the Rider “H” Rate Associated with the Tax Cuts and Jobs Act of 2017.

The Board will consider South Jersey Gas Company’s Rider H rate. The parties have executed a stipulation, which if approved by the Board, will result in an increase of \$0.79 to the monthly bill for the typical residential customer using 100 therms of natural gas in a winter month.

2. ENERGY (CONT'D)

- D.** Docket No. ER22010003 – In the Matter of Federal Energy Items for 2022 – FERC Docket No. ER22-902 – PJM Interconnection, L.L.C.

The Board will consider ratification of comments, filed by Staff on behalf of the Board on February 11, 2022, supporting the State Agreement Approach Term Sheet.

- E.** Docket No. EO19020226 – In the Matter of the Verified Petition of the Retail Energy Supply Association Seeking Withdrawal of Board Staff’s Cease and Desist and Refund Instructions Letter and Declaration that Third Party Suppliers Can Pass Through Solar RPS Costs Under the Clean Energy Act, P.L. 2018, c. 17; and

Docket No. EO20100654 – In the Matter of the Cease and Desist and Refund Instructions Letter of January 22, 2019 to Third Party Suppliers.

The Board will consider the Retail Energy Supply Association’s petition of February 15, 2019 and address all issues in connection with a cease and desist letter issued by Board Staff on January 22, 2019 relative to Third Party Suppliers and the pass through of RPS costs under the Clean Energy Act, P.L. 2018, c.17.

3. CABLE TELEVISION

- A.** Docket No. CX21010010 – In the Matter of Proposed Readoption with Substantial Amendments N.J.A.C. 14:18 - Regulations of Cable Television.

The Board will consider the final readoption of the rules governing Cable Television providers codified at N.J.A.C. 14:18, with substantial amendments proposed to address consumer concerns, including the addition of a new section implementing customer service quality standards.

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

- A.** Docket Nos. BPU WC20070488 and OAL PUC 09146-20 – In the Matter of Kimberly A. Ratai, Petitioner v. Middlesex Water Company, Respondent.

This matter involves a dispute between Kimberly A. Ratai and Middlesex Water Company. Ms. Ratai alleges that Middlesex Water Company improperly denied her request to extend water service to her residence without first abandoning the private well that currently serves her residence.

5. WATER (CONT'D)

- B.** Docket Nos. BPU WO21060896 and OAL PUC 05575-21 – In the Matter of the Town of Clinton, Petitioner v. Borough of Lebanon, Respondent.

This matter involves a dispute between the Town of Clinton Water Department and the Borough of Lebanon. The Appellate Division directed the Board to review the Administrative Law Judge's holding that the Board has jurisdiction to consider and resolve Clinton's petition. The Board will consider a Staff recommendation regarding jurisdiction over this matter.

- C.** Docket Nos. BPU WR21091141 and OAL PUC 08167-2021S – In the Matter of the Petition of Shore Water Company for an Increase in Rates and Charges for Water Service, and Other Relief.

The Board will consider Shore Water Company's request for a base rate increase. The parties have executed a stipulation, which was approved by Administrative Law Judge Gertsman. If approved by the Board, the average bill for Shore Water Company's typical flat rate, fixed-charged seasonal customer will go from \$454.00 to \$600.00, an increase of \$146.00 per year, or 32.16%.

6. RELIABILITY AND SECURITY

- A.** Docket No. ES21030639 – In the Matter of Allegations of Violations of Law by Elizabethtown Gas Company with Respect to an Incident at 107 King George Road in Pennington, NJ on October 30, 2019.

The Board will consider a proposed settlement regarding a natural gas incident occurred on October 30, 2019, at a single-family residence located at 107 King George Road, Pennington, New Jersey.

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A.** Docket No. QO21040720 – In the Matter of Clean Energy Programs and Budget for Fiscal Year 2022 – True-Up, Revised Budgets and Program Changes.

Staff will present recommendations to true-up the Fiscal Year 2022 budget, along with budget revisions and program changes.

8. CLEAN ENERGY (CONT'D)

- B. Docket No. QO22010021 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Energy Efficiency Incentives Exceeding \$500,000 – Equinix, LLC.

The Board will consider Staff's recommendation for award of an over \$500,000 incentive to Equinix, LLC for energy efficiency upgrades under the Large Energy Users Program.

- C. Docket No. QO21111234 – In the Matter of the Request for Waiver an Extension of Time to Complete in Transition Incentive Program – Centrica Business Solutions, Inc.

The Board will consider a petition by Centrica Business Solutions, Inc. requesting an extension to their Transition Incentive Program completion date deadlines for nine solar electric generation projects.

- D. Docket No. QO18060646 – In the Matter of the Community Solar Energy Pilot Program; and

Docket No. QO21020147 – In the Matter of Community Solar Energy Pilot Program Year 2 – Pennsville Landfill Solar, LLC – for Approval of an Extension of the Community Solar Energy Pilot Program Year 2 Deadline for Pennsville Landfill Solar Project (A) and (C).

The Board will consider a petition by Pennsville Landfill Solar, LLC requesting an extension of the date by which two projects granted conditional approval to participate in Program Year 2 of the Community Solar Energy Pilot Program were required to submit their initial Transition Incentive Program registration packages.

- E. Docket No. QO20020109 – In the Matter of the United States Department of Energy – State Energy Program – July 1, 2020-June 30, 2021; and

Docket No. QO21020626 – In the Matter of the United States Department of Energy – State Energy Program – July 1, 2021-June 30, 2022 – Modification of Programs and Funding Allocation.

The Board will consider Staff's request to submit a scope of work and budget modification of New Jersey's 2021-2022 State Energy Plan to the United States Department of Energy.

9. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION