



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, October 12, 2022 – 10:00 a.m.

Open to the Public: Board Hearing Room, 1st Floor, 44 South Clinton Avenue, Trenton or available to Watch Online:

<https://www.youtube.com/watch?v=uCnWodMziJA>

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.

1. AUDITS

- A.** Docket No. GA19091305 – In the Matter of an Audit of the Affiliated Transactions between South Jersey Gas Company and its Affiliates and a Comprehensive Management Audit of South Jersey Gas Company Pursuant to N.J.S.A. 48:2-16.4, 48:3-49, 48:3-58 and N.J.A.C. 14:3-12.1 – 14:3-12.4, 14:4-3 et seq.

The Board will consider accepting the final audit report from Sage Management Consultants for filing purposes only.

8. CLEAN ENERGY

- A.** Docket No. QO20080562 – In the Matter of a Memorandum of Understanding Between the Board and the New Jersey Economic Development Authority Regarding Funding for the Expansion of the Clean Energy Innovation Economy in New Jersey.

The Board will consider entering into a Memorandum of Understanding with the New Jersey Economic Development Authority (NJEDA) regarding the use of money allocated from the Division of Clean Energy budget to provide funding for New Jersey's Clean Energy and Clean Tech Ecosystem, which will be administered by the NJEDA.

Executive Session (Cont'd)

8. CLEAN ENERGY (CONT'D)

- B.** Docket No. QO20080561 – In the Matter of a Memorandum of Understanding Between the Board and the New Jersey Economic Development Authority Regarding Funding for the Wind Innovation and New Development Institute.

The Board will consider entering into a Memorandum of Understanding with the New Jersey Economic Development Authority regarding the use of money allocated from the Division of Clean Energy budget to provide funding to the Wind Innovation and New Development Institute.

- C.** Docket No. QO22040234 – In the Matter of Energy Efficiency Evaluation Study Team.

The Board will consider Staff's recommended award of a contract to an Evaluation Study Team to conduct evaluation, measurement, and verification studies for energy efficiency programs.



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CONSENT AGENDA FOR BOARD MEETING
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I. AUDITS

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

EE21050844L Save On Energy, LLC R – EA

This matter relates to an application for a renewal registration as an energy agent.

Electric Power and/or Natural Gas Supplier Initial Licenses

EE22020036L Octopus Energy, LLC I – ESL

This matter relates to an application for an initial license as an electric power supplier.

II. ENERGY

NO ITEMS FOR CONSIDERATION

III. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

IV. TELECOMMUNICATIONS

- A.** Docket No. TM22070461 – In the Matter of the Verified Petition of ZenFi Networks, LLC, Cross River Fiber, LLC, Cross River Fiber NJ, LLC and BAI Communications US Holdings II, LLC for Approval of a Change of Control of ZenFi Networks, LLC, Cross River Fiber, LLC and Cross River Fiber NJ, LLC.

The Board will consider a petition requesting approval of a change of control of ZenFi Networks, LLC and its subsidiaries, Cross River Fiber, LLC and Cross River Fiber, NJ LLC.

V. WATER

NO ITEMS FOR CONSIDERATION

VI. RELIABILITY AND SECURITY

- A.** Docket Nos. GS22090576K, GS22090577K, GS22090578K, GS22090579K, GS22090580K, GS22090581K, GS22090582K, GS22090583K, GS22090584K, WS22090585K, GS22090586K, GS22090587K, ES22090588K, ES22090589K, ES22090590K, GS22090591K, GS22090592K, GS22090593K, GS22090594K, GS22090595K, GS22090596K, GS22090597K, GS22090598K, GS22090599K, GS22090600K, and GS22090601K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 to -91.

The Board will consider Offers of Settlement for alleged violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73, et seq.

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION



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1. AUDITS

- A.** Docket No. GA19091305 – In the Matter of an Audit of the Affiliated Transactions between South Jersey Gas Company and its Affiliates and a Comprehensive Management Audit of South Jersey Gas Company Pursuant to N.J.S.A. 48:2-16.4, 48:3-49, 48:3-58 and N.J.A.C. 14:3-12.1 – 14:3-12.4, 14:4-3 et seq. – **Executive Session.**

The Board will consider accepting the final audit report from Sage Management Consultants for filing purposes only.

2. ENERGY

- A.** Docket No. ER22010003 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2022 – FERC Docket No. ER22-2690 – PPI Electric Utilities PJM Interconnection, LLC.

The Board will consider ratification of comments filed at the Federal Energy Regulatory Commission by Board Staff regarding the PJM Transmission Owners filing of the State Agreement Approach Cost Allocation Methodology.

- B.** Docket No. ER22010003 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2022 – FERC Docket No. RM21-17-000 – Building for the Future Through Electric Regional Transmission Planning and Cost Allocation and Generator Interconnection.

The Board will consider ratification of comments that Board Staff filed with the Federal Energy Regulatory Commission on August 17, 2022 regarding a recent Notice of Proposed Rulemaking concerning transmission planning and cost allocation.

3. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

- A.** Docket No. WR22010017 – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Approval of Proposed Cost Recovery of Lead Service Replacement Plan.

The Board will consider New Jersey-American Water Company's petition related to the replacement of customer-owned lead service lines. The parties have executed a stipulation, which if approved by the Board will allow New Jersey-American Water to implement its plan.

6. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A.** Docket No. QO20080562 – In the Matter of a Memorandum of Understanding Between the Board and the New Jersey Economic Development Authority Regarding Funding for the Expansion of the Clean Energy Innovation Economy in New Jersey – **Executive Session.**

The Board will consider entering into a Memorandum of Understanding with the New Jersey Economic Development Authority (NJEDA) regarding the use of money allocated from the Division of Clean Energy budget to provide funding for New Jersey's Clean Energy and Clean Tech Ecosystem, which will be administered by the NJEDA.

8. CLEAN ENERGY (CONT'D)

- B. Docket No. QO20080561 – In the Matter of a Memorandum of Understanding Between the Board and the New Jersey Economic Development Authority Regarding Funding for the Wind Innovation and New Development Institute – **Executive Session.**

The Board will consider entering into a Memorandum of Understanding with the New Jersey Economic Development Authority regarding the use of money allocated from the Division of Clean Energy budget to provide funding to the Wind Innovation and New Development Institute.

- C. Docket No. QO22040234 – In the Matter of Energy Efficiency Evaluation Study Team – **Executive Session.**

The Board will consider Staff's recommended award of a contract to an Evaluation Study Team to conduct evaluation, measurement, and verification studies for energy efficiency programs.

- D. Docket No. QO19010040 – In the Matter of the Implementation of L. 2018, c. 17 Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs;

Docket No. EO20090621 – In the Matter of the Petition of Atlantic City Electric Company for Approval of an Energy Efficiency Program, Cost Recovery Mechanism, and Other Related Relief for Plan Years One Through Three;

Docket No. GO20090619 – In the Matter of the Petition of Elizabethtown Gas Company for Approval of New Energy Efficiency Programs and Associated Cost Recovery Pursuant to the Clean Energy Act and the Establishment of a Conservation Incentive Program;

Docket No. EO20090620 – In the Matter of the Verified Petition of Jersey Central Power & Light Company for Approval of JCP&L's Energy Efficiency and Conservation Plan Including Energy Efficiency and Peak Demand Reduction Programs (JCP&L EE&C);

Docket No. GO20090622 – In the Matter of the Petition of New Jersey Natural Gas Company for Approval of Energy Efficiency Programs and the Associated Cost Recovery Mechanism Pursuant to the Clean Energy Act, N.J.S.A. 48:3-87.8 et seq. and 48:3-98.1 et seq.;

Docket Nos. GO18101112 and EO18101113 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of Its Clean Energy Future-Energy Efficiency ("CEF-EE") Program on a Regulated Basis;

Docket No. EO20090623 – In the Matter of the Petition of Rockland Electric Company for Approval of Its Energy Efficiency and Peak Demand Reduction Programs; and

8. CLEAN ENERGY (CONT'D)

Docket No. GO20090618 – In the Matter of the Petition of South Jersey Gas Company for Approval of New Energy Efficiency Programs and Associated Cost Recovery Pursuant to the Clean Energy Act.

The Board will consider Staff's recommended updates to the regulatory framework for the first three-year cycle of energy efficiency programs implemented pursuant to the Clean Energy Act of 2018.

- E. Docket No. QO19010040 – In the Matter of the Implementation of L. 2018, c. 17 Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs; and

Docket No. QO20100684 – In the Matter of Butler Power and Light Company Establishing Energy Efficiency and Peak Demand Reduction Programs.

The Board will consider Staff's recommendation regarding Butler Electric Company's request for the Board to find a petition submitted by Public Service Electric and Gas Company satisfies the Board's requirement for Butler Electric Company to submit a proposal to deliver energy efficiency programs to Butler Electric Company customers for approval by the Board.

- F. Docket No. QO22080485 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Energy Efficiency Incentives Exceeding \$500,000 – Watchung Hills Regional High School Board of Education.

The Board will consider Staff's recommendation for award of an over \$500,000 incentive to the Watchung Hills Regional High School Board of Education for the installation of energy conservation measures under the Pay for Performance – Existing Buildings Program.

- G. Docket No. QO22080507 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Energy Efficiency Incentives Exceeding \$500,000 – The Goldman Sachs Group, Inc.

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

- H. Docket No. QO22080478 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Energy Efficiency Incentives Exceeding \$500,000 – Verizon New Jersey Inc.

The Board will consider Staff's recommendation for award of an over \$500,000 incentive to Verizon New Jersey Inc. for lighting retrofits and chiller optimization under the Large Energy Users Program.

8. CLEAN ENERGY (CONT'D)

- I. Docket No. QW22030128 – In the Matter of a Successor Solar Incentive Program Pursuant to P.L. 2021, c. 169;

Docket No. QO22090550 – In the Matter of the Verified Petition of Nicole Buck for Approval of a Waiver of the Requirement to Submit a Complete ADI Program Registration Package and Receive a Notice of Conditional Registration Prior to Beginning Construction on the Facility;

Docket No. QO22090552 – In the Matter of the Verified Petition of Rosalind Edman for Approval of a Waiver of the Requirement to Submit a Complete ADI Program Registration Package and Receive a Notice of Conditional Registration Prior to Beginning Construction on the Facility;

Docket No. QO22090560 – In the Matter of the Verified Petition of Freedom Forever New Jersey, LLC for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 4 Farview Road, Tenafly, NJ 07670;

Docket No. QO22090559 – In the Matter of Request for Determination of Eligibility in the Administratively Determined Incentive Program – David Guidarini;

Docket No. QO22080476 – In the Matter of Successor Solar Incentive Program Pursuant to P.L. 2021, c. 169 Request for Determination of Eligibility in the Administratively Determined Incentive Program – Alexandra and Christian Hansis;

Docket No. QO22080508 – In the Matter of Successor Solar Incentive Program Pursuant to P.L. 2021, c. 169 Request for Determination of Eligibility in the Administratively Determined Incentive Program Brian Henderson NJSTRE1546362567;

Docket No. QO22080541 – In the Matter of Dakshesh Patel Request for Inclusion into the Solar Renewable Energy Certificate (SREC) Program NJSRRE1544621473;

Docket No. QO22090570 – In the Matter of the Clean Energy Petition to BPU for ADI Registration NJADRE1548091176;

Docket No. QO22070457 – In the Matter of Successor Solar Incentive Program Pursuant to P.L. 2021, c. 169 Request for Determination of Eligibility in the Administratively Determined Incentive Program Sean and Karen Lewis NJADRE1549659052;

Docket No. QO22080495 – In the Matter of Successor Solar Incentive Program Pursuant to P.L. 2021, c. 169 Request for Determination of Eligibility in the Administratively Determined Incentive Program Marc Stahl NJADRE1549516539;

Docket No. QO22070456 – In the Matter of Request for Determination in the Administratively Determined Incentive Program – Christine Stevens;

8. CLEAN ENERGY (CONT'D)

Docket No. QO22070470 – In the Matter of Successor Solar Incentive Program Pursuant to P.L. 2021, c. 169 Request for Determination of Eligibility in the Administratively Determined Incentive Program Vito Chiarella NJADRE1549664568;

Docket No. QO22090569 – In the Matter of the Request for Waiver of N.J.A.C. 14:8-11.5(k) in the Administratively Determined Incentive Program – Amando and Rachel Guerrero NJADRE1547927009;

Docket No. QO22090563 – In the Matter of the Verified Petition of Trinity Solar Inc. for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 1609 Osprey Court, Point Pleasant Boro, New Jersey 08742;

Docket No. QO22050348 – In the Matter of the Verified Petition of Trinity Solar Inc. for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 769 Baltic Drive, Brick Township, New Jersey, 08723 – David Loffredo NJADRE1548227167;

Docket No. QO22050345 – In the Matter of the Verified Petition of Trinity Solar Inc. for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 113 Shire Drive, Sewell, New Jersey 08080 – Yasmael Almanzar NJADRE1547723339;

Docket No. QO22040312 – In the Matter of the Verified Petition of Trinity Solar Inc. for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 10 Mapletree Road, Toms River, New Jersey 08753 – NJADRE1548197963 Joseph Montalban, Jr.;

Docket No. QO22040311 – In the Matter of the Verified Petition of Trinity Solar Inc. for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 22 Mountain Top Terrace, Woodland Park, New Jersey 07424 – NJADRE1547872981 Frankie Chow;

Docket No. QO22040314 – In the Matter of the Verified Petition of Trinity Solar Inc. for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 332 Emberly Road, Brick Township, New Jersey 08723 – NJADRE1547937537 Sharon Donnelly;

Docket No. QO22040313 – In the Matter of the Verified Petition of Trinity Solar Inc. for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 127 Magnolia Drive, Pennsville, New Jersey 08070 – NJADRE1547960424 Harry Smith;

Docket No. QO22040294 – In the Matter of Request for Determination of Eligibility in the Administratively Determined Incentive Program – Jeffrey Crawford;

8. CLEAN ENERGY (CONT'D)

Docket No. QO22040293 – In the Matter of Request for Determination of Eligibility in the Administratively Determined Incentive Program – Edward Mick;

Docket No. QO22090604 – In the Matter of the Verified Petition of Walter Winkler for Approval of a Waiver of the Requirement to Submit a Complete ADI Program Registration Prior to Beginning Construction on the Facility – NJADRE1549776133;

Docket No. QO22090607 – In the Matter of the Verified Petition of Trinity Solar Inc. for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 71 Kohlmeyer Drive, Pennsauken, New Jersey 08110;

Docket No. QO22090608 – In the Matter of Successor Solar Incentive Program Pursuant to P.L. 2021, c. 169 Request for Determination of Eligibility in the Administratively Determined Incentive Program – Maya Ollson; and

Docket No. QO22090614 – In the Matter of the Verified Petition of Trinity Solar, Inc. for Approval of a Waiver of the Administratively Determined Incentive Program Rules with Respect to the Solar Facility located at 1454 Division Avenue, Piscataway, NJ 08854 NJADRE1548367818.

The Board will consider waiving the rules in the Administratively Determined Incentive Program for certain projects that have commenced construction prior to notice of conditional registration, for certain projects that commenced commercial operations prior to the launch of the program, and for certain projects that constructed systems greater than 10% larger than stated in their initial registration.

- J. Docket No. EO20110730 – In the Matter of the Petition of Rockland Electric Company for Approval of an Electric Vehicle Program, Establishment of an Electric Vehicle Surcharge, and for Other Relief (RECO EV).

The Board will consider the settlement stipulation of Rockland Electric Company's light duty Electric Vehicle Filing.

9. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION