



**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
**Two Gateway Center**  
**Newark, NJ 07102**  
**[www.bpu.state.nj.us](http://www.bpu.state.nj.us)**

**DIVISION OF ENERGY**

IN THE MATTER OF ATLANTIC CITY	)	
ELECTRIC COMPANY REGARDING THE	)	
SALE OF NUCLEAR ASSETS - MOTION	)	<b>SCHEDULING ORDER</b>
OF ATLANTIC CITY ELECTRIC COMPANY	)	
FOR AN ORDER OF THE BOARD	)	
STATING THAT IT WILL FINALIZE	)	
THE DETERMINATION OF STRANDED	)	
COSTS IN ACCORDANCE WITH A	)	
PRIVATE LETTER RULING ISSUED BY THE	)	
INTERNAL REVENUE SERVICE.	)	<b>DOCKET NO. EM99110870</b>

(SERVICE LIST ATTACHED)

**BY THE BOARD:**

At its July 11, 2007 agenda meeting, the Board of Public Utilities ("Board") approved a procedural schedule for the above matter. The schedule was memorialized by a July 11, 2007 Secretary's letter, which also set out the Board's request that Atlantic City Electric Company ("Company") provide reasons for the necessity of the Board rendering a decision on its motion prior to September 15, 2007, when the Company claimed it must file its tax return with the Internal Revenue Service ("IRS").

After a review of the Company's response and in view of certain issues which arose during ongoing discovery, Board Staff requested that the initial schedule approved by the Board at its July 11, 2007 agenda meeting be revised. In addition, Board Staff also requested that the parties to this proceeding be allowed to make further revisions to the schedule, if necessary, so long as the motion will be presented to the Board at its October 24, 2007 agenda meeting.

Having considered this request, the Board **HEREBY ORDERS** that the schedule be revised as follows:

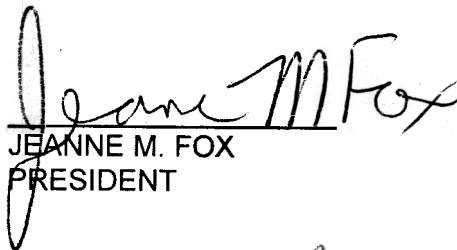
- 1 Rate Counsel, Board Staff, and the Company shall file with the Secretary of the Board initial written briefs accompanied by supporting affidavits, and shall serve the initial briefs and affidavits on each of the other parties, by August 3, 2007.

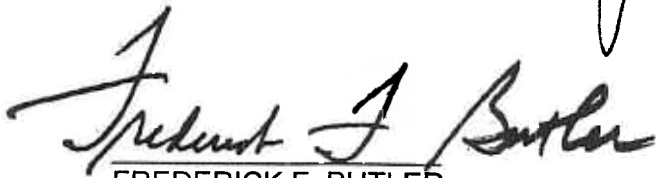
2. Rate Counsel, Board Staff, and the Company shall file with the Secretary of the Board replies to the initial briefs and affidavits, and shall serve the briefs and affidavits on each of the other parties, by August 16, 2007.
3. Any party electing to file responses to the replies shall file them with the Secretary of the Board, and shall serve them on each of the other parties, by August 20, 2007.
4. The parties may revise this schedule by agreement amongst themselves, without the necessity of obtaining further Board approval, provided that all submissions are made with sufficient time remaining for the matter to be on the agenda for the Board's October 24, 2007 meeting.
5. The motion will be listed on the agenda for the Board's October 24, 2007 meeting for Board action.

DATED:

8/8/07

BOARD OF PUBLIC UTILITIES  
BY:

  
JEANNE M. FOX  
PRESIDENT

  
FREDERICK F. BUTLER  
COMMISSIONER

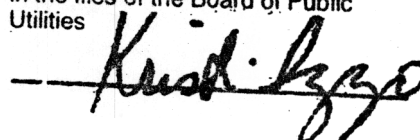
  
JOSEPH L. FIORDALISO  
COMMISSIONER

  
CHRISTINE V. BATOR  
COMMISSIONER

ATTEST:

  
KRISTI IZZO  
SECRETARY

I HEREBY CERTIFY that the within  
document is a true copy of the original  
in the files of the Board of Public  
Utilities



IN THE MATTER OF ATLANTIC CITY ELECTRIC COMPANY REGARDING THE SALE OF  
NUCLEAR ASSETS – MOTION OF ATLANTIC CITY ELECTRIC COMPANY FOR AN ORDER  
OF THE BOARD STATING THAT IT WILL FINALIZE THE DETERMINATION OF STRANDED  
COSTS IN ACCORDANCE WITH A PRIVATE LETTER RULING ISSUED BY THE INTERNAL  
REVENUE SERVICE. - DOCKET NO. EM99110870

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