



Agenda Date: 2/11/09

Agenda Item: LSA

STATE OF NEW JERSEY

Board of Public Utilities

Two Gateway Center

Newark, NJ 07102

www.nj.gov/bpu/

CLEAN ENERGY

IN THE MATTER OF ATLANTIC CITY ELECTRIC)	ORDER
COMPANY RENEWABLE ENERGY PORTFOLIO)	
STANDARD- AMENDMENTS TO THE MINIMUM FILING)	
REQUIREMENTS FOR ENERGY EFFICIENCY,)	
RENEWABLE ENERGY, AND CONSERVATION)	
PROGRAMS; AND FOR ELECTRIC DISTRIBUTION)	
COMPANY SUBMITTALS OF FILINGS IN CONNECTION)	
WITH SOLAR FINANCING)	DOCKET NO. EO08100875
IN THE MATTER OF THE VERIFIED PETITION OF)	ORDER
JERSEY CENTRAL POWER AND LIGHT COMPANY)	
CONCERNING A PROPOSAL FOR AN SREC-BASED)	
FINANCING PROGRAM UNDER N.J.S.A 48:3-98.1)	DOCKET NO EO08090840

(SERVICE LIST ATTACHED)

BY THE BOARD:

By order dated August 7, 2008, in *I/M/O the Renewable Energy Portfolio Standard*, Docket No. EO06100744 ("August Order"), the New Jersey Board of Public Utilities ("Board") directed Jersey Central Power and Light Company ("JCP&L") and Atlantic City Electric Company ("ACE") to file with the Board a solar financing plan by September 30, 2008. JCP&L and ACE filed their solar programs on the September 30 and October 1 respectively.

On December 31, 2008, Solar Alliance requested intervenor status in these proceedings. Solar Alliance was allowed to participate in the proceedings during the pendency of the Board's decision on its request.

Following two informal stakeholder meetings and a first discovery round, the Department of the Public Advocate, Division of Rate Counsel ("Rate Counsel"), the Solar Alliance, each utility, and Board staff ("Staff") (jointly "Parties") held eight settlement meetings on January 5, 8, 16, 22, 28, 30 and February 5 and 9, 2009.

Despite the effort of the Parties and the success of the settlement meetings in reaching a common position on most issues, Rate Counsel requested an evidentiary hearing on cost recovery and some aspects of the Master Solar Renewable Energy Certificate ("SREC")

Purchase Contract, such as the duration, the regulatory-out clause, and the treatment of future tax incentives. The Parties agreed not to conduct further discovery, but to set forth in the evidentiary hearing a record sufficient for the Board to make a decision on those specific issues.

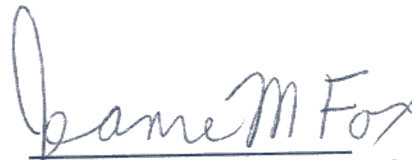
Based upon the foregoing, and in the absence of any opposition, the Board HEREBY GRANTS Solar Alliance request for intervention in this matter. Furthermore, HEREBY ADOPTS the following preliminary procedural schedule:

- Utility rebuttal testimony: February 18, 2009
- Rate Counsel surrebuttal: March 4, 2009
- Hearing (including utility option for oral rejoinder): March 18, 2009
- Post-Hearing briefings: April 1, 2009

The Board FURTHER ORDERS that Commissioner Fiordaliso, as the presiding Commissioner, is HEREBY AUTHORIZED to modify the schedule set by this Order, decide upon motions, and otherwise control the conduct of this case, without the need for full Board approval, subject to subsequent Board ratification.

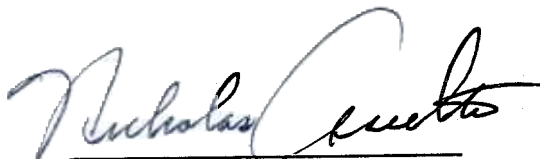
DATED: 2/11/09

BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER

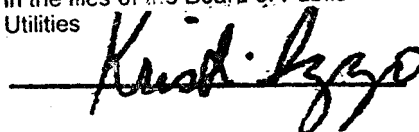

NICHOLAS ASSELTA
COMMISSIONER


ELIZABETH RANDALL
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



Docket No. EO06100744 - In the Matter of the Renewable Portfolio Standard (RPS) –
Settlement Stipulation for Atlantic City Electric (ACE) and Jersey Central Power & Light
(JCP&L) Solar Long Term Contracting; and

Docket No. EO08030164- In the Matter of the Electric Public Utilities and Gas Public Utilities
Offering Energy Efficiency and Conservation Programs, Investing in Class I Renewable
Energy Resources and Offering Class I Renewable Energy Programs In Their Respective
Service Territories on a Regulated Basis Pursuant to N.J.S.A. 48:3-98.1.

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