

Agenda Date: 11/20/12 Agenda Item: 2B

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## STATE OF NEW JERSEY

Board of Public Utilities 44 South Clinton Avenue, 9<sup>th</sup> Floor Post Office Box 350 Trenton, New Jersey 08625-0350 www.nj.gov/bpu/

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IN THE MATTER OF THE PETITION OF RATE	) ORDER
COUNSEL REQUESTING A BOARD ORDER	)
DIRECTING JERSEY CENTRAL POWER & LIGHT	)
COMPANY TO FILE A BASE RATE CASE PETITION	)
AND ESTABLISHING A TEST YEAR OF 2010	) DOCKET NO. EO11090528

#### Parties of Record:

Stefanie A. Brand, Esq., Director, Division of Rate Counsel
Marc Lasky, Esq., Morgan, Lewis & Bockius LLP, for Jersey Central Power & Light
Tracy Thayer, Esq., New Jersey Natural Gas Company
Janine G. Bauer, Esq., for AARP New Jersey
Stephen R. Kern, Esq., McNees Wallace & Nurick LLC, for Gerdau Ameristeel Sayerville Inc.

### BY THE BOARD:

By petition filed with the New Jersey Board of Public Utilities ("Board") on or about September 20, 2011, the New Jersey Division of Rate Counsel ("Rate Counsel"), sought an Order pursuant to N.J.S.A. 48:2-21(b)(1) directing Jersey Central Power & Light Company ("JCP&L" or "Company") to file a base rate case so that the Board may determine whether the Company's current rates for electric service are just and reasonable. After notice and an opportunity for the filing of briefs by interested parties, by Order dated July 31, 2012, the Board found that the filing of a base rate case would permit an examination of the Company's rate base, expenses, operations and rate of return, and would allow the Board to determine whether JCP&L's rates are just and reasonable as required by N.J.S.A. 48:2-21, and whether the Company is investing sufficiently to assure the provision of safe, adequate and proper utility service to its customers as required by N.J.S.A. 48:2-23. Accordingly, the Board ordered JCP&L to file a base rate case on or before November 1, 2012.

Beginning on October 28, 2012, and continuing through October 30, 2012, Hurricane Sandy ("Sandy") struck the State of New Jersey with high winds and torrential rains. Sandy left behind extensive damage including fallen trees, downed power lines, damage to roadways, and unprecedented disruptions in electrical service that jeopardized public safety. See, Executive

Order No. 108 (11/4/2012). The Company's service territory was among those most affected by the storm.

By letter dated October 31, 2012, JCP&L requested an extension of the due date for the filing of the rate case petition so that the Company could address the aftermath of Hurricane Sandy. By e-mails on November 1, 2012, Rate Counsel, AARP, Gerdau and the New Jersey Large Energy User's Coalition stated that they did not object to the one month extension.

In light of the above, the Board <u>HEREBY FINDS</u> good cause to extend the time for filing of the Company's base rate petition, and <u>HEREBY GRANTS</u> the Company's request for an extension of time to file as within time, and <u>HEREBY ORDERS</u> that the petition be filed by December 3, 2012.

DATED: 11/20/12

BOARD OF PUBLIC UTILITIES

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ATTEST:

KRISTI IZZO SECRETARY

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I MEREBY CERTIFY that the within docume at is a true copy of the original in the files of the Board of Public

# IN THE MATTER OF THE PETITION OF RATE COUNSEL REQUESTING A BOARD ORDER DIRECTING JERSEY CENTRAL POWER & LIGHT COMPANY TO FILE A BASE RATE CASE PETITION AND ESTABLISHING A TEST YEAR OF 2010

### **DOCKET NO. E011090528**

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