



Agenda Date: 8/19/15
Agenda Item: 2C

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

ENERGY

IN THE MATTER OF THE VERIFIED PETITION OF)	ORDER DESIGNATING
JERSEY CENTRAL POWER & LIGHT COMPANY)	PRESIDING
("JCP&L") AND MID-ATLANTIC INTERSTATE)	COMMISSIONER AND
TRANSMISSION, LLC ("MAIT") FOR: (1) APPROVAL)	SETTING MANNER OF
OF THE TRANSFER OF ITS TRANSMISSION ASSETS)	SERVICE AND BAR DATE
TO MAIT PURSUANT TO <u>N.J.S.A. 48:3-7</u> ; (2))	
APPROVAL OF A LEASE OF JCP&L's REAL)	
PROPERTY AND THE REAL PROPERTY RIGHTS)	
ASSOCIATED WITH ITS TRANSMISSION ASSETS TO)	
MAIT PURSUANT TO <u>N.J.S.A. 48:3-7</u> ; (3) APPROVAL)	
OF A MUTUAL ASSISTANCE AGREEMENT)	
PURSUANT TO <u>N.J.S.A. 48:3-7.1</u> ; AND (4) A)	
DECLARATION THAT MAIT WILL BE DEEMED A)	
PUBLIC UTILITY FOR, inter alia, THE PURPOSES OF)	
SITING AUTHORITY UNDER <u>N.J.S.A. 40:55D-19</u> AND)	
EMINENT DOMAIN AUTHORITY PURSUANT TO)	
<u>N.J.S.A. 48:3-17.6 et seq.</u> , and;)	DOCKET NO. EM15060733
)	
IN THE MATTER OF THE VERIFIED PETITION OF)	
JERSEY CENTRAL POWER AND LIGHT COMPANY)	
FOR AUTHORIZATION PURSUANT TO <u>N.J.S.A. 48:3-</u>)	
<u>7.2</u> FOR APPROVAL TO PARTICIPATE IN THE)	
FIRSTENERGY CORP. INTRASYSTEM MONEY POOL)	DOCKET NO. EF02030185

Parties of Record:

Gregory Eisenstark, Esq., Jersey Central Power and Light Co.
Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel

BY THE BOARD: ¹

The Board of Public Utilities (the "Board") is empowered to ensure that regulated public utilities provide safe, adequate and proper service to the citizens of New Jersey. N.J.S.A. 48:2-23.

¹ Commissioner Upendra J. Chivukula recused himself due to a potential conflict of interest and as such took no part in the discussion or deliberation of this matter.

Pursuant to N.J.S.A. 48:2-13, the Board has been vested by the Legislature with the general supervision and regulation of and jurisdiction and control over all public utilities, "so far as may be necessary for the purpose of carrying out the provisions of [Title 48]." The courts of this State have held that the grant of power by the Legislature to the Board is to be read broadly, and that the provisions of the statute governing public utilities are to be construed liberally. See e.g., In re Public Service Electric and Gas Company, 35 N.J. 358, 371 (1961), Twp. of Deptford v. Woodbury Terrace Sewerage Corp., 54 N.J. 418, 424 (1969), Bergen County v. Dep't. of Public Utilities, 117 N.J. Super. 304 (App. Div. 1971).

On June 19, 2015, Jersey Central Power and Light Company ("JCP&L") and the Mid-Atlantic Interstate Transmission, LLC ("MAIT") filed a joint petition requesting various Board approvals related to FirstEnergy's proposed transfer of JCP&L's transmission assets to MAIT, including approval of leases pertaining to real property and real property rights associated with the transmission assets, approval of a mutual assistance agreement between JCP&L and MAIT, and a declaration that MAIT will be deemed a public utility in New Jersey for certain purposes. JCP&L is also requesting that the Board approve the addition of MAIT as a participant in the FirstEnergy Corp. Intrasystem Utility Money Pool.

After review, the Board has determined that the petition should be retained by the Board for hearing. Pursuant to N.J.S.A. 48:2-32, the Board **HEREBY DESIGNATES** President Richard S. Mroz as the presiding Commissioner. The Board **FURTHER HEREBY AUTHORIZES** President Richard S. Mroz, as the presiding Commissioner, to establish and modify schedules, decide all motions, and otherwise control the conduct of this case, without the need for full Board approval, subject to subsequent Board ratification.

The Board **HEREBY DIRECTS** that all entities seeking to intervene or participate in this matter file the appropriate application with the Board by Friday, September 18, 2015.

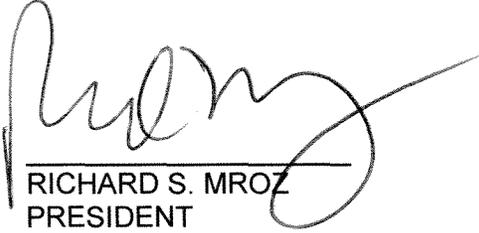
The Board **HEREBY DIRECTS** staff to post this Order on the Board's website.

In addition, in the interests of economy, all parties are **HEREBY DIRECTED** to serve all documents electronically, while still providing hard copies to the Board for those documents which must be filed with the Board, with hard copies to each party upon request.

This Order shall be effective on August 29, 2015.

DATED: 8/19/15

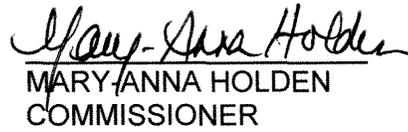
BOARD OF PUBLIC UTILITIES
BY:



RICHARD S. MROZ
PRESIDENT



JOSEPH L. FIORDALISO
COMMISSIONER

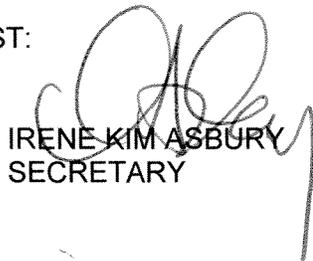


MARY-ANNA HOLDEN
COMMISSIONER



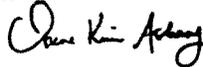
DIANNE SOLOMON
COMMISSIONER

ATTEST:



IRENE KIM ASBURY
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 the Verified Petition of Jersey Central Power & Light Company (“JCP&L”) and Mid-Atlantic Interstate Transmission, LLC (“MAIT”) for (1) Approval of the Transfer of JCP&L’s Transmission Assets to MAIT Pursuant to N.J.S.A. 48:3-7; (2) Approval of a Lease of the Real Property and Real Property Rights Associated with its Transmission Assets Pursuant to N.J.S.A. 48:3-7; (3) Approval of a Mutual Assistance Agreement Pursuant to N.J.S.A. 48:3-7,1; and (4) a Declaration that MAIT will be Deemed a Public Utility for, inter alia, the Purposes of Siting Authority under N.J.S.A. 40:55d-19 and Eminent Domain Authority pursuant to N.J.S.A. 48:3-17.6 et seq., and;
In the Matter of the Verified Petition of Jersey Central Power and Light Company for Authorization Pursuant to N.J.S.A. 48:3-7.2 for Approval to Participate in the FirstEnergy Corp. Intrasystem Money Pool
Docket Nos. EM15060733 & EF02030185

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