



Agenda Date: 8/23/17
Agenda Item: IIG

STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

ENERGY

IN THE MATTER OF THE PETITION OF JERSEY)	ORDER ON REQUEST FOR
CENTRAL POWER & LIGHT COMPANY PURSUANT)	EXTENSION FOR FILING
TO <u>N.J.S.A.</u> 40:55D-19 FOR A DETERMINATION THAT)	EXCEPTIONS TO INITIAL
THE MONTVILLE-WHIPPIANY 230 KV TRANSMISSION)	DECISION
PROJECT IS REASONABLY NECESSARY FOR THE)	
SERVICE, CONVENIENCE OR WELFARE OF THE)	BPU DOCKET NO. EO15030383
PUBLIC)	OAL DOCKET NO. 08235-2015N

Parties of Record:

Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel
Gregory Eisenstark, Esq., Windels Marx Lane & Mittendorf, LLP, on behalf of Jersey Central Power and Light Company
Fred Semrau, Esq., Dorsey & Semrau, LLC, on behalf of the Township of Montville
Stephen J. Edelstein, Esq., Schwartz Simon Edelstein & Celso, LLC, on behalf of the Montville Board of Education

BY THE BOARD:

On or about March 27, 2015, Jersey Central Power & Light Company ("JCP&L" or "Company") filed a petition with the New Jersey Board of Public Utilities ("Board" or "BPU") pursuant to N.J.S.A. 40:55D-19 seeking a determination that the Montville-Whippany 230 kV Transmission project ("Project") is reasonably necessary for the service, convenience or welfare of the public, and therefore the Company is entitled to relief from complying with the zoning, site plan review and other municipal land use ordinances or rules passed by municipalities along the proposed Project route under authority of Title 40, the Municipal Land Use Law ("MLUL"). The matter was transmitted to the Office of Administrative Law ("OAL") for hearing as a contested matter, and subsequently assigned to the Honorable Leland McGee, Administrative Law Judge ("ALJ McGee").

On May 1, 2015, the Township of Montville ("Montville"), a municipality located within JCP&L's service territory along the proposed route of the Project, moved to intervene as a party in the proceeding. ALJ McGee granted Montville's motion to intervene pursuant to N.J.S.A. 48:2-32.2 on June 17, 2015. The Montville Board of Education ("Montville BOE") filed a motion to intervene on August 19, 2015, which was granted on September 8, 2015.

After prehearing conferences, JCP&L filed a Motion to Establish a Procedural Schedule on August 21, 2015. ALJ McGee issued a Prehearing Order which contained the Procedural Schedule on September 8, 2015.

A public hearing was held on December 8, 2015. Evidentiary hearings were held on May 23, 24, 25, and 26, 2016. Post hearing briefs were filed by all parties in June 2016, and ALJ McGee closed the record on June 27, 2016.

On July 26, 2017 the Board issued an Order granting the OAL multiple, as within time, extensions to issue an initial decision on or before August 9, 2017.

On August 10, 2017, ALJ McGee issued an Initial Decision which was received by the Board on August 10, 2017 stating that exceptions to the Initial Decision must be filed within thirteen (13) days of the date the decision was mailed to the parties, to wit on or before August 23, 2017.

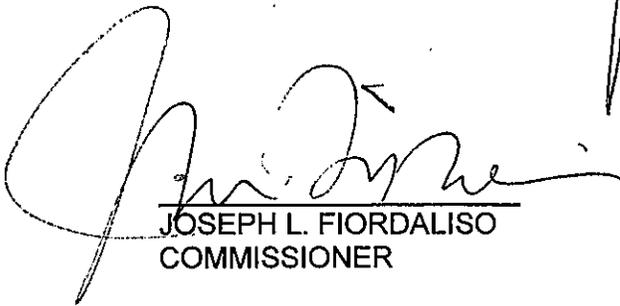
On August 17, 2017, Montville BOE filed a request for a ten (10) day extension of time to file exceptions to the initial decision, or on or before September 5, 2017. Counsel for all parties consented to the request.

In accordance with N.J.A.C. 1:1-18.8(d), the Board **HEREBY GRANTS** Montville BOE's request for a ten (10) day extension of time, to September 5, 2017, to file exceptions to the Initial Decision.

This Order shall be Effective on September 2, 2017.

DATED: 8/23/17

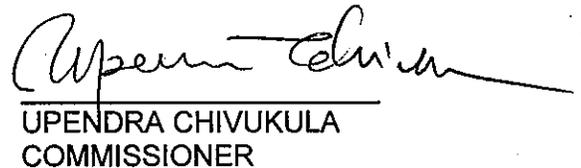
BOARD OF PUBLIC UTILITIES
BY:

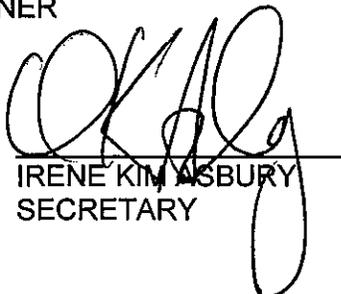

JOSEPH L. FIORDALISO
COMMISSIONER


RICHARD MROZ
PRESIDENT

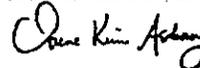

MARY-ANNA HOLDEN
COMMISSIONER


DIANNE SOLOMON
COMMISSIONER


UPENDRA CHIVUKULA
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 PETITION OF JERSEY CENTRAL POWER & LIGHT COMPANY
PURSUANT TO N.J.S.A. 40:55D-19 FOR A DETERMINATION THAT THE MONTVILLE-
WHIPPANY 230 KV TRANSMISSION PROJECT IS REASONABLY NECESSARY FOR THE
SERVICE, CONVENIENCE OR WELFARE OF THE PUBLIC

BPU DOCKET NO. EO15030383 & OAL DOCKET NO. PUC 08235-2015N

SERVICE LIST

The Honorable Leland S. McGee, ALJ
NJ Office of Administrative Law
33 Washington Street,
Newark, NJ 07102
Elisa.Reyes@oal.nj.gov

Division of Rate Counsel:

Stefanie A. Brand, Esq., Director
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, NJ 08625-0003
sbrand@rpa.state.nj.us

Brian Lipman, Esq., Litigation Manager
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, NJ 08625-0003
blipman@rpa.state.nj.us

Ami Morita, Esq.
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, NJ 08625-0003
amorita@rpa.state.nj.us

Brian Weeks, Esq.
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, NJ 08625-0003
bweeks@rpa.state.nj.us

Lisa Gurkas
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, NJ 08625-0003
lgurkas@rpa.state.nj.us

Board of Public Utilities:

Irene Kim Asbury, Esq.
Secretary of the Board
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
irene.asbury@bpu.nj.gov

Paul Flanagan, Esq.
Executive Director
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
paul.flanagan@bpu.nj.gov

Cynthia Covie, Esq.
Chief of Staff
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
cynthia.covie@bpu.nj.gov

Thomas Walker, Director
Division of Energy
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
thomas.walker@bpu.nj.gov

Stacy Peterson, Deputy Director
Division of Energy
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
stacy.peterson@bpu.nj.gov

Deputy Attorneys General:

Geoffrey Gersten, DAG
Department of Law & Public Safety
Division of Law
Public Utilities
124 Halsey Street
Post Office Box 45029
Newark, NJ 07101
geoffrey.gersten@law.njoag.gov

Alex Moreau, DAG
Department of Law & Public Safety
Division of Law
Public Utilities
124 Halsey Street
Post Office Box 45029
Newark, NJ 07101
alex.moreau@law.njoag.gov

Renee Greenberg, DAG
Department of Law & Public Safety
Division of Law
Public Utilities
124 Halsey Street
Post Office Box 45029
Newark, NJ 07101
renee.greenberg@law.njoag.gov

Angela Hickson
Department of Law & Public Safety
Division of Law
Public Utilities
124 Halsey Street
Post Office Box 45029
Newark, NJ 07101
angela.hickson@law.njoag.gov

Ruby Smith
Department of Law & Public Safety
Division of Law
Public Utilities
124 Halsey Street
Post Office Box 45029
Newark, NJ 07101
ruby.smith@law.njoag.gov

John Masiello
Division of Energy
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
john.masiello@bpu.nj.gov

Bethany Rocque-Romaine, Esq.
Counsel's Office
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
bethany.romaine@bpu.nj.gov

Megan Lupo, Esq.
Counsel's Office
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
megan.lupo@bpu.nj.gov

Parsippany-Troy Hills Township:

Clerk
Parsippany-Troy Hills Township
Parsippany-Troy Hills Town Hall
1001 Parsippany Boulevard
Parsippany-Troy Hills, NJ 07054
kmadin@parsippany.net

Montville Township:

Clerk
Montville Township
Municipal Building
195 Change bridge Road
Montville, NJ 07045-9498
tatkinson@montvillenj.org

Tracy W. Schnurr, Esq.
Dorsey & Semrau, LLC
714 Main Street
P.O. Box 228
Boonton, New Jersey 07005
tschnurr@dorseysemrau.com

JCP&L:

Gregory Eisenstark, Esq.,
Windels Marx Lane & Mittendorf, LLP
120 Albany Street Plaza
New Brunswick, NJ 08901
geisenstark@windelsmarx.com

Michael J. Connolly, Esq.
Windels Marx Lane & Mittendorf, LLP
One Giralda Farms
Madison, NJ 07940
mconnolly@windelsmarx.com

Kevin Connelly
Jersey Central Power & Light Company
300 Madison Avenue
P.O. Box 1911
Morristown, New Jersey 07960
kconnelly@firstenergycorp.com

Lauren M. Lepkoski, Esq.
FirstEnergy Service Company
Legal Department
2800 Pottsville Pike
Reading, PA 19612-6001
llepkoski@firstenergycorp.com

Scott Humphrys
First Energy Service Company
76 South Main Street
Akron, OH 44308
shumphrys@firstenergycorp.com

Wildlife Preserve, Inc.

Albert I. Telsey, Esq.
Meyner and Landis, LLP
One Gateway Center, Suite 2500
Newark, NJ 07102
atelsey@meyner.com

East Hanover Township:

Clerk
Township of East Hanover
411 Ridgedale Avenue
East Hanover, NJ 07936
paulam@easthanovertownship.com

Fred Semrau
Dorsey & Semrau, LLC
714 Main Street
P.O. Box 228
Boonton, New Jersey 07005
fsemrau@dorseysemrau.com

Dawn Sullivan, Esq.
Dorsey & Semrau, LLC
714 Main Street
P.O. Box 228
Boonton, New Jersey 07005
dsullivan@dorseysemrau.com

Mark R. Peck, Esq.
Florio Perrucci Steinhardt & Fader
235 Forest Avenue
Phillipsburg, NJ 08865
mpeck@fpsilawfirm.com

Montville Township BOE:

Stephen J. Edelstein, Esq.
Schwartz Simon Edelstein & Celso, LLC
100 South Jefferson Road, Suite 200
Whippany, New Jersey 07981
sedelstein@sseclaw.com

Board of Chosen Freeholders:

Clerk, Morris County Board of Chosen
Freeholders
Morris County Administration & Records
Building
P.O. Box 900
Morristown, NJ 07963-0900
dketchum@co.morris.nj.us

Morris County Administrator:

County Administrator
Morris County Administration & Records
Building
P.O. Box 900
Morristown, NJ 07963-0900
jbonanni@co.morris.nj.us