



Agenda Date: 2/8/18  
Agenda Item: 2A

**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
44 South Clinton Avenue, 3<sup>rd</sup> Floor, Suite 314  
Post Office Box 350  
Trenton, New Jersey 08625-0350  
[www.nj.gov/bpu/](http://www.nj.gov/bpu/)

ENERGY

IN THE MATTER OF THE PROVISION OF BASIC )  
GENERATION SERVICE FOR THE PERIOD )  
BEGINNING JUNE 1, 2018 ) DECISION AND ORDER  
Docket No. ER17040335

**Parties of Record:**

**Gregory Eisenstark, Esq.**, Windels Marx Lane & Mittendorf, LLP, on behalf of Jersey Central Power & Light Company  
**Hesser McBride, Esq.**, Attorney for Public Service Electric and Gas Company  
**Philip J. Passanante, Esq.**, Associate General Counsel for Atlantic City Electric Company  
**Margaret Comes, Esq.**, Senior Attorney for Rockland Electric Company  
**Chantale LaCasse**, BGS Auction Manager, NERA Economic Consulting  
**Stefanie A. Brand, Esq.**, Director, New Jersey Division of Rate Counsel

**BY THE BOARD:**

By Order dated November 21, 2017 in this docket, the New Jersey Board of Public Utilities ("Board") approved the joint Basic Generation Service ("BGS") proposal of Public Service Electric and Gas Company ("PSE&G"), Jersey Central Power & Light Company ("JCP&L"), Atlantic City Electric Company ("ACE") and Rockland Electric Company ("Rockland") (collectively the "EDCs"), for two descending clock auctions to secure the EDCs' BGS electricity requirements for the period beginning June 1, 2018 ("November 21, 2017 Order"). In an attempt to mitigate the risk to ratepayers, the Board directed the EDCs to procure approximately one-third of the EDCs' BGS residential small commercial customers ("BGS-RSCP") load for a 36-month period through a single clearing price for each EDC's BGS supply requirements in the auction.<sup>1</sup> The Board also found that a 12-month procurement period for the EDCs' hourly load BGS commercial and industrial energy pricing customers ("BGS-CIEP") is appropriate and reasonable. In the November 21, 2017 Order, the Board also committed to review the results of the BGS-RSCP Auction and the BGS-CIEP Auction (collectively the "BGS Auctions" or "Auctions") each in their entirety and certify the results of each auction for all of the EDCs, or for none of them, no later than the second business day after the last Auction closes.

<sup>1</sup> Approximately two-thirds of the EDCs' BGS-RSCP requirements are already under contract through May 31, 2019, and one-third through May 31, 2020 as a result of the 2016 and 2017 BGS-RSCP Auctions.

The results of the BGS Auctions, if approved by the Board, will then be converted into revised BGS rates for customers beginning June 1, 2018. This is the seventeenth year the Board has authorized a similar auction process to secure BGS supply.

The Auction Manager responsible for conducting the 2018 Auctions was National Economic Research Associates ("NERA"). NERA brings expertise in the conduct of simultaneous descending clock auctions in the energy and telecommunications industries, and has been the Auction Manager for the sixteen BGS Auctions. The 2018 Auctions were continuously monitored by Board Staff from the Division of Energy, as well as by the Board's consultant, Bates White, LLC ("Bates White"). Bates White was retained to assist the Board in this process. Bates White has experience with simultaneous descending clock auctions and energy industry experience.

In the November 21, 2017 Order, the Board also approved a request for proposal ("Rockland RFP") process for Rockland to solicit competitive bids from qualified bidders for the capacity requirements for BGS customers in the portion of Rockland's service territory that lie outside of the area served through PJM, its Central and Western Divisions, commencing June 1, 2018. Additionally, with regard to the procurement of energy for these same customers, Rockland proposed to enter into a bi-lateral agreement or agreements to hedge the cost of energy purchased in the New York Independent System Operator ("NYISO"). Rockland conducted this process on January 30, 2018. The Rockland RFP process was monitored by Staff from the Division of Energy, as well as by the Board's consultant Bates White. As discussed more fully below, the results of the RFP process were considered by the Board at a meeting held on January 31, 2018. The prices from the Rockland RFP process will be blended with Rockland's BGS Auction prices so that all Rockland customers in each rate class pay the same BGS prices.

Accordingly, this Order memorializes decisions made by the Board at its January 31, 2018 and February 8, 2018 Board Agenda meetings.

#### **BGS-RSCP AUCTION SUMMARY**

The BGS-RSCP Auction began on February 5, 2018 and ended on February 6, 2018 after 23 rounds with all of the EDCs' 57 tranches<sup>2</sup> secured, with the following closing prices for each EDC:

<b>EDC</b>	<b>Closing Price (cents/kWh)</b>	<b>Total Tranches Sold</b>
ACE	8.123	7
JCP&L	7.311	20
PSE&G	9.177	29
Rockland	8.594	1

A list of the BGS-RSCP Auction winners is included in Attachment A to this Order.

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<sup>2</sup> A tranche in the BGS-RSCP Auction is approximately 100 MW.

## BGS-CIEP AUCTION SUMMARY

The BGS-CIEP Auction began on February 2, 2018, and ended on February 5, 2018 after 32 rounds with all of the EDCs' 42 tranches<sup>3</sup> secured, with the following closing prices for each EDC:

EDC	Closing Price (\$/Mw-day)	Total Tranches Sold
ACE	289.99	4
JCP&L	276.21	12
PSE&G	287.76	25
Rockland	300.82	1

A list of the BGS-CIEP Auction winners is included in Attachment A to this Order.

## BGS AUCTION OVERSIGHT

NERA has provided a confidential post-Auction checklist form evaluating how the BGS-RSCP and BGS-CIEP Auctions were conducted. NERA's analysis supporting acceptance of the Auction results indicates, in part, that:

- no issues or questions were left unresolved prior to the Auctions that created uncertainty for bidders;
- neither procedural problems nor errors were observed during the Auctions; all communication protocols were followed;
- neither hardware nor software problems with the Auctions and communication systems were observed;
- no security breaches were observed during the Auction process;
- all guidelines for setting or changing the Auction parameters were followed;
- there was no evidence of confusion or misunderstanding on the part of bidders that delayed or impaired the Auctions in a material manner;
- communications between the Auction Manager and bidders was timely and effective;
- there was no evidence that bidders were rushed;
- no complaints were received from the bidders;
- the Auctions were carried out in a fair and transparent manner;
- there was no evidence of collusion or gaming by the bidders;
- public and sensitive information were treated appropriately;
- there were no factors exogenous to the Auctions that materially affected the Auctions; and
- the Auctions appear to have generated a result that is consistent with competitive bidding, market-determined prices, and efficient allocation of the BGS-RSCP and BGS-CIEP loads.

Bates White has also provided the Board with a confidential post-Auction evaluation form for the BGS-RSCP and BGS-CIEP Auctions, as well as a supplemental checklist reviewing how the Auctions were conducted. Bates White's analysis is consistent with NERA's analysis. Both consultants recommend that the Board accept the final Auction results.

<sup>3</sup> A tranche in the BGS-CIEP Auction is equivalent to approximately 75 MW. However, RECO only has one tranche with an eligible load of 57.7 MW.

## BGS AUCTION FINDINGS AND CONCLUSIONS

The independent NERA and Bates White analyses are consistent with each other and indicate that the Auctions proceeded without meaningful interruption, according to the Board-approved Auction Rules, in an acceptably fair and transparent manner, and they both recommend that the Board certify the Auction results. Staff assigned to oversee the Auctions has also briefed the Board on the conduct and results of each Auction.

After reviewing the checklists and evaluation forms from NERA and Bates White, and discussing the results and conduct of the Auctions with Staff, NERA and Bates White, the Board **FINDS** that:

- all bidders had sufficient information to prepare for the Auctions;
- information was generally provided to bidders in accordance with the published timetable, and the timetable was adjusted appropriately as needed;
- there were no Auction issues or questions left unresolved prior to the Auctions that created material uncertainty for bidders;
- from what could be observed, there were neither procedural problems nor errors with the Auctions, including the electronic bidding process, the back-up bidding process, and communications between bidders and the Auction Manager;
- from what could be observed, communication protocols between bidders and the Auction Manager were adhered to;
- appropriate data back-up procedures were planned and carried out;
- no security breaches were observed during the Auction process;
- from what could be observed, communication protocols among the EDCs, NERA, Staff, the Board, and Bates White were followed during the Auctions;
- protocols were followed for decisions regarding changes in the Auction parameters (e.g. volume, load cap, bid decrements);
- the calculations (e.g. for bid decrements or bidder eligibility) produced by the Auction software were double-checked or reproduced off-line by the Auction Manager;
- there was no evidence of confusion or misunderstanding on the part of bidders that delayed or impaired the Auctions;
- from what could be observed, the communications between the Auction Manager and bidders was timely and effective;
- there were no complaints received from the bidders about the process;
- the Auctions were carried out in an acceptably fair and transparent manner;
- there was no evidence of gaming on the part of bidders;
- there was no evidence of collusion among bidders;
- information was made public in an appropriate manner and, from what could be observed, sensitive information was treated appropriately;
- there were no factors exogenous to the Auctions (e.g., changes in market environment) that materially affected the Auctions in unanticipated ways);
- there are no concerns with the Auctions' outcome with regard to any specific EDC(s); and
- the Auctions appear to have generated a result that is consistent with competitive bidding, market-determined prices, and efficient allocation of the BGS-RSCP and BGS-CIEP loads.

Based on the foregoing, the Board **HEREBY CERTIFIES** the final results of the BGS-RSCP and BGS-CIEP Auctions in their entirety, and subsequently **APPROVES** the closing prices for each EDC. Furthermore, the Board **HEREBY ORDERS** the EDCs: 1) to execute the necessary

documents with the winning bidders, including the BGS Supplier Master Agreements; 2) to implement the BGS rates resulting from the Auctions beginning June 1, 2018; and 3) to file tariff sheets reflecting those rates by March 1, 2018.<sup>4</sup>

Consistent with past Board practice, the Board is releasing the names of the winning bidders at this time. However, at this time, the Board will not release the specific tranche and service area details for each successful bidder, so as not to compromise the position of the winning bidders in the marketplace. The Board plans to make this additional information public prior to June 1, 2018.

### ROCKLAND'S RFP SUMMARY

On January 30, 2018, Rockland conducted its RFP process to acquire its Energy Transaction to satisfy part of the supply requirements for its non-PJM service areas within New Jersey for the period of June 1, 2018 through May 31, 2021. The RFP results are as follows:

<u>Period</u>	<u>Product</u>	<u>Winning Bidder</u>	<u>Price</u>
June 1, 2018 through May 31, 2021	Fixed for Floating Energy Swap	Shell Trading Risk Management, LLC	\$34.81/MWh

The results of this RFP will be blended with the results from Rockland's BGS-RSCP Auction so that all Rockland customers in each rate class pay the same BGS prices.

### ROCKLAND RFP OVERSIGHT, FINDINGS AND CONCLUSIONS<sup>5</sup>

Bates White provided the Board with a confidential post-Auction evaluation form for the Rockland RFP, as well as a supplemental checklist reviewing how the RFP was conducted. The independent analyses conducted by Bates White indicate that the RFP process proceeded without meaningful interruption, and in an acceptably fair and transparent manner. Bates White recommends that the Board certify the RFP results. Staff assigned to oversee the auctions also briefed the Board on the conduct and results of the RFP prior to the January 31, 2018 meeting where the Board accepted the results of the RFP.

After reviewing the RFP results and the recommendations of Staff and Bates White, the Board **HEREBY CONFIRMS** that:

- bidders had sufficient information to prepare for the RFP process;
- information was generally provided to bidders in accordance with the published timetable, and the timetable was adjusted appropriately as needed;
- there were no issues or questions left unresolved prior to the RFP process that created material uncertainty for bidders;
- from what could be observed, there were no procedural problems or errors with the process, including the electronic bidding process, the back-up bidding process, and communications between bidders and the auction manager;

<sup>4</sup> As directed below, Rockland's results must be blended with the results of the Rockland RFP process.

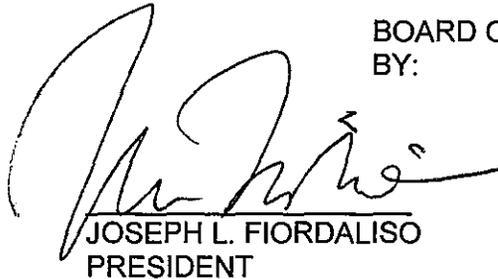
<sup>5</sup> While the Board reviewed the results of the RFP at the January 31, 2018 agenda meeting, no separate order was issued at that time pending the results of the Auctions to protect financially competitive information.

- from what could be observed, communication protocols between bidders and the auction manager were adhered to;
- appropriate data back-up procedures were planned and carried out;
- no security breaches were observed during the process;
- from what could be observed, communication protocols were followed during the process;
- the process was carried out in an acceptably fair and transparent manner;
- there was no evidence of gaming on the part of bidders;
- there was no evidence of collusion among bidders;
- there were no factors exogenous to the process (e.g. changes in market environment that materially affected it in unanticipated ways); and
- the RFP process appears to have generated a result that is consistent with competitive bidding, market-determined prices, and efficient allocation of Rockland's non-PJM load.

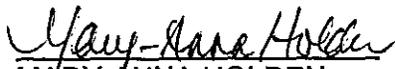
Based on the foregoing, the Board **HEREBY CERTIFIES** the final results of the Rockland RFP in its entirety, and **APPROVES** the winning bid price for Rockland's non-PJM BGS load which will be rolled into the final BGS-RSCP Auction prices approved by the Board in this Order. The Board **HEREBY CONFIRMS** that on January 31, 2018 Rockland was directed to execute the necessary documents with the winning bidder, and **HEREBY DIRECTS** Rockland to: (1) implement the BGS rates resulting from the RFP as blended with the prices approved by this Order beginning June 1, 2018; and (2) file tariff sheets reflecting those blended rates by March 1, 2018.

DATED: 2/8/2018

BOARD OF PUBLIC UTILITIES  
BY:



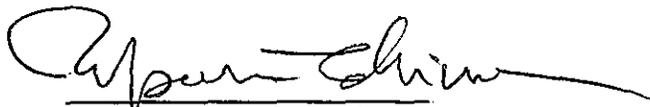
JOSEPH L. FIORDALISO  
PRESIDENT



MARY-ANNA HOLDEN  
COMMISSIONER



DIANNE SOLOMON  
COMMISSIONER



UPEENDRA J. CHIVUKULA  
COMMISSIONER



RICHARD S. MROZ  
COMMISSIONER

ATTEST:   
CARMEN D. DIAZ  
ASSISTANT BOARD SECRETARY

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

**ATTACHMENT A**

**I/M/O the Provision of Basic Generation Service  
For The Period Beginning June 1, 2018  
Docket No. ER17040335**

Auction Winners Approved by the Board of Public Utilities on February 8, 2018

**BGS-RSCP Auction Winners**

BP Energy Company  
Calpine Energy Services LP  
ConocoPhillips Company  
DTE Energy Trading, Inc.  
Direct Energy Business Marketing LLC  
Exelon Generation Company, LLC  
Hartree Partners, L.P.  
Macquarie Energy LLC  
NextEra Energy Marketing, LLC  
PSEG Energy Resources & Trade LLC

**BGS-CIEP Auction Winners**

ConocoPhillips Company  
DTE Energy Trading, Inc.  
Exelon Generation Company, LLC  
Hartree Partners, L.P.  
NextEra Energy Power Marketing, LLC

**In the Matter of the Provision of Basic Generation Service  
For the Period Beginning June 1, 2018  
Docket No. ER17040335  
Service List**

**BPU**

Office of the Secretary  
New Jersey Board of Public Utilities  
44 South Clinton Ave. 3<sup>rd</sup> Fl, Suite 314  
Post Office Box 350  
Trenton, NJ 08625-0350  
[Board.secretary@bpu.nj.gov](mailto:Board.secretary@bpu.nj.gov)

Thomas Walker, Director  
New Jersey Board of Public Utilities  
44 South Clinton Ave. 3<sup>rd</sup> Fl, Suite 314  
Post Office Box 350  
Trenton, NJ 08625-0350  
[Thomas.walker@bpu.nj.gov](mailto:Thomas.walker@bpu.nj.gov)

Stacy Peterson, Deputy Director  
New Jersey Board of Public Utilities  
44 South Clinton Ave. 3<sup>rd</sup> Fl, Suite 314  
Post Office Box 350  
Trenton, NJ 08625-0350  
[stacy.peterson@bpu.nj.gov](mailto:stacy.peterson@bpu.nj.gov)

Office of the Economist  
New Jersey Board of Public Utilities  
44 South Clinton Ave. 3<sup>rd</sup> Fl, Suite 314  
Post Office Box 350  
Trenton, NJ 08625-0350

Paul Flanagan, Executive Director  
New Jersey Board of Public Utilities  
44 South Clinton Ave. 3<sup>rd</sup> Fl, Suite 314  
Post Office Box 350  
Trenton, NJ 08625-0350  
[Paul.flanagan@bpu.nj.gov](mailto:Paul.flanagan@bpu.nj.gov)

Bethany Rocque-Romaine  
New Jersey Board of Public Utilities  
44 South Clinton Ave. 3<sup>rd</sup> Fl, Suite 314  
Post Office Box 350  
Trenton, NJ 08625-0350  
[Bethany.romaine@bpu.nj.gov](mailto:Bethany.romaine@bpu.nj.gov)

**DAG**

Andrew Kuntz, Esq.  
Deputy Attorney General  
Division of Law  
Board of Public Utilities Section  
124 Halsey Street  
P.O. Box 45029  
Newark, New Jersey 07101  
[Andrew.kuntz@law.njoag.gov](mailto:Andrew.kuntz@law.njoag.gov)

**BPU's BGS CONSULTANTS**

Frank Mossburg  
Managing Director  
Bates White, LLC  
1300 Eye St NW, Suite 600  
Washington DC, 20005  
[frank.mossburg@bateswhite.com](mailto:frank.mossburg@bateswhite.com)

**DIVISION OF RATE COUNSEL**

Stefanie A. Brand, Esq., Director  
Division of Rate Counsel  
140 East Front Street, 4th Floor  
Post Office Box 003  
Trenton, New Jersey 08625  
[sbrand@rpa.nj.gov](mailto:sbrand@rpa.nj.gov)

Ami Morita  
Division of Rate Counsel  
140 East Front Street, 4th Floor  
Post Office Box 003  
Trenton, New Jersey 08625  
[amorita@rpa.nj.gov](mailto:amorita@rpa.nj.gov)

Diane Schulze  
Division of Rate Counsel  
140 East Front Street, 4th Floor  
Post Office Box 003  
Trenton, New Jersey 08625  
[dschulze@rpa.nj.gov](mailto:dschulze@rpa.nj.gov)

Lisa Gurkas  
Division of Rate Counsel  
140 East Front Street, 4th Floor  
Post Office Box 003  
Trenton, New Jersey 08625  
[Lgurkas@rpa.nj.gov](mailto:Lgurkas@rpa.nj.gov)

Max Chang  
Synapse Energy Economics, Inc.  
485 Massachusetts Ave., Suite 2  
Cambridge, MA 02139  
[mchang@synpase-energy.com](mailto:mchang@synpase-energy.com)

Robert Fagan  
Synapse Energy Economics, Inc.  
485 Massachusetts Ave., Suite 2  
Cambridge, MA 02139  
[rfagan@synpase-energy.com](mailto:rfagan@synpase-energy.com)

**PSE&G**

Hesser McBride, Esq.  
Assistant General Regulatory Counsel  
Law Department  
80 Park Plaza, T-05  
Newark, New Jersey 07102-4194  
[hesser.mcbride@pseg.com](mailto:hesser.mcbride@pseg.com)

Terrance J. Moran  
PSE&G  
80 Park Plaza, T-13  
Newark, NJ 07102-4194  
[Terrance.moran@pseg.com](mailto:Terrance.moran@pseg.com)

Myron Filewicz  
PSE&G  
80 Park Plaza, T-13  
Newark, NJ 07102-4194  
[Myron.filewicz@pseg.com](mailto:Myron.filewicz@pseg.com)

**ATLANTIC CITY ELECTRIC CO.**

Joseph F. Janocha, Manager,  
Regulatory Affairs  
Atlantic City Electric Co. - 63ML38  
5100 Harding Highway  
Atlantic Regional Office  
Mays Landing, NJ 08330  
[joseph.janocha@pepcoholdings.com](mailto:joseph.janocha@pepcoholdings.com)

Philip J. Passanante,  
Assistant General Counsel  
Atlantic City Electric Co. - 89KS42  
800 King Street, 5th Floor  
PO Box 231  
Wilmington, DE 19899-0231  
[philip.passanante@pepcoholdings.com](mailto:philip.passanante@pepcoholdings.com)

Daniel A. Tudor  
Pepco Holdings, Inc.  
701 Ninth Street NW  
Washington, DC 20068-0001  
[datudor@pepco.com](mailto:datudor@pepco.com)

**JCP&L**

Kevin Connelly  
Jersey Central Power & Light Co.  
300 Madison Avenue  
Morristown, NJ 07960  
[kconnelly@firstenergycorp.com](mailto:kconnelly@firstenergycorp.com)

Greg Eisenstark  
Windels Marx & Mittendorf, LLP  
120 Albany Street, 6<sup>th</sup> Floor  
New Brunswick, NJ 08901  
[geisenstark@windelsmarx.com](mailto:geisenstark@windelsmarx.com)

Sally J Cheong  
Jersey Central Power & Light Co.  
300 Madison Avenue  
P. O. Box 1911  
Morristown, NJ 07962-1911  
[scheong@firstenergycorp.com](mailto:scheong@firstenergycorp.com)

**In the Matter of the Provision of Basic Generation Service  
For the Period Beginning June 1, 2018  
Docket No. ER17040335**

**Service List**

**ROCKLAND**

John L. Carley, Esq.  
Consolidated Edison Co. of NY  
Law Dept., Room 1815-S  
4 Irving Place  
New York, NY 10003  
[carleyj@coned.com](mailto:carleyj@coned.com)

James C. Meyer, Esq.  
Riker, Danzig, Scherer, Hyland  
& Perretti  
Headquarters Plaza  
One Speedwell Avenue  
Morristown, NJ 07962  
[jmeyer@riker.com](mailto:jmeyer@riker.com)

William A. Atzl, Jr.  
Rockland Electric Company  
4 Irving Place - 2nd Floor SE  
New York, NY 10003  
[atzlw@coned.com](mailto:atzlw@coned.com)

Margaret Comes, Esq.,  
Consolidated Edison Co. of NY  
Law Department, Room 1815-S  
4 Irving Place  
New York, NY 10003  
[comesm@coned.com](mailto:comesm@coned.com)

**NERA**

Gene Meehan  
NERA Economic Consulting  
1255 23<sup>rd</sup> St. NW  
Washington, DC 20037  
[Gene.Meehan@NERA.com](mailto:Gene.Meehan@NERA.com)

Chantale LaCasse  
NERA Economic Consulting  
1255 23<sup>rd</sup> St. NW  
Washington, DC 20037  
[Chantale.LaCasse@NERA.com](mailto:Chantale.LaCasse@NERA.com)

**Third Party Suppliers**

Murray E. Bevin, Esq.  
Bevan, Mosca, Giuditta & Zarillo, P.C.  
776 Mountain Blvd.  
Suite 202  
Watchung, NJ 07069  
[mbevan@bmgzlaw.com](mailto:mbevan@bmgzlaw.com)

SueAnne I. Harrel  
Pepco Energy Services  
39 Crestview Drive  
Asset Mgmt Group  
Clinton, NJ 08809  
[sharrel@pepcoenergy.com](mailto:sharrel@pepcoenergy.com)

Dana Swieson  
EPEX  
717 Constitution Drive  
Suite 110  
Exton, PA 19341  
[Dana.swieson@epex.cc](mailto:Dana.swieson@epex.cc)

Marc A. Hanks  
Senior Manager, Government &  
Regulatory Affairs  
Direct Energy Services, LLC  
[Marc.Hanks@directenergy.com](mailto:Marc.Hanks@directenergy.com)

Mark S. Kumm  
Pepco Energy Services, Inc.  
1300 N. 17th, Suite 1600  
Arlington, VA 22209  
[mkumm@pepcoenergy.com](mailto:mkumm@pepcoenergy.com)

Stacey Rantala  
National Energy Marketers Association  
3333 K Street, N.W., Suite 110  
Washington, D.C. 20007  
[srantala@energymarketers.com](mailto:srantala@energymarketers.com)

David B. Applebaum  
Director, Regulatory Affairs  
NextEra Energy Resources, LLC  
21 Pardee Place  
Ewing, New Jersey 08628  
[david.applebaum@nexteraenergy.com](mailto:david.applebaum@nexteraenergy.com)

David Gil  
Manager, Regulatory Affairs  
NextEra Energy Resources, LLC  
700 Universe Boulevard  
Juno Beach, Florida 33408  
[david.gil@nexteraenergy.com](mailto:david.gil@nexteraenergy.com)

Kathleen Maher  
Constellation NewEnergy  
810 Seventh Avenue, Suite 400  
New York, NY 10019-5818  
[kathleen.maher@constellation.com](mailto:kathleen.maher@constellation.com)

Bob Blake  
VP Elec. Operations & Regulatory Affairs  
MXenergy  
10010 Junction Dr, Suite 104S  
Annapolis Junction, MD 20701  
[rblake@mxenergy.com](mailto:rblake@mxenergy.com)

**NJLEUC**

Paul F. Forshay, Partner  
SUTHERLAND  
1275 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004-2415  
[paul.forshay@sutherland.com](mailto:paul.forshay@sutherland.com)

Steven S. Goldenberg, NJLEUC, Esq.  
Fox Rothschild LLP  
Princeton Corporate Center  
997 Lenox Drive, BLDG. 3  
Lawrenceville, NJ 08648-2311  
[SGoldenberg@foxrothschild.com](mailto:SGoldenberg@foxrothschild.com)

**BGS SUPPLIERS**

Steven Gabel - IEPNJ  
Gabel Associates  
417 Denison Street  
Highland Park, NJ 08904  
[steven@gabelassociates.com](mailto:steven@gabelassociates.com)

James Laskey, Esq. - IEPNJ  
Norris McLaughlin & Marcus  
721 Route 202-206  
Bridgewater, NJ 08807  
[jlasky@nmmlaw.com](mailto:jlasky@nmmlaw.com)

Mark Baird, Director, Regulatory Affairs  
RRI Energy, Inc.  
7642 West 450 North  
Sharpsville, IN 46068  
[mbaird@rrienergy.com](mailto:mbaird@rrienergy.com)

Raymond Depillo  
PSEG Energy Resources & Trade  
80 Park Plaza, T-19  
P.O. Box 570  
Newark, NJ 07101  
[raymond.depillo@pseg.com](mailto:raymond.depillo@pseg.com)

Shawn P. Leyden, Esq.  
PSEG Energy Resources & Trade  
80 Park Plaza, T-19  
P. O. Box 570  
Newark, NJ 07101  
[shawn.leyden@pseg.com](mailto:shawn.leyden@pseg.com)

David K Richter, Esq.  
PSEG  
Regulatory Department  
80 Park Plaza, T-5C  
P. O. Box 570  
Newark, NJ 07101  
[david.richter@pseg.com](mailto:david.richter@pseg.com)

Ken Gfroerer  
RRI Energy  
RR1 Box 246  
Stahlstown, PA 15687  
[kgfroerer@rrienergy.com](mailto:kgfroerer@rrienergy.com)

Craig S. Blume  
Director, Power Marketing  
UGI Energy Services / UGI Development  
Company  
One Meridian Boulevard, Suite 2C01  
Wyomissing, PA 19610  
[cblume@ugies.com](mailto:cblume@ugies.com)

**In the Matter of the Provision of Basic Generation Service  
For the Period Beginning June 1, 2018  
Docket No. ER17040335  
Service List**

Robert O'Connell,  
VP & Compliance Manager  
J.P. Morgan Ventures Energy Corp.  
1033 Squires Drive  
West Chester, PA, 19382  
[robert.oconnell@jpmorgan.com](mailto:robert.oconnell@jpmorgan.com)

Deborah Hart, Vice President  
Morgan Stanley Capital Group  
2000 Westchester Avenue  
Trading Floor  
Purchase, NY 10577  
[deborah.hart@morganstanley.com](mailto:deborah.hart@morganstanley.com)

Marcia Hissong, Director, Contract  
Administration/Counsel  
DTE Energy Trading, Inc.  
414 South Main Street  
Suite 200  
Ann Arbor, MI 48104  
[hissongm@dteenergy.com](mailto:hissongm@dteenergy.com)

Don Hubschman  
American Electric Power  
155 W. Nationwide Blvd.  
Columbus, OH 43215  
[dmhubschman@aepes.com](mailto:dmhubschman@aepes.com)

Christine McGarvey  
AEP Energy Partners, Inc.  
Energy Trader  
155 W Nationwide Blvd  
Suite 500  
Columbus, OH 43215  
[clmgarvey@aepes.com](mailto:clmgarvey@aepes.com)

Glenn Riepl  
AEP Energy Services  
1 Riverside Plaza  
14th Floor  
Columbus, OH 43215-2373  
[gfriepl@aep.com](mailto:gfriepl@aep.com)

Jean-Paul St. Germain  
Sempra Energy Trading  
58 Commerce Road  
Stamford, CT 06902  
[jean-paul.st.germain@rbssempra.com](mailto:jean-paul.st.germain@rbssempra.com)

Howard O. Thompson - BGS  
Russo Tumulty Nester Thompson  
Kelly, LLP  
240 Cedar Knolls Road  
Suite 306  
Cedar Knolls, NJ 07927  
[hthompson@russotumulty.com](mailto:hthompson@russotumulty.com)

Sharon Weber  
PPL Energy Plus  
2 North 9th Street TW 20  
Allentown, PA 18101  
[sjweber@pplweb.com](mailto:sjweber@pplweb.com)

Stephen Wemple  
Con Edison Energy  
701 Westchester Avenue  
Suite 201 West  
White Plains, NY 10604  
[wemples@conedenergy.com](mailto:wemples@conedenergy.com)

Glen Thomas  
The P<sup>3</sup> Group  
GT Power Group LLC  
1060 First Avenue  
Suite 400  
King of Prussia, PA 19406  
[Gthomas@gtpowergroup.com](mailto:Gthomas@gtpowergroup.com)

Divesh Gupta  
Senior Counsel  
Constellation Energy  
100 Constellation Way, Suite 500C  
Baltimore, Maryland 21202  
[divesh.gupta@constellation.com](mailto:divesh.gupta@constellation.com)

Tom Hoatson  
LS Power Development, LLC  
2 Tower Center  
East Brunswick, NJ 08816  
[thoatson@lspower.com](mailto:thoatson@lspower.com)

John Citrolo  
Conectiv Energy Supply, Inc.  
PO Box 6066, MS 92DC69  
Newark, DE 19714  
[john.citrolo@connectiv.com](mailto:john.citrolo@connectiv.com)

Adam Kaufman  
Executive Director  
Independent Energy Producers of NJ  
Five Vaughn Drive, Suite 101  
Princeton, NJ 08540  
[akaufman@kzgrp.com](mailto:akaufman@kzgrp.com)

Stuart Ormsbee  
TransCanada Power Marketing Ltd.  
110 Turnpike Road, Suite 300  
Westborough, MA 01581  
[Stuart\\_ormsbee@transcanada.com](mailto:Stuart_ormsbee@transcanada.com)

Gregory K. Lawrence  
Cadwalader, Wickersham & Taft LLP  
One World Financial Center  
New York, NY 10281  
[greg.lawrence@cwft.com](mailto:greg.lawrence@cwft.com)

Victoria M. Lauterbach  
Cadwalader, Wickersham & Taft LLP  
700 Sixth Street, N.W.  
Washington, DC 20001  
[tory.lauterbach@cwft.com](mailto:tory.lauterbach@cwft.com)

Anthony Pietranico  
ConEdison Solutions Inc.  
Electricity Supply Specialist  
Tel: 732-741-5822 x204  
[pietranicoa@conedsolutions.com](mailto:pietranicoa@conedsolutions.com)

Aundrea Williams  
Director Regulatory Affairs  
NextEra Power Marketing LLC  
700 Universe Boulevard  
Juno Beach, FL 33408  
[aundrea.williams@nexteraenergyservice.com](mailto:aundrea.williams@nexteraenergyservice.com)

Ira G. Megdal  
Cozen O'Connor  
457 Haddonfield Road  
Suite 300 P.O. Box 5459  
Cherry Hill, NJ 08002  
[imegdal@cozen.com](mailto:imegdal@cozen.com)

Christi L. Nicolay  
Division Director  
Macquarie Energy LLC  
500 Dallas St., Level 31  
Houston, TX 77002  
[Christi.Nicolay@macquarie.com](mailto:Christi.Nicolay@macquarie.com)

**OTHER PARTIES**

Sara Bluhm  
NJBIA  
102 West State Street  
Trenton, NJ 08608-1199  
[sbluhm@njbias.org](mailto:sbluhm@njbias.org)

John Holub  
NJ Retail Merchants Assoc.  
332 West State Street  
Trenton, NJ 08618  
[John@njrma.org](mailto:John@njrma.org)

Judy Misoyianis, Administrator  
New Jersey Retail Merchants Assoc.  
332 West State Street  
Trenton, NJ 08618  
[judy.njrma@verizon.net](mailto:judy.njrma@verizon.net)

Holly Minogue  
Gabel Associates  
Energy, Environmental, and Public Utility  
Consulting  
417 Denison Street  
Highland Park, NJ 08904  
[holly.minogue@gabelassociates.com](mailto:holly.minogue@gabelassociates.com)

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Service List**

Larry Spielvogel, PE  
L. G. Spielvogel, Inc.  
190 Presidential Blvd # 310  
Bala Cynwyd, PA 19004-1151  
[spielvogel@comcast.net](mailto:spielvogel@comcast.net)

Robert Macksoud, Jr, CEP  
Director Energy Procurement  
EnergySolve  
One Executive Dr, Suite 401  
Somerset, NJ 08873  
[rmacksoud@energysolve.com](mailto:rmacksoud@energysolve.com)

Lyle Rawlings  
Mid-Atlantic Solar Energy Industries  
Association  
Rutgers EcoComplex, Suite 208-B  
1200 Florence-Columbus Road,  
Bordentown, NJ 08505  
[lrwlings@mseia.net](mailto:lrwlings@mseia.net)

Katie Bolcar  
Mid-Atlantic Director  
Solar Energy Industries Association  
575 7<sup>th</sup> Street, NW, Suite 400,  
Washington DC 20005  
[kbolcar@seia.org](mailto:kbolcar@seia.org)

Bruce H. Burcat, Esq.  
Executive Director  
Mid-Atlantic Renewable Energy Coalition  
208 Stonegate Way  
Camden, DE 19934  
[bburcat@marec.us](mailto:bburcat@marec.us)