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Governor

Sheila Y. Oliver
Lt. Governor

State of New Jersey
BOARD OF PUBLIC UTILITIES
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February 19, 2020

Rick Dovey, President
Atlantic County Utilities Authority
P.O. Box 996
Pleasantville, NJ 08232-0996

RE: DOCKET NO. QO18060646 – IN THE MATTER OF A NEW JERSEY COMMUNITY SOLAR PROGRAM PURSUANT TO P.L. 2018, C.17 – ATLANTIC COUNTY UTILITIES AUTHORITY MOTION FOR RECONSIDERATION

Dear Mr. Dovey,

Under cover of a letter dated January 14, 2020, you filed a Motion for Reconsideration of the Board's December 20, 2019 Order in the above referenced matter on behalf of the Atlantic County Utility Authority. N.J.A.C. 14:1-8.7 (c) provides, with respect to motions for rehearing or reconsideration that "[a]ny motion hereunder which is not granted or otherwise expressly acted upon by the Board within 60 days after the filing thereof, shall be deemed denied." Due to the timing of the Board's agenda meetings as well as the pending review of your motion, a decision cannot be issued within the 60 day time period.

Therefore, please be advised that the Board intends to continue its review of the above-referenced request for reconsideration. Having taken such action, the Board notes that accordingly, the petition for reconsideration shall not be deemed denied under N.J.A.C. 14:1-8.7(c), and shall remain open pending the Board's issuance of a final decision upon the completion of its review.

In addition, and prior to the Board taking action on the substance of this petition, there is a procedural matter which requires your attention. As the president of the ACUA, you filed the Motion for Reconsideration at issue in this matter. However, pursuant to the Board's rules, only members of certain specified groups may apply for permission to represent themselves before the Board. N.J.A.C. 1:1-5.4 (a). Neither a county agency nor its president fall into one of the categories itemized in that rule. The ACUA therefore, may elect representation by an attorney in-house or outside the ACUA.

Thank you for your attention to this letter.

Sincerely,

Aida Camacho-Welch
Secretary of the Board

C: E Service list

**IN THE MATTER OF A NEW JERSEY COMMUNITY SOLAR PROGRAM PURSUANT TO
P.L. 2018, C.17 – ATLANTIC COUNTY UTILITIES AUTHORITY MOTION FOR
RECONSIDERATION**

Docket No. QO18060646

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