



Agenda Date: 6/8/22
Agenda Item: VB

STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

WATER

IN THE MATTER OF THE PETITION OF NEW JERSEY-AMERICAN WATER COMPANY, INC. FOR APPROVAL OF INCREASED TARIFF RATES AND CHARGES FOR WATER AND WASTEWATER SERVICE, AND OTHER TARIFF MODIFICATIONS) ORDER FURTHER) SUSPENDING INCREASES,) CHANGES OR ALTERATIONS IN) RATES FOR WATER SERVICE)) BPU DOCKET NO. WR22010019) OAL DOCKET NO. PUC 00808-22

Parties of Record:

Bruce V. Miller, Esq., Cullen and Dykman LLP, on behalf of New Jersey-American Water Company, Inc.
Brian O. Lipman, Esq., Director, New Jersey Division of Rate Counsel
Martin C. Rothfelder, Esq., on behalf of Cogen Technology, Johanna Foods, Phillips 66, Rutgers, and Princeton University
Jay L. Kooper, Esq. on behalf of Middlesex Water Company
Anthony R. Francioso, Esq., Fornaro Francioso LLC, on behalf of the Mount Laurel Municipal Utilities Authority
Colleen L. Foley, Esq. Saul Ewing Arnstein & Lehr, on behalf of Aqua New Jersey

BY THE BOARD:

On January 18, 2022, pursuant to N.J.S.A. 48:2-21 and N.J.A.C. 14:1-5.12, New Jersey-American Water Company (“Company” or “Petitioner”), a public utility of the State of New Jersey subject to the jurisdiction of the New Jersey Board of Public Utilities (“Board”), filed a petition to increase its base tariff rates and charges for water and wastewater service amounting to approximately \$94.7 million or 11.22% in additional annual revenues. The Company provides water service to approximately 660,000 customers and provides wastewater service to approximately 49,900 customers in portions of the following counties: Atlantic, Bergen, Burlington, Camden, Cape May, Essex, Gloucester, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Ocean, Passaic, Salem, Somerset, Union, and Warren.

The Company proposed that the increase in rates becomes effective on February 13, 2022.¹

¹ By letter dated January 19, 2022, the Company indicated that it would not implement rates on an interim basis prior to the effective date of the Board’s initial suspension order in this matter. However, the Company noted that it did not waive its right to implement the proposed rates at the conclusion of the second suspension period on October 13, 2022, should the Board not issue a final Decision and Order by that date.

According to the petition, the primary driver of the proposed rate increase is the capital investment needed to maintain and improve the Company's infrastructure to continue providing safe, reliable and adequate service to its customers.

By Order dated February 23, 2022, the Board suspended the proposed rate increase until June 13, 2022. This matter was transmitted to the Office of Administrative Law and was assigned to Administrative Law Judge Tricia Caliguire for consideration and hearing.

On April 28, 2022, NJAW submitted an update to its filing reflecting nine (9) months of actual test year data and three (3) months of estimated test year data. The updated filing reflects a \$99.046 million increase in annual revenues.

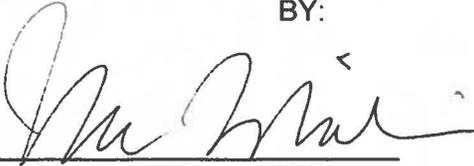
Therefore, in light of the fact that this matter will not be completed prior to June 13, 2022, it is **HEREBY ORDERED** that:

- (1) Pursuant to N.J.S.A. 48:2-21, the proposed revisions are further suspended until October 13, 2022, unless prior to that date, the Board makes a determination disposing of the petition;
- (2) Petitioner shall, at least 10 days prior to the date set for hearing on the petition by the Office of Administrative Law, file with this Board and with the Office of Administrative Law, proof of compliance with the notice provisions of N.J.S.A. 48:2-32.2 and N.J.A.C. 14:1-5.12(b) and (c), the notice shall include a statement that any relief found by the Board to be just and reasonable may be allocated by the Board to any class or classes of customers on any rate or schedule as the Board may determine; and
- (3) Petitioner shall serve copies of this Order upon the Office of Administrative Law, the New Jersey Division of Rate Counsel (140 East Front Street, 4th Floor, Post Office Box 003, Trenton, NJ 08625-0003), the clerk of the affected municipalities, the clerk of the Board of County Commissioners of the affected county, and, where appropriate, the executive officer of the affected county within its service area. Service of this petition, notice of hearings, and this Order may be made simultaneously. Proof of service of this Order shall be filed with the Board within 15 days of the date of this Order.

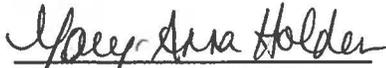
This Order shall be effective on June 13, 2022.

DATED: June 8, 2022

BOARD OF PUBLIC UTILITIES
BY:



JOSEPH L. FIORDALISO
PRESIDENT



MARY-ANNA HOLDEN
COMMISSIONER



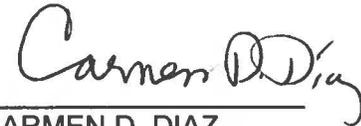
DIANNE SOLOMON
COMMISSIONER



UPENDRA J. CHIVUKULA
COMMISSIONER



ROBERT M. GORDON
COMMISSIONER

ATTEST: 

CARMEN D. DIAZ
ACTING SECRETARY

IN THE MATTER OF THE PETITION NEW JERSEY-AMERICAN WATER COMPANY, INC. FOR
APPROVAL OF INCREASED TARIFF RATES AND CHARGES FOR WATER AND WASTEWATER
SERVICE, AND OTHER TARIFF MODIFICATIONS

BPU DOCKET NO. WR22010019
OAL DOCKET NO. PUC 00808-22

SERVICE LIST

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