



Agenda Date: 4/12/23

Agenda Item: 2F

**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
44 South Clinton Avenue, 1<sup>st</sup> Floor  
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 ) DECISION AND ORDER  
GENERATION SERVICE (BGS) FOR THE PERIOD )  
BEGINNING JUNE 1, 2024 ) DOCKET NO. ER23030124

**Parties of Record:**

**Matthew Weissman, Esq.**, on behalf of Public Service Electric and Gas Company

**James Meehan, Esq.**, on behalf of Jersey Central Power & Light Company

**Philip J. Passanante, Esq.**, on behalf of Atlantic City Electric Company

**Margaret Comes, Esq.**, on behalf of Rockland Electric Company

**Brian O. Lipman, Esq., Director**, New Jersey Division of Rate Counsel

BY THE BOARD:

On July 1, 2021 and July 1, 2022, New Jersey's Electric Distribution Companies ("EDCs") filed joint Basic Generation Service ("BGS") proposals, including proposals to use a "descending clock" auction format to procure two-thirds of the State's BGS requirements for Residential and Small Commercial Pricing ("BGS-RSCP") customers.<sup>1</sup> By Orders dated November 17, 2021 and November 9, 2022, the New Jersey Board of Public Utilities ("Board" or "BPU") approved the EDCs' proposals, with modifications, for the period beginning June 1, 2024 and ending May 31, 2025.<sup>2</sup> The Auction Orders did not address procurement of the remaining one-third of BGS requirements for BGS-RSCP customers, or of the State's annual BGS requirements for Commercial and Industrial Energy Pricing ("BGS-CIEP") customers, for this period.<sup>3</sup>

Additionally, prior Board Orders approved a process by which Rockland would procure its Central and Western Divisions' capacity and energy needs, where it made previous purchases of capacity

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<sup>1</sup> The State's four (4) investor-owned EDCs are Atlantic City Electric Company, Jersey Central Power & Light Company, Public Service Electric and Gas Company, and Rockland Electric Company ("Rockland").

<sup>2</sup> In re the Provision of Basic Generation Service (BGS) for the Period Beginning June 1, 2022, BPU Docket No. ER21030631, Order dated November 17, 2021; and In re the Provision of Basic Generation Service (BGS) for the Period Beginning June 1, 2023, BPU Docket No. ER22030127, Order dated November 9, 2022 ("Auction Orders").

<sup>3</sup> If the EDCs continue to propose a three (3) year rolling product as they have in prior filings, the BGS-RSCP requirements procured for the period beginning June 1, 2024 will supply one-third of the BGS-RSCP load for the period June 1, 2024 through May 31, 2027.

and energy from the New York Independent System Operator. Going forward, and to the extent not previously addressed by the Board, Rockland will need to address the procurement of energy and capacity needs for those regions in its company-specific proposal.

For 22 years, the Board provided, through the BGS procurement process, an opportunity for all interested parties to participate through written comments, a legislative-type hearing, and public hearings. These procedures resulted in a wide range of suggestions, a timely Board decision, and ultimately, a successful procurement process. Accordingly, the Board intends to initiate a proceeding to determine, for the period beginning June 1, 2024, the best procurement process for BGS-RSCP and BGS-CIEP requirements, and Rockland's non-PJM service area energy and capacity needs within New Jersey. This proceeding will include an invitation for all interested parties to propose how to procure BGS supply and an opportunity for all parties to issue discovery, provide written comments to the Board, and provide oral testimony at both a legislative-type and public hearings where the Board encourages the use of expert testimony. The proposed procedural schedule anticipates a Board decision on the process in November 2023, a BGS procurement process in February 2024, and a Rockland process for its non-PJM service area's energy and capacity needs.

Therefore, the Board **HEREBY ORDERS** the EDCs to file proposals no later than July 3, 2023, addressing how to procure the remaining one-third of the State's BGS-RSCP requirements and the annual BGS-CIEP requirements for the period beginning June 1, 2024. The Board **FURTHER ORDERS** Rockland to file a proposal as part of its July 3, 2023 BGS filing to procure the BGS energy and capacity requirements for its non-PJM service area within New Jersey for the period beginning June 1, 2024, to the extent not previously addressed. In addition, the Board invites all other interested stakeholders to file alternative BGS proposals with the Board by July 3, 2023.

Furthermore, the Board **HEREBY ADOPTS** the preliminary procedural schedule contained in Attachment A to this Order.

All discovery and comments must be filed with the Board's Secretary and electronically served via email to parties on the attached electronic service list. Parties may request to be added to the electronic service list by emailing Ryan Moran at [ryan.moran@bpu.nj.gov](mailto:ryan.moran@bpu.nj.gov).

The Board **HEREBY ORDERS** that all parties adhere to the attached preliminary procedural schedule unless otherwise directed. Parties will be advised of the time and place of the legislative-type hearing identified in Attachment A electronically via email, and through a posting on the Board's webpage. The Board and/or Board Staff will also notify parties through the electronic service list and, when possible, through the Board's webpage, of the time and location of any meetings or hearings as well as of any schedule changes.

This Order shall be effective April 19, 2023.

DATED: April 12, 2023

BOARD OF PUBLIC UTILITIES  
BY:



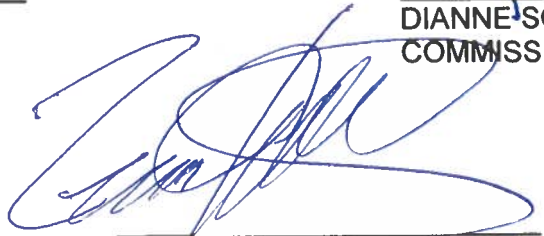
JOSEPH L. FIORDALISO  
PRESIDENT



MARY ANNA HOLDEN  
COMMISSIONER



DIANNE SOLOMON  
COMMISSIONER



DR. ZENON CHRISTODOULOU  
COMMISSIONER

ATTEST:



SHERRI L. GOLDEN  
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

## Preliminary 2024 BGS Schedule

DATE	Activity or Decision Point
7/3/2023	Filing of Proposals and/or Modifications for BGS for the period beginning June 1, 2024
7/24/2023	Discovery request deadline
8/8/2023	Discovery response deadline
9/4/2023	Deadline for Initial Comments on all proposals
TBA	Legislative-type Hearing*
TBA	Public Hearings*
10/6/2023	Deadline for Final Comments**
Nov. 2023	Expected Board decision on BGS proposals
Dec 2023	EDC Compliance Filings
Dec. 2023	Expected Board decision on Compliance Filings
Feb. 2024	Procurement Process for BGS Supply requirements

\* This is a placeholder for the Legislative-type Hearing and the Public Hearings (for the public hearings the time and place will be scheduled by the electric distribution companies (“EDCs”) in conjunction with the BPU), as required.

\*\* Final Comments should only be used to respond to issues raised either in the Initial Comments, or at the Legislative-type Hearing. They should not be used to raise new issues in this proceeding.

IN THE MATTER OF THE PROVISION OF BASIC GENERATION SERVICE (BGS) FOR THE PERIOD BEGINNING  
JUNE 1, 2024

DOCKET NO. ER23030124

**Service List**

**BPU**

44 South Clinton Ave., 1<sup>st</sup> Floor  
Post Office Box 350  
Trenton, NJ 08625-0350

Sherri L. Golden, Secretary  
[board.secretary@bpu.nj.gov](mailto:board.secretary@bpu.nj.gov)

Robert Brabston, Esq.  
Executive Director  
[robert.brabston@bpu.nj.gov](mailto:robert.brabston@bpu.nj.gov)

Stacy Peterson  
Deputy Executive Director  
[stacy.peterson@bpu.nj.gov](mailto:stacy.peterson@bpu.nj.gov)

Mike Kammer, Director  
[mike.kammer@bpu.nj.gov](mailto:mike.kammer@bpu.nj.gov)

Ryan Moran  
[ryan.moran@bpu.nj.gov](mailto:ryan.moran@bpu.nj.gov)

Heather Weisband, Senior Counsel  
[heather.weisband@bpu.nj.gov](mailto:heather.weisband@bpu.nj.gov)

**Division of Law**

25 Market Street  
Post Office Box 112  
Trenton, NJ 08625-0112

Pamela Owen, DAG  
[pamela.owen@law.njoag.gov](mailto:pamela.owen@law.njoag.gov)

Matko Ilic, DAG  
[matko.ilic@law.njoag.gov](mailto:matko.ilic@law.njoag.gov)

Terel Klein, DAG  
[terel.klein@law.njoag.gov](mailto:terel.klein@law.njoag.gov)

Daren Eppley, DAG  
[daren.eppley@law.njoag.gov](mailto:daren.eppley@law.njoag.gov)

**BPU's BGS CONSULTANTS**

Frank Mossburg, Managing Director  
Bates White, LLC  
2001 K Street, NW  
North Building, Suite 500  
Washington DC, 20006  
[frank.mossburg@bateswhite.com](mailto:frank.mossburg@bateswhite.com)

**DIVISION OF RATE COUNSEL**

140 East Front Street, 4th Floor  
Post Office Box 003  
Trenton, New Jersey 08625

Brian Lipman, Esq., Director  
[blipman@rpa.nj.gov](mailto:blipman@rpa.nj.gov)

David Wand, Esq., Managing Attorney  
[dwand@rpa.nj.gov](mailto:dwand@rpa.nj.gov)

Debra Layugan, Paralegal  
[dlayugan@rpa.nj.gov](mailto:dlayugan@rpa.nj.gov)

**Rate Counsel Consultant**

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

**PSE&G**

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

Matthew M. Weissman, Esq.  
80 Park Plaza, T-5  
Newark, NJ 07102-4194  
[matthew.weissman@pseg.com](mailto:matthew.weissman@pseg.com)

Myron Filewicz, BGS Manager  
80 Park Plaza, T-5  
[myron.filewicz@pseg.com](mailto:myron.filewicz@pseg.com)

**ACE**

Pepco Holdings, LLC – 92DC56  
500 N. Wakefield Drive  
PO Box 6066  
Newark, DE 19714-6066

Susan DeVito  
[susan.devito@pepcoholdings.com](mailto:susan.devito@pepcoholdings.com)

Philip J. Passanante, Esq.  
[philip.passanante@pepcoholdings.com](mailto:philip.passanante@pepcoholdings.com)

Thomas M. Hahn  
Pepco Holdings, LLC-63ML38  
5100 Harding Highway  
Mays Landing, NJ 08330  
[thomas.hahn@pepcoholdings.com](mailto:thomas.hahn@pepcoholdings.com)

Daniel A. Tudor  
Pepco Holdings, Inc.  
701 Ninth Street NW  
Washington, DC 20001  
[datudor@pepco.com](mailto:datudor@pepco.com)

**JCP&L**

300 Madison Avenue  
Morristown, NJ 07962-1911

Jennifer Spricigo  
[jspricigo@firstenergycorp.com](mailto:jspricigo@firstenergycorp.com)

Yongmei Peng  
[ypeng@firstenergycorp.com](mailto:ypeng@firstenergycorp.com)

James Meehan, Esq.  
[jameehan@firstenergycorp.com](mailto:jameehan@firstenergycorp.com)

**ROCKLAND**

4 Irving Place  
New York, NY 10003

John L. Carley, Esq.  
[carleyj@coned.com](mailto:carleyj@coned.com)

William A. Atzl, Jr.  
[atzlw@coned.com](mailto:atzlw@coned.com)

Margaret Comes, Esq.,  
[comesm@coned.com](mailto:comesm@coned.com)

IN THE MATTER OF THE PROVISION OF BASIC GENERATION SERVICE (BGS) FOR THE PERIOD BEGINNING  
JUNE 1, 2024

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**Service List**

**NERA**

1255 23rd Street NW, Suite 600  
Washington, DC 20037

Chantale LaCasse  
[chantale.lacasse@nera.com](mailto:chantale.lacasse@nera.com)

Rachel Northcutt  
[rachel.northcutt@nera.com](mailto:rachel.northcutt@nera.com)

NERA Economic Consulting  
777 S. Figueroa, Suite 1950  
Los Angeles, CA 90017

Kathleen Orlandi  
[kathleen.orlandi@nera.com](mailto:kathleen.orlandi@nera.com)

Paul Cardona  
[paul.cardona@nera.com](mailto:paul.cardona@nera.com)

**Third Party Suppliers**

Murray E. Bevan, Esq.  
Bevan, Mosca, Giuditta & Zarillo, P.C.  
222 Mount Airy Road, Suite 200  
Basking Ridge, NJ 07920  
[mbevan@bmgzlaw.com](mailto:mbevan@bmgzlaw.com)

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

**NJLEUC**

Paul F. Forshay, Partner  
Eversheds-Sutherland, LLP  
700 Sixth Street, NW, Suite 700  
Washington, D.C. 20001-3980  
[paul.forshay@eversheds-sutherland.com](mailto:paul.forshay@eversheds-sutherland.com)

Steven S. Goldenberg, Esq.  
Giordano, Halleran & Ciesla, P.A.  
125 Half Mile Road, Suite 300  
Red Bank, NJ 07701  
[sgoldenberg@ghclaw.com](mailto:sgoldenberg@ghclaw.com)

**BGS Suppliers**

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

Holly Reed  
Gabel Associates  
417 Denison Street  
Highland Park, NJ 08904  
[holly.reed@gabelassociates.com](mailto:holly.reed@gabelassociates.com)

Raymond Depillo  
PSEG Services Corporation  
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)

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

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)

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)

Cynthia Klots, General Counsel  
DTE Energy Trading, Inc.  
414 South Main Street  
Suite 200  
Ann Arbor, MI 48104  
[cynthia.klots@dteenergy.com](mailto:cynthia.klots@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  
[clmcgarvey@aepes.com](mailto:clmcgarvey@aepes.com)

Matthew Davies  
TransCanada Power Marketing Ltd.  
110 Turnpike Road, Suite300  
Westborough, MA 01581  
[matthew\\_daview@transcanada.com](mailto:matthew_daview@transcanada.com)

Becky Merola  
Noble Americas Energy Solutions, LLC  
5325 Sheffield Avenue  
Powell, OH 43065  
[bmerola@noblesolutions.com](mailto:bmerola@noblesolutions.com)

DOCKET NO. ER23030124

**Service List**

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

Howard O. Thompson  
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)

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, Esq.  
Exelon Business Services Corp.  
111 Market Place  
Suite 1200C  
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)

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

Anthony Pietranico  
ConEdison Solutions Inc.  
Electricity Supply Specialist  
[pietranicoa@conedsolutions.com](mailto:pietranicoa@conedsolutions.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)

Joe Wadsworth  
Vitol Inc.  
2925 Richmond Ave, 11th Floor  
Houston, TX 77098  
[jxw@vitol.com](mailto:jxw@vitol.com)

Dinkar Bhatia  
Hartree Partners LP  
8 Market Place, Suite 500 A  
Baltimore, MD 21202  
[dbhatia@hartreepartners.com](mailto:dbhatia@hartreepartners.com)

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

**Other Parties**

Ray Cantor  
NJBIA  
10 West Lafayette Street  
Trenton, NJ 08608-2002  
[rcantor@njbja.org](mailto:rcantor@njbja.org)

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