



*State of New Jersey*  
**Board of Public Utilities**  
Two Gateway Center  
Newark NJ 07102

September 1, 1999

**(VIA FAX)**

To: New Jersey Retail Gas Marketers With No Pending Gas Supplier Application

Re: Natural Gas Supplier License

Your firm has been identified as currently serving retail gas customers in New Jersey. By letter dated August 16, 1999, you were advised that the Board of Public Utilities (Board) had ruled that, pursuant to subsection 30(a) of the Electric Discount and Energy Competition Act (Act), P.L. 1999, c.23, codified at N.J.S.A. 48:3-49 et seq., natural gas suppliers that were serving retail customers as of February 9, 1999 would have until September 10, 1999 to be licensed. To date, a license application for your firm has not been received.

This letter is to notify you of the following rulings by the Board at its agenda meeting of August 31, 1999. The Board ruled that gas suppliers currently serving retail customers in New Jersey must either file an application for a gas supplier license or submit a letter of intent to apply for a license by the close of business on September 10, 1999. If a letter of intent is submitted, an application must be filed by October 11, 1999. If your application is filed on or before September 10, 1999, your firm will be allowed to continue to serve existing and new customers while your application is being considered by the Board. If a letter of intent is submitted on or before September 10, 1999, your firm will be allowed to continue to serve existing customers, but will not be permitted to serve any new customers, pending timely submission of your application and favorable consideration thereof by the Board.

Failure to submit an application or letter of intent by September 10, 1999 will result in your firm lacking authorization to supply gas service or to offer to do so. Failure to submit an application or letter of intent by September 10, 1999 also will result in your firm's name being provided to all New Jersey natural gas utilities advising them that your firm does not have the requisite license to provide or offer to provide natural gas supply service to retail customers in this State. The utilities will be directed to contact your customers and advise them that your firm will no longer be allowed to provide service. Said customers will then be allowed to select an alternative supplier or return to basic gas service with their utility(ies). If your firm offers to supply or supplies service in violation of the law, it is subject

to the imposition of a penalty of not more than \$5,000 for the first offense, and not more than \$25,000 for the second and each subsequent offense, for each day that the offense continues, pursuant to Section 34 of the Act, N.J.S.A. 48:3-83.

An application and instructions can be obtained either by contacting (973) 648-4443 or (973) 648-4438, or by accessing the Board's website at [www.njin.net/njbpu](http://www.njin.net/njbpu). Any questions can also be directed to the above telephone numbers.

If you are uncertain as to whether you will be submitting an application, the Board will be conducting an open forum at its Newark office on Thursday, September 9, 1999, at 10:00 a.m. This open forum will provide you an opportunity to learn about changes in the electric and gas industries under the Act, find out more about the gas supplier licensing process, ongoing gas unbundling proceedings and other issues that may be of interest to you. The Board's Newark offices are located at Two Gateway Center, 8<sup>th</sup> Floor, Newark, New Jersey. If you are interested in attending, please call (973) 648-2160.

Very truly yours,

\_\_\_\_SIGNED\_\_\_\_  
George Riepe, Assistant Director  
Division of Energy

c:     Elizabethtown Gas Company  
       New Jersey Natural Gas Company  
       Public Service Electric and Gas Company  
       South Jersey Gas Company