



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/

NOTICE OF MEETING¹

Pursuant to the Open Public Meetings Act notice is hereby provided that the Board of Public Utilities will hold a meeting on Thursday, June 29, 2023 at 10:00 a.m.

The meeting is in person and will be held at the Board Hearing Room, 1st Floor, 44 South Clinton Avenue, Trenton, at which time and place formal action may be taken on all items identified below.

The meeting is also available to Watch Online:
<https://www.youtube.com/watch?v=ON6f3FEncdA>

Executive Session

Open Session will not reconvene until the conclusion of the Executive Session, which will commence at 10:00 a.m. The only business to be conducted in the 10:00 a.m. Open Session will be the reading of the public notice statement, roll call, and the exception, under the Open Public Meetings Act, for each item to be considered in Executive Session.

1. AUDITS

- A. Docket No. EA20090568 – In the Matter of an Audit of the Affiliated Transactions between Public Service Electric and Gas Company, Public Service Enterprise Group and Its Affiliates and a Comprehensive Management Audit of Public Service Electric and Gas Company Pursuant to N.J.S.A. 48:2-16.4, 48:3-49, 48:3-55, 48:3-56, 48:3-58 and N.J.A.C. 14:3-12.1 – 12.4, 14:4-3.7(e) and (f).

The Board will consider accepting the final audit report from Overland Consulting for filing purposes only.

¹ Not a paid legal advertisement.

Executive Session (Cont'd)

4. TELECOMMUNICATIONS

- A.** Docket No. TO21121237 – In the Matter of the Broadband Access Study Commission (P.L. 2021, c. 161)

The Board will consider an extension to continue research and develop the Broadband Access Study Commission's report.

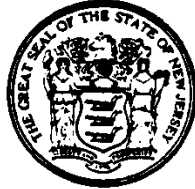
- B.** Docket No. TO23020065 – In the Matter of the Broadband Equity, Access, and Deployment (BEAD) and Statewide Digital Equity Five Year Action Plan Consultant

The Board will consider entering into a contract to develop the Statewide Digital Equity and Five Year Action Plans for the federal broadband grants awarded to the BPU.

8. CLEAN ENERGY

- A.** Docket No. QO23060336 – In the Matter of the Contract Between Rutgers University, Department of Marine and Coastal Sciences (DMCS) and the New Jersey Board of Public Utilities (BPU), Division of Clean Energy.

The Board will consider a grant agreement between Rutgers University Department of Marine and Coastal Sciences and the Board.



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CONSENT AGENDA FOR BOARD MEETING

The meeting will be held on
Thursday, June 29, 2023 – 10:00 a.m.

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I. AUDITS

A. Energy Agent, Private Aggregator and/or Energy Consultant Initial Registrations

EE23040238L	NuEnergen, LLC	I – EA
EE23040232L	Renodis ER, LLC	I – EA

These matters relate to applications for initial registrations as energy agents.

II. ENERGY

A. Docket Nos. BPU ER23020091 and OAL PUC 02235-2023 S – In the Matter of the Petition of Atlantic City Electric Company for Approval of Amendments to its Tariff to Provide for an Increase in Rates and Charges for Electric Service Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1, and for Other Appropriate Relief (2/2023).

The Board will consider a second suspension of Atlantic City Electric Company's proposed based rates until November 15, 2023.

III. CABLE TELEVISION

- A. Docket No. CE21040698 – In the Matter of the Petition of Comcast of Long Beach Island, LLC, for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Barnegat Light, County of Ocean, State of New Jersey.

The Board will consider a request for the Renewal of Comcast of Long Beach Island, LLC's Certificate of Approval to provide cable television service to the Borough of Barnegat Light for a 10 year term.

- B. Docket No. CE20120753 – In the Matter of the Petition of Comcast of Central New Jersey II, LLC, for a Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of Raritan, County of Hunterdon, State of New Jersey.

The Board will consider a request for the Renewal of Comcast of Central New Jersey II, LLC's Certificate of Approval to provide cable television service to the Township of Raritan for a 10 year term.

- C. Docket No. CE21121245 – In the Matter of the Petition of Comcast of Garden State L.P., for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of Eastampton, County of Burlington, State of New Jersey.

The Board will consider a request for the Renewal of Comcast of Garden State L.P.'s Certificate of Approval to provide cable television service to the Township of Eastampton for a 10 year term.

- D. Docket No. CE20110725 – In the Matter of the Petition of Comcast of Long Beach Island, LLC, for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of Long Beach, County of Ocean, State of New Jersey.

The Board will consider a request for the Renewal of Comcast of Long Beach Island, LLC's Certificate of Approval to provide cable television service to the Township of Long Beach for a 10 year term.

IV. TELECOMMUNICATIONS

- A. Docket No. TF22070416 – In the Matter of the Verified Petition of Onvoy, LLC, Broadvox-CLEC, LLC, ANPI, LLC and Neutral Tandem-New Jersey, LLC, Licensees, and Sinch AB (publ) for Approval for Licensees to Participate in Certain Financing Arrangements.

The Board will consider a request from Onvoy, LLC, Broadvox-CLEC, LLC, ANPI, LLC, and Neutral Tandem-New Jersey, LLC, Licensees, and Sinch AB (Publ) to participate in debt financing not to exceed \$1 billion for acquisitions, refinancing existing debt, working capital requirements and general corporate purposes.

V. WATER

- A.** Docket Nos. BPU WR23050292 and OAL PUC 04736-2023 S – In the Matter of Middlesex Water Company for Approval of an Increase in its Rates for Water Service and Other Tariff Changes.

The Board will consider an initial suspension of Middlesex Water Company proposed rates until October 15, 2023.

VI. RELIABILITY AND SECURITY

- A.** Docket No. GS23050286K – In the Matter of Alleged Violations of the Underground Facility Protection Act, N.J.S.A. 48:2-73 to 91 by Wyshinski Construction LLC.

The Board will consider issuing a Final Order of Penalty Assessment to Wyshinski Construction LLC.

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION



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1. AUDITS

- A.** Docket No. EA20090568 – In the Matter of an Audit of the Affiliated Transactions between Public Service Electric and Gas Company, Public Service Enterprise Group and Its Affiliates and a Comprehensive Management Audit of Public Service Electric and Gas Company Pursuant to N.J.S.A. 48:2-16.4, 48:3-49, 48:3-55, 48:3-56, 48:3-58 and N.J.A.C. 14:3-12.1 – 12.4, 14:4-3.7(e) and (f) – **Executive Session.**

The Board will consider accepting the final audit report from Overland Consulting for filing purposes only.

2. ENERGY

- A.** Docket No. ER23010001 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2023 – FERC Docket No. ER23-1407-000, Transource Pennsylvania, LLC & PJM Interconnection, L.L.C.

The Board will consider ratification of comments opposing Construction Work in Progress Incentives for the North Delta Substation that Board Staff, on behalf of the Board, filed with the Federal Energy Regulatory Commission on May 9, 2023.

- B.** Docket No. ER23010001 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2023 – FERC Docket No. ER22-910-000, Rockland Electric Company & PJM Interconnection, L.L.C.

The Board will consider whether to support a settlement agreement.

2. ENERGY (CONT'D)

- C. Docket No. ER22030127 – In the Matter of the Provision of Basic Generation Service (“BGS”) for the Period Beginning June 1, 2023.

The Board will consider the Final Report submitted by Bates White regarding the 2023 Basic Generation Service Auction.

- D. Docket No. ER22070463 – In the Matter of the Petition of Atlantic City Electric Company for Implementation of an Adjustment to Its Conservation Incentive Program Rate Mechanism and Associated Customer Class Rates (2022).

The Board will consider finalizing Atlantic City Electric Company’s Conservation Incentive Programs rates. If approved by the Board, a residential customer will experience no changes to their monthly electric bill.

- E. Docket No. EO22070469 – In the Matter of the Petition of Rockland Electric Company Annual Conservation Incentive Program Filing – Reconciliation for the Period of July 1, 2021 – June 30, 2022.

The Board will consider finalizing Rockland Electric Company’s Conservation Incentive Program rates. If approved by the Board, a residential customer will experience no changes to their monthly electric bill.

- F. Docket No. ER22100666 – In the Matter of the Petition of Atlantic City Electric Company for Approval of Powering the Future, an Infrastructure Investment Program and Related Cost Recovery Mechanism, Pursuant to N.J.A.C. 14:3-2A.1 et seq.

The Board will consider Atlantic City Electric Company’s petition regarding a proposed Infrastructure Investment Program. The parties have executed a stipulation, which if approved by the Board, will authorize the Company to conduct a modified infrastructure investment program.

3. CABLE TELEVISION

- A. Docket No. CC23030139 – CSC TKR, LLC, Petitioner v. Borough of Madison, Respondent.

The Board will consider CSC TKR, LLC’s Motion for Partial Summary Decision in its dispute with the Borough of Madison regarding access to the Borough’s highways.

4. TELECOMMUNICATIONS

- A. Docket No. TO21121237 – In the Matter of the Broadband Access Study Commission (P.L. 2021, c. 161) - **Executive Session.**

The Board will consider an extension to continue research and develop the Broadband Access Study Commission's report.

- B. Docket No. TO23020065 – In the Matter of the Broadband Equity, Access, and Deployment (BEAD) and Statewide Digital Equity Five Year Action Plan Consultant - **Executive Session.**

The Board will consider entering into a contract to develop the Statewide Digital Equity and Five Year Action Plans for the federal broadband grants awarded to the BPU.

5. WATER

- A. Docket No. WR23050291 – In the Matter of Middlesex Water Company for Approval of Proposed Cost Recovery of Lead Service Line Replacement Plan.

The Board will consider designating a presiding commissioner for Middlesex Water Company's petition requesting to defer the costs associated with replacement of lead service lines.

6. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

7. CUSTOMER ASSISTANCE

- A. Docket No. AO20060471 – In the Matter of the New Jersey Board of Public Utilities' Response to the COVID-19 Pandemic.

The Board will consider Staff's recommendations regarding modifications to the Board's Universal Service Fund and Fresh Start utility assistance programs.

- B. Docket Nos. BPU EC19101351U and OAL PUC 16892-2019 S – Barbara Martin v. Atlantic City Electric Company.

The Board will consider an Initial Decision related to a billing dispute between Ms. Barbara Martin and Atlantic City Electric Company.

8. CLEAN ENERGY

- A. Docket No. QO23060336 – In the Matter of the Contract Between Rutgers University, Department of Marine and Coastal Sciences (DMCS) and the New Jersey Board of Public Utilities (BPU), Division of Clean Energy – **Executive Session.**

The Board will consider a grant agreement between Rutgers University Department of Marine and Coastal Sciences and the Board.

- B. Docket No. QO20100630 – In the Matter of Declaring Transmission to Support Offshore Wind a Public Policy of the State of New Jersey.

The Board will consider project scope modifications related to the State Agreement Approach.

- C. Docket No. QO23040235 – In the Matter of the Comprehensive Energy Efficiency and Renewable Energy Resource Analysis for Fiscal Year 2024 Clean Energy Program.

The Board will consider the Comprehensive Energy Efficiency and Renewable Energy Resource Analysis for Fiscal Year 2024.

- D. Docket No. QO23040236 – In the Matter of the Clean Energy Programs and Budget for the Fiscal Year 2024.

The Board will consider the Clean Energy Programs and Budgets for Fiscal Year 2024.

- E. Docket No. QO19010068 – In the Matter of a New Jersey Solar Transition Pursuant to P.L. 2018, c. 17;

Docket No. QO22080475 – In the Matter of Request for Extension of TREC Eligibility by Advanced Solar Products Inc. for HP Scotch Road, LLC NJSTRE1547357945;

Docket No. QO22080487 – In the Matter of the Request for Extension of TREC Eligibility for TI Application Number NJSTRE1547322414, Liberty Drug, 195 Main Street, Chatham Township, Morris County, New Jersey 07928;

Docket No. QO22080546 – In the Matter of Verified Petition of Presidential Place Realty, LLC for an Extension of Time to Complete a Six-Rooftop Multi-Family Project Located at Presidential Drive in Lebanon, NJ, 08833 and Registered in the Transition Incentive Program: NJSTRE1547439926 (Building 1) NJSTRE1547451075 (Building 2) NJSTRE1547451203 (Building 3) NJSTRE1547455670 (Building 4) NJSTRE1547451989 (Building 5), and NJSTRE1547455618 (Building 6);

Docket No. QO22040259 – In the Matter of the Request for Waiver and Extension of Time to Complete NJSTRE1547253964 in Transition Incentive Program – Pivot Energy Commercial Solar, LLC for Williams Sonoma/Jamesburg Project; and

8. CLEAN ENERGY (CONT'D)

Docket No. QO22070444 – In the Matter of the Petition of Pivot Energy for an Extension of the Expiration Dates of Two Projects in the Transition Incentive Program located at 152 US Highway 206 Hillsborough Township NJSTRE1547393209 NJSTRE1547393282.

The Board will consider a Motion for Reconsideration of the Board's November 9, 2022 Order denying certain petitions for extension of time in the Transition Incentive Program.

- F.** Docket No. QO22040322 – In the Matter of the Petition of NJR Clean Energy Ventures III Corporation for an Extension of the Expiration Date of the Conditional Acceptance in the Solar Transition Incentive Program NJSTRE1545322666 – NJR Clean Energy Ventures III Corporation Aero Haven Landfill.

The Board will consider the petition of NJR Clean Energy Ventures seeking an extension of the deadline to complete project requirements for its Aero Haven Landfill project in the Transition Incentive Program.

- G.** Docket No. QO23040262 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Energy Efficiency Incentives Exceeding \$500,000 – Bristol-Myers Squibb.

The Board will consider Staff's recommendation for award of an over \$500,000 incentive to Bristol-Myers Squibb for energy efficiency and decarbonization upgrades under the Large Energy Users Program.

9. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION