



**STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center – Suite 801
Newark, New Jersey 07102**

**AGENDA FOR BOARD MEETING
MONDAY, MAY 16, 2011
10:00 a.m. - TRENTON
Board's Office, 44 S. Clinton Avenue – 1st Floor, Board Room**

EXECUTIVE SESSION*

**(Open Session will not reconvene until 11:15 a.m., following 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.)*

2. ENERGY

- G.** Docket No. EO11010026 - In the Matter of the Long -Term Capacity Agreement Pilot Program - Motion for Reconsideration and Update.

8. CLEAN ENERGY

- H.** Docket No. EO09030210 - In the Matter of the 2009 State Energy Program (SEP) - American Recovery and Reinvestment Act (ARRA) - Funding Plan;

Docket No. EO09070544 – In the Matter of the Memorandum of Understanding with the Economic Development Authority (EDA); and

Docket No. EO09060470 – In the Matter of Funding in the Amount of \$20.6 Million from the State Energy Program of the American Recovery and Reinvestment Act for Competitive Grants Involving Innovative Energy Efficiency and Renewal Energy Projects by State Entities – Combined Heat and Power Grant Solicitation.



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CONSENT AGENDA FOR BOARD MEETING
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I. AUDITS

- A. Docket No. TE10120968 - In the Matter of the Petition of Syoptics Networks, Inc. for Approval to Provide Local Exchange and Interexchange Telecommunications Services throughout the State of New Jersey.
- B. Docket No. TE11010021 - In the Matter of the Petition of WimacTel, Inc. for Approval to Provide Local Exchange and Interexchange Telecommunications Services throughout the State of New Jersey.
- C. Docket No. TE11020049 – In the Matter of the Petition of Zayo Group, LLC for Approval to Provide Local Exchange, Interexchange and Exchange Access Telecommunications Services throughout the State of New Jersey.

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

EE11040237L	UtiliTech, Inc.	I – EA
EE10090700L	Xencom Green Energy LLC	I – EA
EE11020081L GE11020082L	Energy Professionals, LLC	I – EA/PA/EC
EE11040251L	Sustainable Star LLC	I – EA

Energy Agent and/or Private Aggregator Renewal Registrations

EE11040252L	New Jersey Business & Industry Association (NJBIA)	R – PA
EE10110830L	MRDB Holdings LP d/b/a LPB Energy Management	R – EA

I. AUDITS (CONT'D)

Energy Agent and/or Private Aggregator Renewal Registrations

EE10120927L GE10120928L	Northeast Energy Partners Ltd Liability Company	R – EA/PA
EE11020077L GE11020078L	BidURenergy, Inc.	R – EA/PA

Natural Gas or Electric Power Supplier Initial Licenses

GE10120936L	SBR Energy LLC	I – GSL
EE11040244L	Plymouth Rock Energy, LLC	I – ESL

Natural Gas Supplier Renewal Licenses

GE11010009L	Plymouth Rock Energy, LLC	R – GSL
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II. ENERGY

- A. Docket No. ER10040287 - In the Matter of the Provision of Basic Generation Service for the Period Beginning June 1, 2011 – Compliance Filings for the Electric Distribution Companies (EDCs) Tariffs.

III. CABLE TELEVISION

- A. Docket No. CE09030231 - In the Matter of Cablevision of Oakland, LLC for the Conversion to a System-wide Franchise in the City of Hackensack.
- B. Docket No. CE10010023 – In the Matter of the Petition of Cablevision of Monmouth, LLC for the Conversion to a System-wide Cable Television Franchise in the Township of Ocean, Monmouth County, State of New Jersey.

IV. TELECOMMUNICATIONS

- A. Docket No. TF11030166 - In the Matter of the Verified Petition of IntelePeer, Inc. for Approval to Participate in a Financing Arrangement.
- B. Docket No. TM11020067 - In the Matter of the Verified Joint Petition of Zayo Group, LLC and Zayo Bandwidth LLC for Approval of a Pro Forma Intra-Corporate Transaction.

V. WATER AND WASTEWATER

- A. Docket No. WR11040247 - In the Matter of the Petition of Atlantic City Sewerage Company for Authorization to Increase Tariff Rates and Charges for Sewerage Service.

VI. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

VII. CUSTOMER ASSISTANCE

- A. Docket Nos. BPU EC10060389U and OAL PUC 8109-10 – In the Matter of Patricia Newstat, Petitioner v. Public Service Electric and Gas Company, Respondent – Billing Dispute.
- B. Docket Nos. BPU EC10090683U and OAL PUC 13209-10S – In the Matter of Lucy and John Kerestes, Petitioner v. Public Service Electric and Gas Company, Respondent – Request for Extension.
- C. Docket Nos. BPU EC10100805U and OAL PUC 01293-11 – In the Matter of Johnnie Will Banks Sr., Petitioner v. Public Service Electric and Gas Company, Respondent – Billing Dispute.
- D. Docket Nos. BPU GC10050329U and OAL PUC 7329-10 – In the Matter of Marc Holloway, Petitioner v. New Jersey Natural Gas Company, Respondent – Request for Extension.
- E. Docket Nos. BPU EC09110947U and OAL PUC 2339-10 – In the Matter of Robert A. DeNunzio, Petitioner v. Atlantic City Electric Company, Respondent - Billing Dispute.

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

- A. Approval of the Minutes of January 20, 2010, April 28, 2010, February 11, 2009 and November 10, 2009.



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1. AUDITS

NO ITEMS FOR CONSIDERATION

2. ENERGY

A. Docket No. EO11040250 - In the Matter of the Provision of Basic Generation Service (BGS) for the Period Beginning June 1, 2012 – BGS Proceeding.

B. Docket No. ER09080664 - 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; and

Docket No. EA07100794 - In the Matter of an Audit of the Affiliated Transactions between Atlantic City Electric Company and Pepco Holdings, Inc. and its Affiliates Pursuant to N.J.S.A. 48:3-49, 48:3-55, 48:3-56, 48:3-58 and N.J.A.C. 14:4-5 et seq. and Management Audit of Atlantic City Electric Company Pursuant to N.J.S.A. 48:2-16.4 and N.J.A.C. 14:3-12.1.

C. Docket No. GO10120969 - In the Matter of the Petition of Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas to Extend its Utility Infrastructure Enhancement Program and Revise its Utility Infrastructure Enhancement Rate; and

Docket No. GR09030195 - In the Matter of Petition of Pivotal Utility and Holdings, Inc. d/b/a Elizabethtown Gas for Approval of Increased Base Tariff Rates and Charges for Gas Services and Other Tariff Revisions.

2. ENERGY (CONT'D)

- D. Docket No. ER11010006 - In the Matter of Federal Energy Matters for 2011 - Filing of an Executed Merchant Transmission Facility Interconnection Agreement among the New York Independent System Operator, Inc., Consolidated Edison Company of New York, Inc., and Hudson Transmission Partners, LLC and Request for Critical Energy Infrastructure Information Designation – FERC Docket No. ER11-3479.
- E. BPU Docket No. ER11010006 - In the Matter of Federal Energy Matters for 2011 – Public Service Electric and Gas Request for Incentive Rate Treatment for Five Baseline Transmission Projects - Motion to Intervene and Protest FERC Docket No. ER11-3352.
- F. BPU Docket No. ER11010006 - In the Matter of Federal Energy Matters for 2011 – P3 Complaint regarding PJM’s Reliability Pricing Model- Minimum Offer Price Rule - FERC Docket No. EL11-20; and

BPU Docket No. ER11010006 - In the Matter of Federal Energy Matters for 2011 – PJM Tariff Revisions regarding the Reliability Pricing Model- Minimum Offer Price Rule - FERC Docket No. ER11-2875 (Non-Consolidated) - Motion For Rehearing.
- G. Docket No. EO11010026 - In the Matter of the Long -Term Capacity Agreement Pilot Program - Motion for Reconsideration and Update - **EXECUTIVE SESSION.**

3. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

4. TELECOMMUNICATIONS

- A. Docket No. TO11020064 - In the Matter of the Motion by Joint Movants AT&T Communications of New Jersey, Rate Counsel and Sprint Requesting the Board Suspend and Investigate CenturyLink’s Phase II Access Rate.

5. WATER AND WASTEWATER

NO ITEMS FOR CONSIDERATION

6. RELIABILITY & SECURITY

NO ITEMS FOR CONSIDERATION

7. CUSTOMER ASSISTANCE

- A.** Docket Nos. BPU GC10050372U and OAL PUC 07918-10 – In the Matter of Reno B. Wilkins, Petitioner v. Public Service Electric and Gas Company, Respondent – Billing Dispute.
- B.** Docket Nos. BPU EC10070506U and OAL PUC 09900-10 – In the Matter of Ravi Kohli, Petitioner v. Jersey Central Power and Light Company, Respondent – Billing Dispute.

8. CLEAN ENERGY

- A.** Docket No. EO11030159V - In the Matter of the Clean Energy Program Authorization of Commercial and Industrial (C&I) Program Energy Efficiency Incentives Exceeding \$300,000 – AHS/Overlook Hospital Complex.
- B.** Docket No. EO11040199V - In the Matter of the Clean Energy Program Authorization of Commercial and Industrial (C&I) Program Energy Efficiency Incentives Exceeding \$300,000 – Meridian Hospitals Corp., Riverview Medical Center.
- C.** Docket Nos. EO08070470, EO11040191V and EO11040192V – In the Matter of the 2011 Memorandum of Understanding (MOU) between the New Jersey Board of Public Utilities (BPU) and the New Jersey Economic Development Authority (EDA) – Program Solicitations for the Edison Innovation Clean Energy Manufacturing Fund (CEMF 2.0); and the Edison Innovation Green Growth Fund (EIGGF).
- D.** In the Matter of the Clean Energy Program Authorization of Commercial and Industrial (C&I) Program Energy Efficiency Incentives Exceeding \$300,000;

Docket No. EO11030148V - ShopRite Eickhoff – Lumberton/ Hainesport

Docket No. EO11030149V - ShopRite Eickhoff – Delran
- E.** Docket No. EO11040232V - In the Matter of the Modification of Rebate Commitment Expiration Dates for Solar Projects.
- F.** Docket No. EO11040242V - In the Matter of the Clean Energy Program Authorization of Commercial and Industrial (C&I) Program Energy Efficiency Incentives Exceeding \$300,000 – Saker ShopRite, Inc.
- G.** Docket No. EO11040243V – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial (C&I) Program Energy Efficiency Incentives Exceeding \$300,000 - Joint Base MDL (McGuire Air Force Base).

8. CLEAN ENERGY (CONT'D)

- H. Docket No. EO09030210 - In the Matter of the 2009 State Energy Program (SEP) - American Recovery and Reinvestment Act (ARRA) - Funding Plan;

Docket No. EO09070544 – In the Matter of the Memorandum of Understanding with the Economic Development Authority (EDA); and

Docket No. EO09060470 – In the Matter of Funding in the Amount of \$20.6 Million from the State Energy Program of the American Recovery and Reinvestment Act for Competitive Grants Involving Innovative Energy Efficiency and Renewal Energy Projects by State Entities – Combined Heat and Power Grant Solicitation – **EXECUTIVE SESSION.**

- I. Docket Nos. EO07030203 and EO10110865 - In the Matter of Comprehensive Energy Efficiency and Renewable Energy Resource Analysis for the Years 2009 - 2012: Second Revised Budget;

Docket No. EO09030210 - In the Matter of the 2009 State Energy Program – American Recovery and Reinvestment Act - Funding Plan; and

Docket No. EG09080611 - In the Matter of the 2009 State Energy Efficiency Appliance Rebate Program-American Recovery and Reinvestment Act-Reallocation Plan.

- J. Docket No. EO09020125 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of a Solar Generation Investment Program and an Associated Cost Recovery Mechanism – Stipulation on Bilateral Sale of Energy.

- K. Docket No. EO11050290V - In the Matter of the Implementation of the Offshore Wind Economic Development Act – Application Window Designation for State-water Proposals.

9. MISCELLANEOUS

NO ITEMS FOR CONSIDERATION