IN THE MATTER OF THE PETITION OF ATLANTIC CITY ELECTRIC COMPANY FOR APPROVAL OF A VOLUNTARY PROGRAM FOR PLUG-IN VEHICLE CHARGING

ORDER SUSPENDING THE PROCEDURAL SCHEDULE

DOCKET NO. EO18020190

PARTIES OF RECORD:

Philip J. Passanante, Esq., Atlantic City Electric Company
Stefanie Brand, Esq., Director, NJ Division of Rate Counsel
Murray E. Bevan, Esq., Bevan, Mosca and Giuditta P.C. on behalf of ChargePoint, Inc.
William Bittinger, Esq., Eastern Environmental Law Center on behalf of Environmental Movants
Kevin Auerbacher, Esq., on behalf of Tesla, Inc.
Martin C. Rothfelder, Esq., on behalf of EVGO Services LLC
Nathan C. Howe, Esq., McCarter and English LLP on behalf of Greenlots
Ira G. Megdal, Esq., on behalf of Electrify America, LLC

BY COMMISSIONER UPENDRA J. CHIVUKULA:

I. BACKGROUND

On February 23, 2018, Atlantic City Electric Company (“ACE” or “Company”) filed a petition (“PIV Petition”) with the New Jersey Board of Public Utilities (“Board” or “BPU”) for approval of a Voluntary Program for Plug-In Vehicle (“PIV”) Charging (“PIV Program”).

By Board Order dated March 26, 2018, the Board determined that the PIV Petition should be retained by the Board for hearing and, pursuant to N.J.S.A. 48:2-32, designated myself as the presiding officer authorized to rule on all motions that arise during the pendency of these proceedings and modify any schedules that may be set as necessary to secure a just and expeditious determination of the issues.

Throughout early November 2020, the parties engaged in multiple settlement discussions. In preparation for Evidentiary Hearings, on November 12, 2020, a Pre-Hearing Conference was held with the parties. On November 13, 2020, I issued a Pre-Hearing Order outlining various directions, procedures and deadlines pertaining to the Evidentiary Hearings (“November 13 Pre-Hearing Order”).
On November 17, 19 and 20, 2020, the parties continued to engage in settlement negotiations. As a result, on November 23, 2020, ACE filed a letter with the Board, requesting the procedural schedule be suspended to permit the parties to focus on the drafting and execution of a mutually acceptable Stipulation of Settlement. The Company noted that if the parties are unable to negotiate a Stipulation of Settlement, the parties will advise the Board of Public Utilities and seek guidance regarding a revised procedural schedule.

II. DISCUSSION AND FINDINGS

I reviewed the letter submitted by ACE requesting suspension of the procedural schedule as the parties work towards an acceptable Stipulation of Settlement. I understand that after several days of detailed negotiations, the parties have made significant progress in resolving this matter. Having received the consent of all parties, I HEREBY SUSPEND the Evidentiary Hearings in this matter and the deadlines for the submission of documents as set forth in my November 13 Pre-Hearing Order. Additionally, I HEREBY SUSPEND the Procedural Schedule in this matter, attached hereto as Exhibit A, until otherwise instructed by Order.

I HEREBY DIRECT that this Order be posted on the Board’s website.

This provisional ruling is subject to ratification or other alteration by the Board, as it deems appropriate during the proceedings in this matter.

DATED: November 23, 2020

BY:

[Signature]

UPENDRA J. CHIVUKULA
COMMISSIONER
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SERVICE LIST

ACE
500 N. Wakefield Drive
Post Office Box 6066
Newark DE 19714-6066

Philip J. Passanante, Esq.
philip.passanante@pepcoholdings.com

Clark M. Stalker, Esq.
clark.stalker@exeloncorp.com

BPU
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton NJ 08625-0350

Paul Flanagan, Esq.
Executive Director
paul.flanagan@bpu.nj.gov

Christine Sadovy
Chief of Staff
Christine.sadovy@bpu.nj.gov

Aida Camacho-Welch
Board Secretary
board.secretary@bpu.nj.gov

Office of the Economist
Benjamin Witherell, Chief Economist
Benjamin.witherell@bpu.nj.gov

Jacqueline O'Grady
jackie.ogrady@bpu.nj.gov

Counsel's Office
Abe Silverman, Esq.
General Counsel
abe.silverman@bpu.nj.gov

Heather Hall, Manager
heather.hall@pepcoholdings.com

Michael Normand
michael.normand@delmarva.com

Jennifer Grisham
Pepco Holdings LLC- EP3624
701 Ninth Street, NW
Washington DC 20068-0001
jmgrisham@pepcoholdings.com

Counsel's Office (continued)

Carol Artale, Esq.
carol.artale@bpu.nj.gov

Andrea Hart, Esq.
andrea.hart@bpu.nj.gov

Charles Gurkas, paralegal
Charles.Gurkas@bpu.nj.gov

Division of Clean Energy

Kelly Mooij, Director
Kelly.mooij@bpu.nj.gov

Sherri Jones
sherri.jones@bpu.nj.gov

Cathleen Lewis
Cathleen.lewis@bpu.nj.gov

Division of Energy

Stacy Peterson, Director
stacy.peterson@bpu.nj.gov

Scott Sumliner
scott.sumliner@bpu.nj.gov

Christopher Oprysk
Christopher.oprysk@bpu.nj.gov
JCP&L

Lauren M. Lepkoski, Esq.
FirstEnergy Service Company
Legal Department
2800 Pottsville Pike
Reading, PA 19612-6001
llepkoski@firstenergycorp.com

CHARGEPOINT, INC.

Bevan, Mosca and Guiditta P.C.
222 Mount Airy Road, Suite 200
Basking Ridge, NJ 07920
Murray E. Bevan, Esquire
mbevan@bmg.law

William K. Mosca, Jr. Esq.
wmosca@bmg.law

GREENLOTS

925 N. La Brea Avenue, 6th Floor
Los Angeles, CA 90038
Thomas Ashley
Vice President, Policy
tom@greenlots.com

Joshua Cohen
jcohen@greenlots.com

TESLA

Kevin Auerbacher
Managing Counsel
Tesla, Inc.
1333 H Street, NW, Floor 11
Washington, DC 20005
kauerbacher@tesla.com

Patrick Bean
Global Charging Policy Lead
Tesla, Inc.
1333 H Street, NW, Floor 11
Washington, DC 20005
pbean@tesla.com

Jennifer McCave, Esq.
jmccave@bmg.law

Katherine M. Dailey, Paralegal
kdailey@bmg.law

McCarter and English
100 Mulberry Street
Newark, NJ 07102-4056
Nathan Howe, Esq.
nhowe@mccarter.com

Guillermo Artiles
gartiles@mccarter.com

Bill Ehrlich
Senior Policy Advisor
Tesla, Inc.
3500 Deer Creek
Palo Alto, CA 94304
wehrlich@tesla.com
NRDC
William Bittinger, Esq.
Eastern Environmental Law Center
50 Park Place, Suite 1025
Newark, NJ 07102
wbittinger@easternenvironmental.org

Daniel Greenhouse, Esq.
Eastern Environmental Law Center
50 Park Place, Suite 1025
Newark, NJ 07102
dgreenhouse@easternenvironmental.org

EVgo
Rothfelder Stern, L.L.C.
Greenwood Avenue, Unit #301
Trenton, NJ 08609

Martin C. Rothfelder, Esq.
mrothfelder@rothfelderstern.com

Bradford M Stern, Esq.
bstern@rothfelderstern.com

EVgo Services LLC
11835 West Olympic Boulevard, Suite 900
Los Angeles, CA 90064

Sara Rafalson, Director of Market Development
sara.rafalson@evgo.com

Carine Dumit
carine.dumit@evgo.com

Electrify America, LLC
Ira G. Megdal, Esq.
Cozen O'Connor
Liberty View Suite 300
457 Haddonfield Road
Cherry Hill, NJ 08002
imegdal@cozen.com

William Lesser, Esq.
Cozen O'Connor
45 Broadway, 16th Floor
Floor New York, NY 10006
wlesser@cozen.com

David Appelbaum, Esq.
Senior Counsel
Electrify America, LLC
2003 Edmund Halley Drive
2nd Floor, Suite 200
Reston, VA 20191
david.appelbaum@electrifyamerica.com
EXHIBIT A

IN THE MATTER OF THE PETITION OF ATLANTIC CITY ELECTRIC COMPANY FOR APPROVAL OF A VOLUNTARY PROGRAM FOR PLUG-IN VEHICLE CHARGING DOCKET NO. EO18020190

Amended Procedural Schedule

<table>
<thead>
<tr>
<th>Event</th>
<th>Date/Time</th>
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<tbody>
<tr>
<td>Settlement Conference</td>
<td>November 17, 2020 at 9 A.M.</td>
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<tr>
<td>Supplemental Information/Testimony by ACE</td>
<td>November 23, 2020</td>
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<tr>
<td>Discovery Requests on ACE Supplemental Information/Testimony propounded</td>
<td>December 1, 2020</td>
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<tr>
<td>Public Hearings</td>
<td>December 2, 2020 at 4:30 and 5:30 P.M.</td>
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<tr>
<td>Responses to Discovery on Supplemental Information/Testimony</td>
<td>December 8, 2020</td>
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<tr>
<td>Rebuttal Testimony filed by parties as appropriate</td>
<td>December 14, 2020</td>
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<tr>
<td>Evidentiary Hearings, with oral surrebuttal</td>
<td>TBD</td>
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<tr>
<td>Initial Briefs Due</td>
<td>TBD by Commissioner at evidentiary hearings</td>
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