



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

CLEAN ENERGY

IN THE MATTER OF CONSIDERATION OF THE)
STATE WATER WIND PROJECT AND OFFSHORE) ORDER SETTING
WIND RENEWABLE ENERGY CERTIFICATE) PROCEDURAL SCHEDULE
)
) DOCKET NO. QO18080843

BY PRESIDENT FIORDALISO:

BACKGROUND AND PROCEDURAL HISTORY

On September 17, 2018, the New Jersey Board of Public Utilities ("Board") retained the Petition filed by Nautilus Offshore Wind, LLC ("Nautilus") which requested, among other things, approval of an offshore wind facility. President Joseph L. Fiordaliso was designated as the presiding officer and a procedural schedule was set; this schedule accommodated an extremely aggressive timeline and would have allowed a Board decision by Petitioner's requested deadline.

During the proceeding's first settlement conference, Nautilus was unwilling to enter into the nondisclosure agreement ("NDA") with the Intervenor. As a result, on October 5, 2018, Nautilus sent a letter to President Fiordaliso, seeking a Stay of the procedural schedule so it may have an opportunity to file a motion requesting a protective order. In response to this letter, Fiordaliso suspended the schedule and issued a Motion Practice schedule pertaining to the release of the full, confidential version of the Nautilus petition to all Intervenor, under a fully executed NDA.

Nautilus filed a Motion for Protective Order on October 9, 2018, requesting that access by the Intervenor to certain confidential, proprietary information and trade secrets ("Confidential Information") in its petition be limited. On October 24, 2018, President Fiordaliso denied Nautilus' motion for Protective Order.

DISCUSSIONS AND FINDINGS

Due to the suspension of the original schedule, I **HEREBY ISSUE** the following schedule for the remainder of this proceeding, and **HEREBY DIRECT** the parties to comply with its terms.

Settlement Conference	October 31, 2018 at 10 a.m. at Rate Counsel
Testimony	November 2, 2018
Settlement Conference	November 7, 2018 at 2 p.m., location TBD
Discovery on Testimony	November 8, 2018
Rebuttal Testimony	November 8, 2018
Conference call re: stipulation issues, evidentiary issues and information discovery questions.	November 9, 2018 at 2 p.m. Nautilus to circulate call-in information
Responses to Discovery	November 14, 2018
Evidentiary Hearings, with live Surrebuttal	November 16, 2018 at 11:30 a.m., location TBD November 21, 2018 at 10 a.m., location TBD
Initial Briefs	November 29, 2018
Reply Briefs	December 4, 2018

Further, I **HEREBY ORDER** Nautilus to comply with my October 24, 2018 Order by immediately providing all confidential information to the interveners pursuant to the Non-Disclosure Agreement.

I **HEREBY ORDER** that any party seeking to have its witness appear remotely for any of the two hearing dates, shall file a request pursuant to N.J.A.C. 1:1-15.8(e) by November 2, 2018. I **HEREBY ORDER** the requesting party to identify the process and necessary technology that it will provide facilitate remote appearance. In the interest of economy the parties may coordinate their use of technology. Failure to comply with this order may result in a delay to the proceedings.

This order is effective immediately.

DATED:

11/1/18

BOARD OF PUBLIC UTILITIES
BY:

JOSEPH L. FIORDALISO
PRESIDENT

In the Matter of the Petition of Nautilus Offshore Wind, LLC for the Approval of the State Waters
Wind Project and Authorizing Offshore Wind Renewable Energy Certificates

BPU Docket No. QO18080843

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