



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

DIVISION OF ENERGY

IN THE MATTER OF THE APPLICATION OF PSEG)
NUCLEAR, LLC AND EXELON GENERATION)
COMPANY, LLC FOR THE ZERO EMISSION)
CERTIFICATE PROGRAM - SALEM UNIT 1)
)
) DOCKET NO. ER20080557

Parties of Record:

Jeanne J. Dworetzky, Esq., Assistant General Counsel, Exelon Generation Company, LLC
Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel
Grace H. Park, Deputy General Counsel and Chief Litigation Counsel, PSEG Nuclear
Steven S. Goldenberg, Esq., Giordano, Halleran and Ciesla, P.C. for New Jersey Large Energy Users Coalition
Paul F. Forshay, Esq., Eversheds Sutherland (US) LLP for New Jersey Large Energy Users Coalition
William Harla, Esq. and Alice Bergen, Esq., Decotiis, Fitzpatrick, Cole & Giblin, LLP for PJM Power Providers Group
Michael J. Ash, Esq., Carlin & Ward, PC, Attorney for Monitoring Analytics, LLC
Jeffrey Mayes, Esq., General Counsel, Monitoring Analytics, LLC
Alexander W. Judd, Esq., Day Pitney LLP, Attorney for Exelon Generation Company, LLC

BY PRESIDENT JOSEPH L. FIORDALISO

On February 8, 2021, the New Jersey Division of Rate Counsel filed what it denominated as a Renewed Request for Prehearing Conference in the above captioned matter. Rate Counsel specifically notes that a prehearing conference could help to streamline and define the overall process, in light of the topic as well as the current state of affairs.

On February 12, 2021, PSEG Nuclear issued a letter in support of the request for a prehearing conference, based upon similar foundations.

As such, and in light of the upcoming evidentiary hearing, I **HEREBY ORDER** a prehearing conference to be held as follows:

Tuesday, March 2, 2021
3:00 p.m. – 4:00 p.m.
Link to be provided

Staff will preside over the prehearing conference, subject to my ratification.

Additionally, I note that an application for admission *pro hac vice* had been filed on behalf of Alexander W. Judd, Esq., representing Exelon Generation Company. This motion has not been previously acted upon. Based upon review, and the associated filings, it appears that:

1. Mr. Judd is a member in good standing admitted to practice in the State of Connecticut;
2. Mr. Judd has significant experience representing the interests of energy companies, and this proceeding involves a complex field of law, such that good cause is shown; and
3. Mr. Judd has paid to the New Jersey Lawyers' Fund for Client Protection the fees required by R. 1:20-1(b).

Accordingly, and based upon the above, I **HEREBY FIND** that Mr. Judd satisfies the conditions for admission *pro hac vice*, and I am satisfied that he submitted to the Board proof of payment to the New Jersey Lawyers' Fund for Client Protection of the fees required by R. 1:20-1(b) and 1:28-2. Therefore, I **HEREBY ORDER** that Mr. Judd is **HEREBY ADMITTED** to practice before the Board *pro hac vice* in this matter, subject to the following conditions:

1. Mr. Judd shall abide by the Board's rules and all applicable New Jersey court rules, including all disciplinary rules;
2. Mr. Judd shall consent to the appointment of the Clerk of the Supreme Court as agent upon whom service of process may be made for all actions against them that may arise out of his participation in this matter;
3. Mr. Judd shall notify the Board immediately of any matter affecting his standing at the bar of any other jurisdiction; and
4. Mr. Judd shall have all pleadings, briefs and other papers filed with the Board signed by an attorney of record authorized to practice in this State, who shall be held responsible for them and for the conduct of this cause and the admitted attorney therein.

Finally, on February 18, 2021, PSEG Nuclear asked for an extension on the date discovery would be due, moving it from Friday, February 26, 2021 to Monday, March 1, 2021, based upon the timing of PSEG's Earnings Call. In light of this, I **HEREBY AMEND** the schedule to make all responses due by the close of business on March 1, 2021.

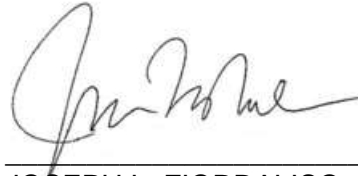
Additionally, I **HEREBY SET** the evidentiary hearing for 9:30 a.m. on Monday, March 8, 2021. Additional details will be provided at the pre-hearing conference. Parties are also **HEREBY NOTIFIED** that live cross examination will now be authorized for the evidentiary hearing, modifying my prior direction.

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

This Order shall be effective on February 25, 2021

DATED: February 25, 2021

BY:

A handwritten signature in black ink, appearing to read "Joe Fiordaliso", written over a horizontal line.

JOSEPH L. FIORDALISO
PRESIDENT

IN THE MATTER OF THE APPLICATION OF PSEG NUCLEAR, LLC AND
EXELON GENERATION COMPANY, LLC FOR THE ZERO EMISSION CERTIFICATE
PROGRAM – SALEM 1

DOCKET NO. ER20080557

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