



Agenda Date: 1/29/25
Agenda Item: 8A

STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

CLEAN ENERGY

IN THE MATTER OF THE PETITION OF DSM)	ORDER REDESIGNATING
NUTRITIONAL PRODUCTS TO DIRECT JCP&L TO)	COMMISSIONER
PROVIDE NET METERING CREDIT FOR EXISTING)	
ON-SITE SOLAR GENERATION FACILITY)	DOCKET NO. QO21071021

Parties of Record:

James A. Boyd, Jr., Esq., Archer & Greiner, P.C., on behalf of DSM Nutritional Products, LLC

Brian O. Lipman, Esq., Director, Division of Rate Counsel

Gregory Eisenstark, Esq., Cozen O'Connor, on behalf of Jersey Central Power & Light Company

BY THE BOARD:

BACKGROUND

On July 29, 2021, DSM Nutritional Products, LLC ("DSM"), a limited liability corporation that operates a manufacturing facility in Belvidere, New Jersey ("Facility"), filed a petition with the New Jersey Board of Public Utilities ("Board") requesting that the Board direct Jersey Central Power & Light Company ("JCP&L" or "Company") to net meter the electricity produced by an on-site solar facility owned by DSM and to provide DSM with a retail credit on its electric bill for the energy produced by the solar facility since the date it commenced operation. In the petition, DSM stated that JCP&L refused to provide net metering treatment because of the existence of a combined heat and power ("CHP") cogeneration facility also located behind DSM's meter, and represented that DSM exhausted all informal means of resolving the matter.

On December 1, 2021, the Board issued an Order retaining the matter at the Board for hearing, designating then-President Joseph Fiordaliso as the presiding commissioner, granting JCP&L's motion to intervene, and granting Bloom Energy participant status, limited to the right to argue orally and to file a statement or brief as set out in N.J.A.C. 1:1-16.6(c)(1) and (2).¹ Additionally, by the December 2021 Order, the Board set a bar date of January 3, 2022. Public Service Electric & Gas Company ("PSE&G") timely filed for intervenor or participant status, and on January 28,

¹ In re the Petition of DSM Nutritional Products to Direct JCP&L to Provide Net Metering Credit for Existing On-Site Solar Generation Facility – Order Designating Commissioner, Setting Manner of Service and Bar Date and Ruling on Motions to Intervene, BPU Docket No. QO21071021, Order dated December 1, 2021 ("December 21 Order").

2022, Presiding Commissioner Fiordaliso denied PSE&G's motion to intervene and granted PSE&G participant status.


The parties and participants were provided the opportunity to submit comments by November 10, 2022 and reply comments by November 21, 2022. Subsequently, the parties engaged in settlement discussions in 2023 and 2024. The settlement discussions did not lead to a resolution of the matter. During the pendency of the proceeding, President Fiordaliso passed away. Thus, the Board will now designate a new presiding commissioner.

Accordingly, pursuant to N.J.S.A. 48:2-32, the Board **HEREBY DESIGNATES** Commissioner Abdou as the presiding officer with authority to rule on all motions that arise during the pendency of this proceeding and to modify any schedules that may be set as necessary to secure a just and expeditious determination of the issues.

The effective date of this Order is February 5, 2025.

DATED: January 29, 2025

BOARD OF PUBLIC UTILITIES
BY:


CHRISTINE GUHL-SADOVYA
PRESIDENT


DR. ZENON CHRISTODOULOU
COMMISSIONER


MARIAN ABDOU
COMMISSIONER


MICHAEL BANGE
COMMISSIONER

ATTEST:


SHERRI L. LEWIS
BOARD SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public Utilities.

IN THE MATTER OF THE PETITION OF DSM NUTRITIONAL PRODUCTS TO DIRECT JCP&L TO PROVIDE NET
METERING CREDIT FOR EXISTING ON-SITE SOLAR GENERATION FACILITY

DOCKET NO. QO21071021

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