



Agenda Date: 4/21/17
Agenda Item: 2A

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/

ENERGY

IN THE MATTER OF THE PROVISION OF BASIC)
GENERATION SERVICE (BGS) FOR THE PERIOD)
BEGINNING JUNE 1, 2018)
)
DECISION AND ORDER

DOCKET NO. ER17040335

Parties of Record:

Hesser G. McBride, Esq., on behalf of Public Service Electric and Gas Company
Gregory Eisenstark, Esq., Morgan, Lewis & Bockius LLP, on behalf of Jersey Central Power & Light Company
Philip J. Passanante, Esq., on behalf of Atlantic City Electric Company
Margaret Comes, Esq., on behalf of Rockland Electric Company
Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel

BY THE BOARD:

By prior Board Orders in Docket No. ER15040482 dated November 16, 2015, and Docket No. ER16040337 dated October 31, 2016, the Board approved, with modifications, the joint Basic Generation Service (“BGS”) proposals of the State’s Electric Distribution Companies (“EDCs”) – Atlantic City Electric Company (“ACE”), Jersey Central Power & Light Company (“JCP&L”), Public Service Electric and Gas Company (“PSE&G”) and Rockland Electric Company (“Rockland”) -- that used a descending clock auction format to procure two-thirds of the State’s BGS requirements for Residential and Small Commercial Pricing (“RSCP”) customers for 36 months for periods extending to May 31, 2020. In those prior Orders, the Board did not address how the remaining BGS requirements for RSCP customers, as well as the State’s annual BGS requirements for Commercial and Industrial Energy Pricing (“CIEP”) customers, would be procured for the period beginning June 1, 2018.¹

¹ If the EDCs continue to propose a three year rolling product as in the past, the BGS RSCP requirements procured for the period beginning June 1, 2018 will supply one-third of the BGS RSCP load for the period June 1, 2018 through May 31, 2019, one-third of the BGS RSCP load for the period June 1, 2019 through May 31, 2020, and one-third of the BGS RSCP load for the period June 1, 2020 through May 31, 2021.

Prior Board Orders also approved a process for Rockland to procure the capacity and energy needs of its Central and Western Divisions, where previous purchases of capacity and energy were from the New York Independent System Operator ("NYISO"). Going forward the procurement of capacity and energy needs for those regions will need to be addressed by Rockland in its company specific proposal.

The process adopted by the Board to determine how to procure BGS for the past sixteen years has provided an opportunity for participation by all interested parties through both written comments and at public hearings. These procedures have resulted in a wide range of BGS suggestions, a timely Board decision and, ultimately, a successful procurement process. Accordingly, the Board intends to initiate a proceeding to determine the best procurement process for BGS-RSCP and BGS-CIEP requirements, and the capacity needs of Rockland's non-PJM service area within New Jersey, for the period beginning June 1, 2018. This proceeding is similar to the process that has been employed for the past sixteen years. The proceeding will include an invitation for all parties to propose how to procure BGS supply, the ability for all parties to issue discovery, provide written comments to the Board, and provide for oral testimony at both legislative and public hearings where the Board encourages the use of expert testimony. The proposed procedural schedule anticipates a Board decision on the process in November 2017, a BGS procurement process in February 2018, and a Rockland process for its non-PJM service area's capacity needs.

Therefore, the Board **DIRECTS** the EDCs - ACE, JCP&L, PSE&G and Rockland - to file proposals no later than July 1, 2017, addressing how to procure the remaining one third of the State's BGS-RSCP requirements and the annual BGS-CIEP requirements for the period beginning June 1, 2017, including directing Rockland to file a proposal as part of its July 1, 2017 BGS filing to procure the BGS capacity and energy requirements for its non-PJM service area within New Jersey for the period beginning June 1, 2018. In addition, the Board also invites all other interested stakeholders to file alternative BGS proposals with the Board by July 1, 2017.

Furthermore, the Board **ADOPTS** the preliminary procedural schedule contained in Attachment A to this Order.

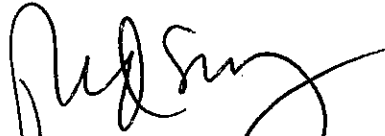
All discovery and comments must be filed with the Board's Secretary, and also be electronically served via email to parties on the attached e-service list. Parties wishing to be added to the e-service list may do so by emailing Stacy Peterson at stacy.peterson@bpu.nj.gov.

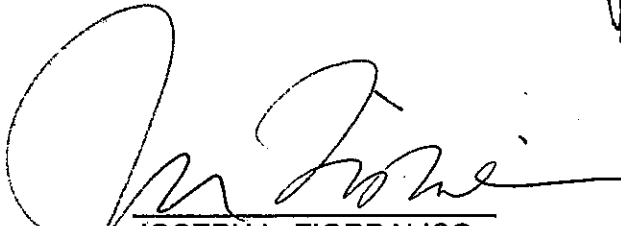
All parties should adhere to the attached schedule unless otherwise directed. Parties will be advised of the time and place of the legislative-style hearing identified in Attachment A electronically via email, and through a posting on the Board's webpage. The Board and/or Staff will also notify parties through the electronic service list and, when possible, through the Board's webpage, of the time and location of any meetings or hearings as well as of any schedule changes.

This Order shall become effective May 1, 2017.

DATED: 4/21/17

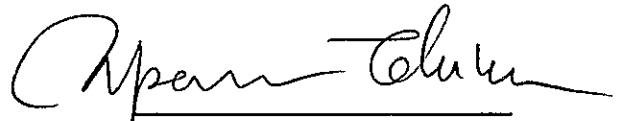
BOARD OF PUBLIC UTILITIES
BY:


RICHARD S. MROZ
PRESIDENT


JOSEPH L. FIORDALISO
COMMISSIONER

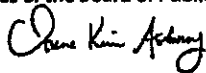

MARY-ANNA HOLDEN
COMMISSIONER


DIANNE SOLOMON
COMMISSIONER


UPENDRA J. CHIVUKULA
COMMISSIONER

ATTEST: 
IRENE KIM ASBURY
SECRETARY

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



ATTACHMENT A

Preliminary 2018 BGS Schedule

DATE	Activity or Decision Point
7/01/2017	Filing of Proposals and/or Modifications for BGS for the period beginning June 1, 2018
7/24/2017	Discovery request deadline
8/7/2017	Discovery response deadline
9/6/2017	Deadline for Initial Comments on all proposals
TBA	Legislative-type Hearing*
TBA	Public Hearings*
10/4/2017	Deadline for Final Comments**
Nov. 2017	Expected Board decision on BGS proposals
Nov/Dec 2017	EDC Compliance Filings
Dec 2017	Expected Board decision on Compliance Filings
Feb 2018	Procurement Process for BGS Supply requirements

* This is a placeholder for the Legislative-type Hearing and the Public Hearings (for the public hearings the time and place will be scheduled by the EDCs in conjunction with the BPU), as required.

** Final Comments should only be used to respond to issues raised either in the Initial Comments, or at the Legislative-type Hearing. They should not be used to raise new issues in this proceeding.

**In the Matter of the Provision of Basic Generation Service
For the Period Beginning June 1, 2018
Docket No. ER17040335
Service List**

BPU

Irene Kim Asbury, Secretary
New Jersey Board of Public Utilities
44 South Clinton Ave. 3rd Fl, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
Irene.asbury@bpu.nj.gov

Richard DeRose
New Jersey Board of Public Utilities
44 South Clinton Ave. 3rd Fl, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
Richard.derose@bpu.nj.gov

Thomas Walker, Director
New Jersey Board of Public Utilities
44 South Clinton Ave. 3rd Fl, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
Thomas.walker@bpu.nj.gov

Stacy Peterson
New Jersey Board of Public Utilities
44 South Clinton Ave. 3rd Fl, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
stacy.peterson@bpu.nj.gov

Mark Beyer, Chief Economist
New Jersey Board of Public Utilities
44 South Clinton Ave. 3rd Fl, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
mark.beyer@bpu.nj.gov

Andrew McNally, Chief Counsel
New Jersey Board of Public Utilities
44 South Clinton Ave. 3rd Fl, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
Andrew.mcnally@bpu.nj.gov

Paul Flanagan, Executive Director
New Jersey Board of Public Utilities
44 South Clinton Ave. 3rd Fl, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
Paul.flanagan@bpu.nj.gov

Bethany Rocque-Romaine
New Jersey Board of Public Utilities
44 South Clinton Ave. 3rd Fl, Suite 314
Post Office Box 350
Trenton, NJ 08625-0350
Bethany.romaine@bpu.nj.gov

DAG

Andrew Kuntz, Esq.
Deputy Attorney General
Division of Law
Board of Public Utilities Section
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101
Andrew.kuntz@lps.state.nj.us

BPU's BGS CONSULTANTS

Frank Mossburg
Managing Director
Bates White, LLC
1300 Eye St NW, Suite 600
Washington DC, 20005
frank.mossburg@bateswhite.com

DIVISION OF RATE COUNSEL

Stefanie A. Brand, Esq., Director
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, New Jersey 08625
sbrand@rpa.state.nj.us

Ami Morita
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, New Jersey 08625
amorita@rpa.state.nj.us

Diane Schulze
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, New Jersey 08625
dschulze@rpa.state.nj.us

Lisa Gurkas
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, New Jersey 08625
Lgurkas@rpa.state.nj.us

Max Chang
Synapse Energy Economics, Inc.
485 Massachusetts Ave., Suite 2
Cambridge, MA 02139
mchang@synpase-energy.com

Robert Fagan
Synapse Energy Economics, Inc.
485 Massachusetts Ave., Suite 2
Cambridge, MA 02139
rfagan@synpase-energy.com

PSE&G

Hesser McBride, Esq.
Assistant General Regulatory Counsel
Law Department
80 Park Plaza, T-05
Newark, New Jersey 07102-4194
hesser.mcbride@pseg.com

Terrance J. Moran
PSE&G
80 Park Plaza, T-13
Newark, NJ 07102-4194
Terrance.moran@pseg.com

Myron Filewicz
PSE&G
80 Park Plaza, T-13
Newark, NJ 07102-4194
Myron.filewicz@pseg.com

ATLANTIC CITY ELECTRIC CO.

Joseph F. Janocha, Manager,
Regulatory Affairs
Atlantic City Electric Co. – 63ML38
5100 Harding Highway
Atlantic Regional Office
Mays Landing, NJ 08330
joseph.janocha@pepcoholdings.com

Philip J. Passanante,
Assistant General Counsel
Atlantic City Electric Co. - 89KS42
800 King Street, 5th Floor
PO Box 231
Wilmington, DE 19899-0231
philip.passanante@pepcoholdings.com

Daniel A. Tudor
Pepco Holdings, Inc.
701 Ninth Street NW
Washington, DC 20068-0001
datudor@pepco.com

**In the Matter of the Provision of Basic Generation Service
For the Period Beginning June 1, 2018
Docket No. ER17040335
Service List**

JCP&L

Kevin Connelly
Jersey Central Power & Light Co.
300 Madison Avenue
Morristown, NJ 07960
kconnelly@firstenergycorp.com

Greg Eisenstark
Windels Marx & Mittendorf, LLP
120 Albany Street, 6th Floor
New Brunswick, NJ 08901
geisenstark@windelsmarx.com

Sally J Cheong
Jersey Central Power & Light Co.
300 Madison Avenue
P. O. Box 1911
Morristown, NJ 07962-1911
scheong@firstenergycorp.com

ROCKLAND

John L. Carley, Esq.
Consolidated Edison Co. of NY
Law Dept., Room 1815-S
4 Irving Place
New York, NY 10003
carleyj@coned.com

James C. Meyer, Esq.
Riker, Danzig, Scherer, Hyland
& Perretti
Headquarters Plaza
One Speedwell Avenue
Morristown, NJ 07962
jmeyer@riker.com

William A. Atzl, Jr.
Rockland Electric Company
4 Irving Place - 2nd Floor SE
New York, NY 10003
atzlw@coned.com

Margaret Comes, Esq.,
Consolidated Edison Co. of NY
Law Department, Room 1815-S
4 Irving Place
New York, NY 10003
comesm@coned.com

NERA

Gene Meehan
NERA Economic Consulting
1255 23rd St. NW
Washington, DC 20037
Gene.Meehan@NERA.com

Chantale LaCasse
NERA Economic Consulting
1255 23rd St. NW
Washington, DC 20037
Chantale.LaCasse@NERA.com

Third Party Suppliers

Murray E. Bevin, Esq.
Bevan, Mosca, Giuditta & Zarillo, P.C.
776 Mountain Blvd.
Suite 202
Watchung, NJ 07069
mbevan@bmgzlaw.com

SueAnne I. Harrel
Pepco Energy Services
39 Crestview Drive
Asset Mgmt Group
Clinton, NJ 08809
sharrel@pepcoenergy.com

Dana Swieson
EPEX
717 Constitution Drive
Suite 110
Exton, PA 19341
Dana.swieson@epex.cc

Marc A. Hanks
Senior Manager, Government &
Regulatory Affairs
Direct Energy Services, LLC
Marc.Hanks@directenergy.com

Mark S. Kumm
Pepco Energy Services, Inc.
1300 N. 17th, Suite 1600
Arlington, VA 22209
mkumm@pepcoenergy.com

Stacey Rantala
National Energy Marketers Association
3333 K Street, N.W., Suite 110
Washington, D.C. 20007
srantala@energymarketers.com

David B. Applebaum
Director, Regulatory Affairs
NextEra Energy Resources, LLC
21 Pardee Place
Ewing, New Jersey 08628
david.applebaum@nexteraenergy.com

David Gil
Manager, Regulatory Affairs
NextEra Energy Resources, LLC
700 Universe Boulevard
Juno Beach, Florida 33408
david.gil@nexteraenergy.com

Kathleen Maher
Constellation NewEnergy
810 Seventh Avenue, Suite 400
New York, NY 10019-5818
kathleen.maher@constellation.com

Bob Blake
VP Elec. Operations & Regulatory Affairs
MXenergy
10010 Junction Dr, Suite 104S
Annapolis Junction, MD 20701
rblake@mxenergy.com

NJLEUC

Paul F. Forshay, Partner
SUTHERLAND
1275 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2415
paul.forshay@sutherland.com

Steven S. Goldenberg, NJLEUC, Esq.
Fox Rothschild LLP
Princeton Corporate Center
997 Lenox Drive, BLDG. 3
Lawrenceville, NJ 08648-2311
SGoldenberg@foxrothschild.com

BGS SUPPLIERS

Steven Gabel - IEPNJ
Gabel Associates
417 Denison Street
Highland Park, NJ 08904
steven@gabelassociates.com

James Laskey, Esq. - IEPNJ
Norris McLaughlin & Marcus
721 Route 202-206
Bridgewater, NJ 08807
jlaskey@nmmlaw.com

Mark Baird, Director, Regulatory Affairs
RRI Energy, Inc.
7642 West 450 North
Sharpsville, IN 46068
mbaird@rrienergy.com

**In the Matter of the Provision of Basic Generation Service
For the Period Beginning June 1, 2018
Docket No. ER17040335
Service List**

Raymond Depillo
PSEG Energy Resources & Trade
80 Park Plaza, T-19
P.O. Box 570
Newark, NJ 07101
raymond.depillo@pseg.com

Shawn P. Leyden, Esq.
PSEG Energy Resources & Trade
80 Park Plaza, T-19
P. O. Box 570
Newark, NJ 07101
shawn.leyden@pseg.com

David K Richter, Esq.
PSEG
Regulatory Department
80 Park Plaza, T-5C
P. O. Box 570
Newark, NJ 07101
david.richter@pseg.com

Ken Gfroerer
RRI Energy
RR1 Box 246
Stahlstown, PA 15687
kgfroerer@rienergy.com

Craig S. Blume
Director, Power Marketing
UGI Energy Services / UGI Development
Company
One Meridian Boulevard, Suite 2C01
Wyomissing, PA 19610
cblume@ugies.com

Robert O'Connell,
VP & Compliance Manager
J.P. Morgan Ventures Energy Corp.
1033 Squires Drive
West Chester, PA, 19382
robert.oconnell@jpmorgan.com

Deborah Hart, Vice President
Morgan Stanley Capital Group
2000 Westchester Avenue
Trading Floor
Purchase, NY 10577
deborah.hart@morganstanley.com

Marcia Hissong, Director, Contract
Administration/Counsel
DTE Energy Trading, Inc.
414 South Main Street
Suite 200
Ann Arbor, MI 48104
hissongm@dteenergy.com

Don Hubschman
American Electric Power
155 W. Nationwide Blvd.
Columbus, OH 43215
dmhubschman@aepes.com

Christine McGarvey
AEP Energy Partners, Inc.
Energy Trader
155 W Nationwide Blvd
Suite 500
Columbus, OH 43215
clmcgarvey@aepes.com

Glenn Riepl
AEP Energy Services
1 Riverside Plaza
14th Floor
Columbus, OH 43215-2373
gfriepl@aep.com

Jean-Paul St. Germain
Sempra Energy Trading
58 Commerce Road
Stamford, CT 06902
jean-paul.st.germain@rbssempra

Howard O. Thompson - BGS
Russo Tumulty Nester Thompson
Kelly, LLP
240 Cedar Knolls Road
Suite 306
Cedar Knolls, NJ 07927
hthompson@russotumulty.com

Sharon Weber
PPL Energy Plus
2 North 9th Street TW 20
Allentown, PA 18101
sjweber@pplweb.com

Stephen Wemple
Con Edison Energy
701 Westchester Avenue
Suite 201 West
White Plains, NY 10604
wemples@conedenergy.com

Glen Thomas
The P³ Group
GT Power Group LLC
1060 First Avenue
Suite 400
King of Prussia, PA 19406
Gthomas@gtpowergroup.com

Divesh Gupta
Senior Counsel
Constellation Energy
100 Constellation Way, Suite 500C
Baltimore, Maryland 21202
divesh.gupta@constellation.com

Tom Hoatson
LS Power Development, LLC
2 Tower Center
East Brunswick, NJ 08816
thoatson@lspower.com

John Citrolo
Conectiv Energy Supply, Inc.
PO Box 6066, MS 92DC69
Newark, DE 19714
john.citrolo@connectiv.com

Adam Kaufman
Executive Director
Independent Energy Producers of NJ
Five Vaughn Drive, Suite 101
Princeton, NJ 08540
akaufman@kzgrp.com

Stuart Ormsbee
TransCanada Power Marketing Ltd.
110 Turnpike Road, Suite 300
Westborough, MA 01581
Stuart_ormsbee@transcanada.com

Gregory K. Lawrence
Cadwalader, Wickersham & Taft LLP
One World Financial Center
New York, NY 10281
greg.lawrence@cwt.com

Victoria M. Lauterbach
Cadwalader, Wickersham & Taft LLP
700 Sixth Street, N.W.
Washington, DC 20001
tory.lauterbach@cwt.com

Anthony Pietranico
ConEdison Solutions Inc.
Electricity Supply Specialist
Tel: 732-741-5822 x204
pietranicoa@conedsolutions.com

Aundrea Williams
Director Regulatory Affairs
NextEra Power Marketing LLC
700 Universe Boulevard
Juno Beach, FL 33408
aundrea.williams@nexteraenergyservices.com

**In the Matter of the Provision of Basic Generation Service
For the Period Beginning June 1, 2018
Docket No. ER17040335
Service List**

Ira G. Megdal
Cozen O'Connor
457 Haddonfield Road
Suite 300 P.O. Box 5459
Cherry Hill, NJ 08002
imegdal@cozen.com

Christi L. Nicolay
Division Director
Macquarie Energy LLC
500 Dallas St., Level 31
Houston, TX 77002
Christi.Nicolay@macquarie.com

OTHER PARTIES

Sara Bluhm
NJBIA
102 West State Street
Trenton, NJ 08608-1199
sbluhm@njbja.org

John Holub
NJ Retail Merchants Assoc.
332 West State Street
Trenton, NJ 08618
John@njrma.org

Judy Misoyianis, Administrator
New Jersey Retail Merchants Assoc.
332 West State Street
Trenton, NJ 08618
judy.njrma@verizon.net

Holly Minogue
Gabel Associates
Energy, Environmental, and Public Utility
Consulting
417 Denison Street
Highland Park, NJ 08904
holly.minogue@gabelassociates.com

Larry Spielvogel, PE
L. G. Spielvogel, Inc.
190 Presidential Blvd # 310
Bala Cynwyd, PA 19004-1151
spielvogel@comcast.net

Robert Macksoud, Jr, CEP
Director Energy Procurement
EnergySolve
One Executive Dr, Suite 401
Somerset, NJ 08873
rmacksoud@energysolve.com

Lyle Rawlings
Mid-Atlantic Solar Energy Industries
Association
Rutgers EcoComplex, Suite 208-B
1200 Florence-Columbus Road,
Bordentown, NJ 08505
rawlings@mseia.net

Katie Bolcar
Mid-Atlantic Director
Solar Energy Industries Association
575 7th Street, NW, Suite 400,
Washington DC 20005
kbolcar@seia.org

Bruce H. Burcat, Esq.
Executive Director
Mid-Atlantic Renewable Energy Coalition
208 Stonegate Way
Camden, DE 19934
bburcat@marec.us