

Jul/7/14

An AGL Resources Company

300 Connell Drive, Suite 3000 Berkeley Heights NJ 07922

908 289 5000 phone www.elizabethtowngas.com

Via FedEx & Electronic Mail

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CAST IN ATTACAME

Kristi Izzo, Secretary New Jersey Board of Public Utilities 44 South Clinton Avenue, 9<sup>th</sup> Floor P.O. Box 350 Trenton, New Jersey 08625-0350

Edward Beslow, Esq. New Jersey Board of Public Utilities 44 South Clinton Avenue, 9<sup>th</sup> Floor P.O. Box 350 Trenton, New Jersey 08625-0350

Re: In the Matter of the Petition of Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas
To Revise Its Energy Efficiency Program Rider Rate - BPU Docket No. GR13090874

In the Matter of the Petition of Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas To Review Its Periodic Basic Gas Supply Service Rate - BPU Docket No. GR14060538

In the Matter of the 2014/2015 Annual Compliance Filing for the Universal Service Fund and Lifeline Program Components Within the Societal Benefits Charge Rate Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:21.1 Submitted by Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas – BPU Docket No. ER14060613

Dear Secretary Izzo & Mr. Beslow:

Enclosed is proof of service of Notices of the Public Hearings in the above mentioned proceedings to the municipalities and counties in the Elizabethtown Gas service territory. Proof of publication in local newspapers of general circulation will be supplied at the Public Hearings.

Yours truly,

|s| Mary Patricia Keefe

Mary Patricia Keefe, Esq. Vice President, Regulatory Affairs

cc: Clerk, Office of Administrative Law

Electronically:

n Lupo

Robert Schultheis, Board of Public Utilities Jerome May, Board of Public Utilities

Felicia Thomas-Friel, Division of Rate Counsel Alex Moreau, Dept. of Law & Public Safety

STATE OF NEW JERSEY	)		
	)	ss:	AFFIDAVIT
COUNTY OF UNION	)		

Thomas Kaufmann, being duly sworn according to law, upon his oath deposes and says:

- 1. I hereby certify that on the 5th day of August 2014, copies of the Notices of Public Hearings in the Matters of the Petitions in BPU Docket Nos. GR13090874, GR14060538 and ER14060613 for Pivotal Utility Holdings, Inc., d/b/a Elizabethtown Gas, were served on the 81 municipalities and 7 counties in which Elizabethtown Gas provides service. (See Municipal Service List attached.)
- 2. A copy of each Notice was placed in an envelope, postage paid, and placed in the U.S. mail addressed to his/her last known address.

Thomas Kaufmann

Sworn to and subscribed to before me this

\_\_\_ day of August 2014.

DEBORAH Y. BAILEY NOTARY PUBLIC OF NEW JERSEY My Commission Expires Sept. 8, 2015 George Wagner Interim County Administrator Hunterdon County Administration Building P.O. Box 2900 Flemington, NJ 08822-2900

John Pulomena Middlesex County Administrator County Administration Building P.O. Box 871 New Brunswick, NJ 08901

John Eskilson Sussex County Administrator Sussex County Administrative Center One Spring Street Newton, NJ 07860

Steve Marvin
Warren County Administrator
Wayne Dumont Jr. Administration Building
165 County Road 519 South
Belvidere, NJ 07823-1949

Jerlene Worthy, Clerk
Mercer County Board of Chosen Freeholders
County Administration Building
P.O. Box 8068
Trenton, NJ 08650-0068

Diane Ketchum, Clerk
Morris County Board of Chosen Freeholders
County Administration & Records Building
P.O. Box 900
Morristown, NJ 07963-0900

James Pellettiere, Clerk
Union County Board of Chosen Freeholders
County Administration Building
10 Elizabethtown Plaza
Elizabeth, NJ 07207

Brian Hughes Mercer County Executive County Administration Building P.O. Box 8068 Trenton, NJ 08650-0068

John Bonanni Morris County Administrator County Administration & Records Building P.O. Box 900 Morristown, NJ 07963-0900

Alfred Faella
Union County Manager
Union County Administration Building
10 Elizabethtown Plaza
Elizabeth, NJ 07207

Denise Doolan, Clerk Hunterdon County Board of Chosen Freeholders P.O. Box 2900 Flemington, NJ 08822-2900

Margaret Pemberton, Clerk
Middlesex County Board of Chosen Freeholders
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P.O. Box 871
New Brunswick, NJ 08901

John Eskilson, Clerk
Sussex County Board of Chosen Freeholders
County Administration Building
One Spring Street
Newton, NJ 07860

Steve Marvin, Clerk Warren County Board of Chosen Freeholders Wayne Dumont, Jr. Administration Building 165 County Road 519 South Belvidere, NJ 07823-1949 Christine Dispenza, Municipal Clerk Township of Bethlehem 405 Mine Road Asbury, NJ 08802-1107

Laura Eidsvaag, Municipal Clerk Borough of Califon 39 Academy Street Califon, NJ 07830

Donna Burham, Municipal Clerk Township of Clinton 1225 Route 31 South, Suite 411 Lebanon, NJ 08833

Teresa Stahl, Municipal Clerk Township of East Amwell 1070 Route 202/31 Ringoes, NJ 08551-1051

Ursula Stryker, Municipal Clerk Township of Franklin 202 Sidney Road Pittstown, NJ 08867

Cathy Drummond, Municipal Clerk Borough of Hampton P.O. Box 418 Hampton, NJ 08827

Diane Seals, Municipal Clerk Borough of High Bridge 71 Main Street High Bridge, NJ 08829

Mary MacConnell, Municipal Clerk Township of Kingwood P.O. Box 199 Baptistown, NJ 08803-0199

Karen Romano, Municipal Clerk Borough of Lebanon 6 High Street Lebanon, NJ 08833

Karen Dysart, Municipal Clerk Borough of Milford P.O. Box 507 Milford, NJ 08848 Lisa Burd, Municipal Clerk Borough of Bloomsbury 91 Brunswick Avenue Bloomsbury, NJ 08804

Cecilia Covino, Municipal Clerk Town of Clinton P.O. Box 5194 Clinton, NJ 08809

Judith Allen, Municipal Clerk Township of Delaware P.O. Box 500 Sergeantsville, NJ 08557

Rebecca Newman, Municipal Clerk Borough of Flemington 38 Park Avenue Flemington, NJ 08822

Brenda Shepard, Municipal Clerk Borough of Frenchtown 29 Second Street Frenchtown, NJ 08825

Judy Bass, Municipal Clerk Borough of Glen Gardner P.O. Box 307 Glen Gardner, NJ 08826

Catherine Miller, Municipal Clerk Township of Holland 61 Church Road Milford, NJ 08848

Cynthia Ege, Municipal Clerk City of Lambertville 18 York Street Lambertville, NJ 08530

Karen Sandorse, Municipal Clerk Township of Lebanon 530 West Hill Road Glen Gardner, NJ 08826

Rose Sollena, Municipal Clerk Township of Raritan One Municipal Drive Flemington, NJ 08822 Vita Mekovetz, Municipal Clerk Township of Readington 509 Route 523 Whitehouse Station, NJ 08889

Ella Ruta, Municipal Clerk Township of Union 140 Perryville Road Hampton, NJ 08827

Michele Hovan, Municipal Clerk Borough of Hopewell 88 East Broad Street Hopewell, NJ 08525

Kathleen Norcia, Municipal Clerk Township of Lawrence P.O. Box 6006 Lawrenceville, NJ 08648

Kathleen Barney, Municipal Clerk Borough of Carteret 61 Cooke Avenue Carteret, NJ 07008

Kathryn Harris, Municipal Clerk Borough of Metuchen 500 Main Street Metuchen, NJ 08840

John Mitch, Municipal Clerk Township of Woodbridge One Main Street Woodbridge, NJ 07095

Nina DiGregorio, Municipal Clerk Township of Washington 43 Schooley's Mountain Road Long Valley, NJ 07853

Patti Bussow, Acting, Municipal Clerk Township of Frankford 151 State Highway 206 Augusta, NJ 07822

Joanne Charner, Municipal Clerk Township of Fredon 443 Route 94 Newton, NJ 07860

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Michele Hovan, Municipal Clerk Borough of Stockton P.O. Box M Stockton, NJ 08559

Lora Olsen, Municipal Clerk Township of West Amwell 150 Rocktown-Lambertville Road Lambertville, NJ 08530-3509

Laurie Gompf, Municipal Clerk Township of Hopewell 201 Washington Crossing-Pennington Road Titusville, NJ 08560

Elizabeth Sterling, Municipal Clerk Borough of Pennington 30 North Main Street Pennington, NJ 08534-0095

Cheryl Russomanno, Municipal Clerk Township of Edison 100 Municipal Boulevard Edison, NJ 08817

Elaine Jasko, Municipal Clerk City of Perth Amboy 260 High Street Perth Amboy, NJ 08861

Lisa Lashway, Municipal Clerk Township of Mount Olive P.O. Box 450 Budd Lake, NJ 07828

Vita Thompson, Municipal Clerk Township of Andover 134 Newton Sparta Road Newton, NJ 07860

Robin Hough, Municipal Clerk Borough of Franklin 46 Main Street Franklin, NJ 07416

Doreen Schott, Municipal Clerk Borough of Hamburg 16 Wallkill Avenue Hamburg, NJ 07419 Kathleen Armstrong, Municipal Clerk Township of Hampton I Rumsey Way Newton, NJ 07860

Anna Rose Fedish, Municipal Clerk Township of Lafayette 33 Morris Farm Road Lafayette, NJ 07848

Phyllis Drouin, Municipal Clerk Borough of Ogdensburg 14 Highland Avenue Ogdensburg, NJ 07439

Mark Zschack, Municipal Clerk Borough of Sussex Two Main Street Sussex, NJ 07461

James Doherty, Municipal Clerk Township of Wantage 888 State Highway 23 Wantage, NJ 07461

Tara Rowley, Municipal Clerk Township of Cranford 8 Springfield Avenue Cranford, NJ 07016

Eleanor McGovern, Municipal Clerk Borough of Fanwood 75 North Martine Avenue Fanwood, NJ 07023

Rayna Harris, Municipal Clerk Township of Hillside 1409 Liberty Avenue Hillside, NJ 07205

Joseph Bodek, Municipal Clerk City of Linden 301 North Wood Avenue Linden, NJ 07036

Jeffrey Jotz, Municipal Clerk City of Rahway One City Hall Plaza Rahway, NJ 07065 Jane Bakalarczyk, Municipal Clerk Township of Hardyston 149 Wheatsworth Road, Suite A Hardyston, NJ 07419

Lorraine Read, Municipal Clerk Town of Newton 39 Trinity Street Newton, NJ 07860

Mary Coe, Municipal Clerk Township of Sparta 65 Main Street Sparta, NJ 07871

Lauren Kirkman, Municipal Clerk Township of Vernon 21 Church Street Vernon, NJ 07462

Edie Merkel, Municipal Clerk Township of Clark 430 Westfield Avenue Clark, NJ 07066

Yolanda Roberts, Municipal Clerk City of Elizabeth 50 Winfield Scott Plaza Elizabeth, NJ 07201

Christina Ariemma, Municipal Clerk Borough of Garwood 403 South Avenue Garwood, NJ 07027

Laura Reinertsen, Municipal Clerk Borough of Kenilworth 567 Boulevard Kenilworth, NJ 07033

Martha Lopez, Municipal Clerk Borough of Mountainside 1385 U.S. Highway 22 East Mountainside, NJ 07092

Lydia Agbejimi, Municipal Clerk Borough of Roselle 210 Chestnut Street Roselle, NJ 07203 Doreen Cali, Municipal Clerk Borough of Roselle Park 110 East Westfield Avenue Roselle Park, NJ 07204

Eileen Birch, Municipal Clerk Township of Union 1976 Morris Avenue Union, NJ 07083

Laura Reinertsen, Municipal Clerk Township of Winfield 12 Gulfstream Avenue Winfield, NJ 07036

Laurie Barton, Municipal Clerk Borough of Alpha 1001 East Boulevard Alpha, NJ 08865

Denise Becton, Municipal Clerk Township of Franklin 2093 Route 57 P.O. Box 547 Broadway, NJ 08808-0547

William Kuster, Jr., Municipal Clerk Town of Hackettstown 215 Stiger Street Hackettstown, NJ 07840

Deborah Hrebenak, Municipal Clerk Township of Independence 286-B Route 46 P.O. Box 164 Great Meadows, NJ 07838

Dena Hrebenak, Municipal Clerk Township of Mansfield 100 Port Murray Road Port Murray, NJ 07865

Michele Broubalow, Municipal Clerk Town of Phillipsburg 675 Corliss Avenue Phillipsburg, NJ 08865

Kristine Blanchard, Municipal Clerk Borough of Washington 100 Belvidere Avenue Washington, NJ 07882-1426 Bozena Lacina, Municipal Clerk Township of Scotch Plains 430 Park Avenue Scotch Plains, NJ 07076

Claire Gray, Municipal Clerk Town of Westfield 425 East Broad Street Westfield, NJ 07090

Anne Marie Tracy, Municipal Clerk Township of Allamuchy 292 Alphano Road P.O. Box A Allamuchy, NJ 07820

Teresa DeMont, Municipal Clerk Town of Belvidere 691 Water Street Belvidere, NJ 07823

Kim Viscomi, Municipal Clerk Township of Greenwich 321 Greenwich Street Stewartsville, NJ 08886

Kelley Smith, Municipal Clerk Township of Harmony 3003 Belvidere Road Phillipsburg, NJ 08865

Margaret Dilts, Municipal Clerk Township of Lopatcong 232 S. Third Street, Morris Park Phillipsburg, NJ 08865

Sheila Oberly, Municipal Clerk Township of Oxford 11 Green Street Oxford, NJ 07863

Wanda Kutzman, Municipal Clerk Township of Pohatcong 50 Municipal Drive Phillipsburg, NJ 08865

Anna Godfrey, Municipal Clerk Township of Washington 211 Route 31 North Washington, NJ 07882 Kathleen Reinalda, Municipal Clerk Township of White 555 County Road 519 Belvidere, NJ 07823

# **EEP**

# Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas Notice of Public Hearings

#### TO OUR CUSTOMERS:

On September 25, 2013. Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas ("the Company") filed a Petition with the New Jersey Board of Public Utilities ("BPU" or "Board") in BPU Docket No. GR13090874 to increase the Energy Efficiency Program ("EEP") Rider rate from \$0.0000 per therm, inclusive of applicable taxes, to \$0.0088 per therm, inclusive of applicable taxes, effective December 1, 2013.

The effect of the Company's filing to a typical residential customer using an average of 100 therms per month is as follows:

Consumption in Therms	Present Bill	Proposed Bill	Proposed Change	Percent Change
100	\$119.75	\$120.63	\$0.88	0.7%

The actual percentage increase applicable to specific customers will vary according to usage. Any assistance required by customers in ascertaining the impact of the proposed rate increase will be furnished by the Company upon request.

The proposed rates are subject to Board approval and may be higher or lower depending on the Board's final determination and the date on which such rate is made effective. Moreover, any rate relief found by the Board to be just and reasonable may be allocated by the Board and applied by the Company to any class or classes of customers or any rate schedules as the Board may determine, so that final rates approved by the Board in this proceeding for any specific customer class or rate schedule may be higher or lower than those set forth herein.

The BPU has the statutory authority to establish Elizabethtown's rates at levels it finds just and reasonable as well as to establish the effective date of such rates. Therefore, the BPU may establish the rates at levels and/or an effective date other than those proposed by the Company.

Copies of the Petition are available for inspection at the Company offices located at 300 Connell Drive, Suite 3000, Berkeley Heights, New Jersey or online at the Company's website: <a href="www.elizabethtowngas.com">www.elizabethtowngas.com</a> or at the Board of Public Utilities, 44 South Clinton Avenue, 9th Floor, Trenton, NJ.

PLEASE TAKE NOTICE that Public Hearings have been scheduled on the above mentioned Petition at the following times and places:

August 18, 2014 at 4:30 p.m. and 5:30 p.m. Hunterdon County Complex, Route 12, Building #1, Flemington, New Jersey 08822

August 20, 2014 at 4:30 p.m. and 5:30 p.m. Rahway Municipal Council, Court Chambers, City Hall Plaza, Rahway, New Jersey 07065

The public is invited to attend and interested persons will be permitted to testify and/or make a statement of their views on the proposed increases. Information provided at the public hearings will become part of the record of this case and will be considered by the Board in making its decision. In order to encourage full participation in this opportunity for public comment, please submit requests for needed accommodations, including interpreter, listening devices and/or mobility assistance, 48 hours prior to the Hearing. In addition, members of the public may submit written comments concerning the Petition to the BPU regardless of whether they attend the Hearing by addressing them to: Kristi Izzo, Secretary, Board of Public Utilities, 44 South Clinton Avenue, 9th Floor, P. O. Box 350, Trenton, NJ 08625-0350. Hearings will continue, if necessary, on such additional dates and at such locations as the Office of Administrative Law may designate in order to ensure that all interested persons may be heard.

Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas Brian MacLean - Vice President of Operations www.elizabethtowngas.com

Via Electronic Mail and FedEx

September 25, 2013

Kristi Izzo, Secretary State of New Jersey Board of Public Utilities 44 South Clinton Avenue, 9<sup>th</sup> Floor P.O. Box 350 Trenton, NJ 08625-0350

Re: In the Matter of the Petition of Pivotal Utility Holdings, Inc. d/b/a
Elizabethtown Gas to Revise Its Energy Efficiency Program Rider Rate
BPU Docket No. \_\_\_\_\_\_

Dear Secretary Izzo:

Enclosed for filing are an original and ten copies of the Petition of Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas ("Elizabethtown" or "Company") to revise its Energy Efficiency Program ("EEP") Rider rate. Attached to and made a part of the Petition are the testimony and supporting schedules of Company witnesses Thomas Kaufmann and Michael Vogel.

The Petition proposes an increase in the Company's current EEP Rider rate of \$0.0000 per therm to \$0.0088 per therm, inclusive of all taxes, effective December 1, 2013. This rate is designed to enable the Company to recover the costs associated with the Company's energy efficiency programs.

The proposed change in the EEP Rider rate will increase the monthly bill of a typical residential customer using 100 therms by \$0.88 from \$119.75 to \$120.63, an increase of 0.7%.

Please contact the undersigned at (908) 771-8220 or Thomas Kaufmann at (908) 771-8225 if you have questions or require further information.

Respectfully submitted,

/s/ Hary Patricia Keefe

Mary Patricia Keefe Vice President, Regulatory Affairs

### Enclosures

cc:

Robert M. Hanna, President
Jeanne M. Fox, Commissioner
Joseph L. Fiordaliso, Commissioner
Mary-Anna Holden, Commissioner
Dianne Solomon, Commissioner
Paul Flanagan, Executive Director
Jerome May, Director, Division of Energy
Robert Schultheis, Division of Energy
Stefanie A. Brand, Director, Rate Counsel
Attached Service List

# STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES

In the Matter of the Petition of Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas to Revise Its Energy Efficiency Program Rider Rate

Docket No.

**SUMMARY SHEET** 

This Petition presents the request of Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas ("Petitioner") that the Board of Public Utilities ("Board") accept the filing of Petitioner's revised Energy Efficiency Program ("EEP") Rider rate. The Petition requests authority to implement an EEP Rider rate of \$0.0088 per therm effective December 1, 2013. The proposed filing would increase the monthly bill of a typical residential heating customer using 100 therms by \$0.88 or 0.7%.

## IN THE MATTER OF THE PETITION OF PIVOTAL UTILITY HOLDINGS, INC. d/b/a ELIZABETHTOWN GAS TO REVISE ITS ENERGY EFFICIENCY PROGRAM RIDER RATE BPU DOCKET NO.

### SERVICE LIST

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Mark Beyer
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Mark Beyer@bpu.state.ni.us

Kristi Izzo, Secretary

Board of Public Utilities

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Mona Mosser

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John Teague

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Trenton, NJ 08625-0350

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## IN THE MATTER OF THE PETITION OF PIVOTAL UTILITY HOLDINGS, INC. d/b/a ELIZABETHTOWN GAS TO REVISE ITS ENERGY EFFICIENCY PROGRAM RIDER RATE BPU DOCKET NO.

#### SERVICE LIST

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Shelly Massey
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Babette Tenzer
Department of Law & Public Safety
Division of Law
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Deborah Franco, Esq.
Cullen and Dykman
Garden City Center
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Garden City, NY 11530
dfranco@cullenanddvkman.com

# **BGSS-P**

# PIVOTAL UTILITY HOLDINGS, INC. D/B/A ELIZABETHTOWN GAS NOTICE OF PUBLIC HEARINGS

### TO OUR CUSTOMERS:

On May 30, 2014, Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas ("the Company" or "Elizabethtown"), filed a Petition with the New Jersey Board of Public Utilities ("BPU" or "Board") in Docket No. GR14060538 to review its Periodic Basic Gas Supply Service ("BGSS-P") rate. The Company has petitioned the BPU to decrease its current BGSS-P rate from \$0.6241 per therm to \$0.5045 per therm, a decrease of 10.1% to the typical residential customer using 100 therms.

The proposed rates are subject to BPU approval and may be higher or lower depending on the Board's final determination and the date on which such rates are made effective. The overall percentage change in the affected rate schedule is as follows:

Rate Schedule
Residential Service

Percentage Change (10.1%)

The effect of the Company's filing on typical residential gas bills is illustrated below:

Consumption in				
Therms 10	Present Bill \$19.04	Proposed Bill \$17.85	Proposed Change (\$1,19)	Percent Change (6.3%)
50	\$63.22	\$57.24	(\$5.98)	(9.5%)
100	\$118,44	\$106.48	(\$11.96)	(10.1%)
250	\$284.10	\$254.20	(\$29.90)	(10.5%)

These proposed rates may be subject to a self-implementing rate increase of up to 5% on December 1st and another 5% increase on February 1st, upon 30 days written notice by Elizabethtown to the BPU and the Division of Rate Counsel. Should it become necessary to apply the self-implementing increase, the impact of this increase on December 1st on a typical residential customer using 100 therms per month would be an incremental increase of \$5.32, increasing the proposed bill from \$106.48 to \$111.80. Should it become necessary to apply the self-implementing increase on February 1st, the incremental increase to a typical residential customer using 100 therms per month would be \$5.59, increasing the proposed bill from \$111.80 to \$117.39. Any assistance required by Customers in ascertaining the impact of the proposed rate increase will be provided by the Company on request.

The Board has the statutory authority to establish Elizabethtown's rates at levels it finds just and reasonable as well as to establish the effective date of such rates. Therefore, the BPU may establish the rates at levels and/or an effective date other than those proposed by Elizabethtown.

Copies of the Petition are available for inspection at the Company offices located at 300 Connell Drive, Suite 3000, Berkeley Heights, New Jersey, online at Elizabethtown's website: <a href="www.elizabethtowngas.com">www.elizabethtowngas.com</a>, and at the Board of Public Utilities, 44 South Clinton Avenue, 9th Floor, Trenton, New Jersey.

PLEASE TAKE NOTICE that Public Hearings have been scheduled on the above mentioned Petition at the following times and places:

August 18, 2014 at 4:30 p.m. and 5:30 p.m. Hunterdon County Complex, Route 12, Building #1, Flemington, New Jersey 08822

August 20, 2014 at 4:30 p.m. and 5:30 p.m. Rahway Municipal Council, Court Chambers, City Hall Plaza, Rahway, New Jersey 07065

The public is invited to attend and interested persons will be permitted to testify and/or make a statement of their views on the proposed rates. Information provided at the public hearings will become part of the record of this case and will be considered by the Board in making its decision. In order to encourage full participation in this opportunity for public comment, please submit requests for needed accommodations, including interpreter, listening devices and/or mobility assistance, 48 hours prior to this Hearing. In addition, members of the public may submit written comments concerning the Petition to the BPU regardless of whether they attend the hearing by addressing them to: Kristi Izzo, Secretary, Board of Public Utilities, 44 South Clinton Avenue, 9th Floor, P.O. Box 350, Trenton, New Jersey 08625-0350. Hearings will continue, if necessary, on such additional dates and at such locations as the Office of Administrative Law may designate in order to ensure that all interested persons may be heard.

Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas Brian MacLean – Vice President of Operations



An AGL Resources Company

300 Connell Drive, Suite 3000 Berkeley Heights, NJ 07922

908 289 5000 phone www elizabethtowngas.com

Via FedEx & Electronic Mail

May 30, 2014

Kristi Izzo, Secretary State of New Jersey Board of Public Utilities 44 South Clinton Avenue, 9<sup>th</sup> Floor P.O. Box 350 Trenton, New Jersey 08625-0350

Re: In The Matter Of The Petition Of Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas To Review Its Periodic Basic Gas Supply Service Rate BPU Docket No.

Dear Secretary Izzo:

Enclosed for filing are an original and ten copies of the Petition of Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas ("Elizabethtown" or "Company") to revise its Periodic Basic Gas Supply Service ("BGSS-P") rate, as discussed below. Attached to and made part of the Petition are the testimony and supporting schedules of Company witnesses Thomas Kaufmann and Leonard J. Willey.

The Petition concerns the period October 1, 2014 through September 30, 2015 ("the BGSS Year"). Elizabethtown proposes to decrease its currently effective BGSS-P rate from \$0.6241 per therm to \$0.5045 per therm, inclusive of all taxes. The Company's currently effective BGSS-P rate is in effect on a provisional basis in accordance with a Board Order dated October 16, 2013 issued in BPU Docket No. GR13050433. At the May 21, 2014 agenda meeting, the Board approved an April 25, 2014 Stipulation to make the BGSS-P rate of \$0.6241 final. The issuance of a final Board Order is pending.

As discussed in the testimony attached to Elizabethtown's Petition, the proposed decrease in the BGSS-P rate is due primarily to (i) to lower gas costs, (ii) a more favorable projected balance at the beginning of the BGSS period, and (iii) credits provided to the Company's firm customers as a result of Company's outsourcing of its gas supply and upstream capacity management to Sequent Energy Management L.P. Elizabethtown projects that it will begin the BGSS Year with a gas cost overrecovery balance of approximately \$6.6 million.

Elizabethtown proposes an effective date of October 1, 2014 for the proposed rate change which will decrease the monthly bill of a typical residential customer using 100 therms by \$11.96 from \$118.44 to \$106.48, a decrease of 10.1%. In accordance with the terms of Elizabethtown's BGSS clause, the Company reserves the right to seek to implement provisional increases in its BGSS-P rate of up to 5% of a 100 therm residential total bill to be effective December 1, 2014 and February 1, 2015, if the Company determines that such increases are necessary to permit Elizabethtown to avoid a BGSS underrecovery balance at September 30, 2015.

Please contact the undersigned if you have any questions.

Respectfully submitted,

Thany Etricia texts
Mary Patricia Keefe

Vice President, Regulatory Affairs

cc: Dianne Solomon, President
Joseph L. Fiordaliso, Commissioner
Jeanne M. Fox, Commissioner
Mary-Anna Holden, Commissioner
Jerome May, Director, Division of Energy
Robert Schultheis, Division of Energy
Stefanie A. Brand, Director, Rate Counsel
Attached Service List

# STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES

In The Matter Of The Petition Of Pivotal Utility:

Holdings, Inc. d/b/a Elizabethtown Gas To

Review Its Periodic Basic Gas Supply Service

Rate :

Docket No. GR

**SUMMARY SHEET** 

This Petition presents the request of Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas ("Petitioner") that the Board of Public Utilities approve Petitioner's Periodic Basic Gas Supply Service ("BGSS-P") charge, and grant such other and further relief as described in the Petition.

The Petition proposes to decrease the BGSS-P rate from \$0.6241 per therm to \$0.5045 per therm.

The proposed BGSS-P decrease will decrease the bill of a residential heating customer using 100 therms by \$11.96 from \$118.44 to \$106.48, a decrease of 10.1%.

## IN THE MATTER OF THE PETITION OF PIVOTAL UTILITY HOLDINGS, INC. d/b/a ELIZABETHTOWN GAS TO REVIEW ITS PERIODIC BASIC GAS SUPPLY SERVICE RATE BPU DOCKET NO.

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# IN THE MATTER OF THE PETITION OF PIVOTAL UTILITY HOLDINGS, INC. d/b/a ELIZABETHTOWN GAS TO REVIEW ITS PERIODIC BASIC GAS SUPPLY SERVICE RATE BPU DOCKET NO. \_\_\_\_\_

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# **USF - LIFELINE**

# PIVOTAL UTILITY HOLDINGS, INC. D/B/A ELIZABETHTOWN GAS NOTICE OF PUBLIC HEARINGS

In the Matter of the 2014/2015 Annual Compliance Filing for the Universal Service Fund and Lifeline Program Components Within the Societal Benefits Charge Rate Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:-21.1 Submitted by Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas

BPU Docket No. ER14060613

### TO OUR CUSTOMERS:

TAKE NOTICE that, pursuant to the New Jersey Board of Public Utilities' (Board) Orders dated April 30, 2003, July 16, 2003, June 30, 2004 and June 22, 2005, the State's electric and gas public utilities' Societal Benefits Charges include recovery of funding for the Universal Service Fund (USF) and Lifeline programs through uniform statewide rates. The USF program was established by the Board, pursuant to the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49, et seq., to provide funds to assist qualifying low-income individuals in paying their energy bills.

In its July 16, 2003 Order the Board established statewide rates through which funds for the USF and Lifeline programs are collected from customers of all of the electric and natural gas public utilities in the State through uniform rates, which rates became effective on August 1, 2003. The rates currently in effect were approved by the Board in its Order dated September 18, 2013.

Based upon the results known to date for the 2013/2014 USF program year and the available estimates for the 2014/2015 USF program year, it is anticipated that the USF gas rate should be set to collect approximately \$47.1 million from gas customers on a statewide basis. The July 16, 2003 Order also established the collection of funds to supplement Lifeline based on gas and electric utilities jurisdictional usages. The proposed statewide Lifeline gas rate is based on collecting approximately \$24.9 million from gas customers on a statewide basis for 2014/2015, which incorporates funds for the Work First NJ program.

The changes in rates inclusive of taxes and assessments are as follows: (i) the USF program charge will increase from \$0.0065 to \$0.0111 per therm and (ii) the Lifeline charge will decrease from \$0.0061 to \$0.0059 per therm for a total net increase of \$0.0044 per therm. The revenues received under the proposed USF charge are designed to permit the Company to recover its costs for the USF program only. Actual program costs will be reconciled with the revenues received through the USF program charge in the next scheduled filing to be made no later than July 1, 2015. The revenues received under the proposed Lifeline charge are remitted to the New Jersey Department of Treasury for use in funding the Lifeline and Work First NJ programs. The State of New Jersey's Department of Community Affairs is the Administrator of the USF program and the New Jersey Department of Human Services is the Administrator of the Lifeline and Work First NJ programs and authorizes the disbursement of benefits to eligible customers in the respective programs. The above request will not result in any profit to the Company.

The proposed statewide rates inclusive of taxes and assessments for customers are as follows:

Universal Service/Lifeline Fund Components of the Societal Benefits Charge

	Present	Proposed
USF	\$0.0065	\$0.0111
Lifeline	\$0.0061	\$0.0059

If approved by the Board, the impact of the proposed rate changes on typical monthly residential gas bills for customers taking gas service under the Residential Delivery Service tariff is illustrated below:

## **Rate Impacts**

Consumption in Therms	Present Bill*	Proposed Bill	Change in Bill	Percent Change
10	\$18.42	\$18.46	\$0.04	0.2%
50	\$60.09	\$60.31	\$0.22	0.4%
100	\$112.18	\$112.62	\$0.44	0.4%
250	\$268.45	\$269.55	\$1.10	0.4%

<sup>\*</sup>For Rates in effect on June 1, 2014 inclusive of taxes and assessments.

Stated another way, based on this filing, the bill of a typical residential gas customer using 100 therms per month would increase from \$112.18 to \$112.62, or \$0.44 or 0.4%.

The Board has the statutory authority to establish the USF and Lifeline charges at levels it finds just and reasonable. Therefore, the Board may establish the USF and Lifeline charges at levels other than those proposed by Elizabethtown.

Copies of the Company's June 20, 2014 filing are available for inspection at the Company offices located at 300 Connell Drive, Suite 3000, Berkeley Heights, New Jersey 07922, or online at Elizabethtown's website: www.elizabethtowngas.com, or at the Board of Public Utilities, 44 South Clinton Avenue, 9th Floor, Trenton, NJ.

The following dates, times and locations for public hearings have been scheduled on the above filing so that members of the public may present their views:

August 18, 2014 at 4:30 p.m. and 5:30 p.m. Hunterdon County Route 12 County Complex, Building #1, Flemington, New Jersey 08822

August 20, 2014 at 4:30 p.m. and 5:30 p.m. Rahway Municipal Council, Court Chambers, City Hall Plaza, Rahway, New Jersey 07065

The public is invited to attend and interested persons will be permitted to testify and/or make a statement of their views on the proposed rates. Information provided at the public hearings will become part of the record of this case and will be considered by the Board in making its decision. In order to encourage full participation in this opportunity for public comment, please submit any requests for needed accommodations, including interpreter, listening devices or mobility assistance, 48 hours prior to the hearing. In addition, members of the public may submit written comments concerning the petition to the Board of Public Utilities regardless of whether they attend the hearing by addressing them to: Kristi Izzo, Secretary, Board of Public Utilities, 44 South Clinton Avenue, 9<sup>th</sup> Floor, P. O. Box 350, Trenton, NJ 08625-0350. Hearings will continue, if necessary, on such additional dates and at such locations as the Office of Administrative Law may designate in order to ensure that all interested persons may be heard.

Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas Brian MacLean - Vice President of Operations 300 Connell Drive Suite 3000

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908 289 5000 phone www.elizabethtowngas.com

Via FedEx & Electronic Mail

June 20, 2014

Kristi Izzo, Secretary State of New Jersey Board of Public Utilities 44 South Clinton Avenue, 9<sup>th</sup> Floor Trenton, NJ 08625-0350

Re: In the Matter of the 2014/2015 Annual Compliance Filing for the Universal Service Fund and Lifeline Program Components Within the Societal Benefits Charge Rate Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:-21.1 Submitted by Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas - BPU Docket No.

Dear Secretary Izzo:

Kindly accept for filing in letter form an original and ten copies of the Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas ("Elizabethtown" or "Company") 2014/2015 filing for the Company's Universal Service Fund ("USF") and Lifeline components of its Societal Benefits Charge ("SBC") rate. This filing is made in compliance with the New Jersey Board of Public Utilities' ("Board") Orders in Docket No. EX00020091 dated April 30, 2003, July 16, 2003, June 30, 2004 and June 22, 2005. The change in rates inclusive of taxes and assessments are as follows: (i) the USF gas rate is proposed to increase from \$0.0065 to \$0.0111 per therm, and (ii) the Lifeline gas rate is proposed to decrease from \$0.0061 to \$0.0059 per therm, resulting in a combined USF/Lifeline factor of \$0.0170 per therm, for a total net increase of \$0.0044 per therm. The current rates, effective October 1, 2013, were approved by the Board in its Order dated September 18, 2013 in Docket No. ER13060534.

Based upon the actual results known to date for the 2013/2014 program year and the available estimates for the 2014/2015 program year, the proposed USF gas rate is designed to recover approximately \$47.1 million statewide. The proposed Lifeline gas rate is designed to recover approximately \$24.9 million statewide. The proposed rates are based on available gas jurisdictional usage estimates for 2014/2015. Attachment A of the PSE&G Compliance Filing, in this proceeding, presents the combined data of each of the State's utilities used to develop the proposed USF and Lifeline gas rates. Note that Elizabethtown's therms used to compute statewide rates exclude therms for wholesale sales used to generate electricity per the Senate Bill 2381, P.L. 2011 c.9 ("LCAPP Legislation") signed into law on January 28, 2011.

The Company has appended proposed tariff sheets to reflect the proposed gas USF and Lifeline rates noted above as Attachment A. The proposed rates are designed to recover Elizabethtown's portion of the above-referenced 2014/2015 statewide total USF and Lifeline programs. Also enclosed is a proposed form of Notice of Public Hearings as Attachment B.

The proposed statewide rate changes inclusive of taxes and assessments are as follows:

	Present	Proposed
USF	\$0.0065	\$0.0111
Lifeline	\$0.0061	\$0.0059

The impact of the proposed rate changes on typical monthly residential gas bills for customers taking gas service under the Residential Delivery Service tariff are as follows:

Consumption in Therms	Present Bill*	Proposed Bill	Change in Bill	Percent Change
10	\$18.42	\$18.46	\$0.04	0.2%
50	\$60.09	\$60.31	\$0.22	0.4%
100	\$112.18	\$112.62	\$0.44	0.4%
250	\$268.45	\$269.55	\$1.10	0.4%

<sup>\*</sup>For Rates in effect on June 1, 2014 inclusive of taxes and assessments.

Accordingly, the Company respectively requests that the Board issue an Order approving the proposed statewide gas USF and Lifeline rates as shown in the proposed tariff sheets appended hereto as Attachment A effective for gas service rendered on and after October 1, 2014.

If you have any questions concerning the above, please contact Thomas Kaufmann at 908-771-8225.

Respectfully submitted,

|s| Mary Patricia Keefe

Mary Patricia Keefe, Esq. Vice President, Regulatory Affairs

cc: Service List (electronically)

# PIVOTAL UTILITY HOLDINGS, INC. D/B/A ELIZABETHTOWN GAS 2014/2015 ANNUAL COMPLIANCE FILING FOR THE UNIVERSAL SERVICE FUND AND LIFELINE PROGRAM COMPONENTS WITHIN THE SOCIETAL BENEFITS CHARGE RATE BPU DOCKET NO. \_\_\_\_\_

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# PIVOTAL UTILITY HOLDINGS, INC. D/B/A ELIZABETHTOWN GAS 2014/2015 ANNUAL COMPLIANCE FILING FOR THE UNIVERSAL SERVICE FUND AND LIFELINE PROGRAM COMPONENTS WITHIN THE SOCIETAL BENEFITS CHARGE RATE BPU DOCKET NO.

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