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BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

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BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

November 16, 2018

**VIA HAND DELIVERY AND EMAIL TO Dianne.Solomon@bpu.nj.gov**

The Honorable Dianne Solomon  
New Jersey Board of Public Utilities  
44 S. Clinton Ave., 3rd Fl. Ste. 314  
P.O. Box 350  
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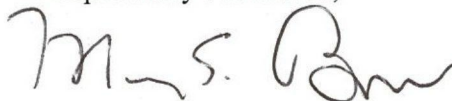
**Re: Public Service Electric And Gas Company – In the Matter of the Petition of Public Service Electric And Gas Company For Approval of Its Clean Energy Future – Energy Efficiency (“CEF-EE”) Program on a Regulated Basis**  
**BPU Docket Nos. EO18101113**  
**GO18101112**

Dear Commissioner Solomon:

This firm represents Google, LLC (“Google”) in the above-referenced matter. Enclosed for filing, please find an original and two copies of Google’s Motion to Intervene as a Participant in this matter.

Thank you and please do not hesitate to contact me should you have any questions or concerns.

Respectfully submitted,



Murray E. Bevan

Enclosures

Cc: Service List

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*M. Lupo, Esq.*  
*A. Hart, Esq.*  
*D. Krogman*  
*S. Peterson*

*I/M/O* the Petition of PSE&G for Approval of its Clean Energy Future – Energy Efficiency (“CEF-EE”)  
Program on a Regulated Basis  
BPU Docket Nos. GO18101112 & EO10121113

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**STATE OF NEW JERSEY  
BOARD OF PUBLIC UTILITIES**

RECEIVED  
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BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

IN THE MATTER OF THE PETITION OF :  
PUBLIC SERVICE ELECTRIC AND GAS :  
COMPANY FOR APPROVAL OF ITS :  
CLEAN ENERGY FUTURE – ENERGY : BPU Docket Nos. EO18101113  
EFFICIENCY (“CEF-EE”) PROGRAM ON : GO18101112  
A REGULATED BASIS :

**MOTION TO INTERVENE OF  
GOOGLE, LLC**

Google, LLC (“Google”) hereby moves before the New Jersey Board of Public Utilities (“Board”), pursuant to N.J.A.C. 1:1-16.1 et seq., to permit Google to intervene as a participant in the above-captioned proceeding with all of those rights and obligations typically afforded to a participant in such proceedings. In support of its motion, Google states as follows:

1. On October 11, 2018, Public Service Electric and Gas Company (“PSE&G”) initiated the above-captioned proceeding by filing a Petition requesting Approval of its Clean Energy Future – Energy Efficiency (the “CEF-EE Petition”). The CEF-EE Petition requests approval of a six-year, \$2.5 billion investment into 22 distinct subprograms spanning residential and commercial customers in New Jersey, designed to achieve New Jersey’s ambitious energy efficiency goals.

2. Google is a multinational technology company and developer of the Nest Learning Thermostat and the Nest Thermostat E, two of the leading smart home thermostats available in the

United States. Nest thermostats incorporate numerous features which help consumers reduce their energy consumption for heating and cooling and the Nest Learning Thermostat was the very first thermostat to be certified by the U.S. Environmental Protection Agency (“EPA”) under its Energy Star Smart Thermostat designation.<sup>1</sup>

3. In addition to being able to save consumers on their heating and cooling consumption, Nest thermostats are also used by utilities across the country for demand response on hot summer afternoons through the Nest Rush Hour Rewards program. Customers participating in Rush Hour Rewards agree to let their household temperature rise a few degrees on selected days when the utility is concerned about system reliability in return for a payment or bill credit to the customer. Overall, dozens of gas and electric utilities across North America provide financial incentives to their customers for smart thermostats in order to meet their energy efficiency and demand response goals.

4. PSE&G currently offers a rebate to its residential gas and electric customers who purchase smart thermostats as part of their Smart Thermostat Subprogram as part of their EE 17 Program that was approved by the BPU last year. That Subprogram also included a low-income pilot program to install smart thermostats in low-income multi-family buildings.<sup>2</sup>

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<sup>1</sup> [https://www.energystar.gov/productfinder/product/certified-connected-thermostats/results?scrollTo=3255&search\\_text=&ct\\_device\\_brand\\_name\\_isopen=&brand\\_name\\_isopen=&markets\\_filter=United+States&zip\\_code\\_filter=&product\\_types=Select+a+Product+Category&sort\\_by=brand\\_name&sort\\_direction=asc&currentZipCode=20147&page\\_number=1&lastpage=0](https://www.energystar.gov/productfinder/product/certified-connected-thermostats/results?scrollTo=3255&search_text=&ct_device_brand_name_isopen=&brand_name_isopen=&markets_filter=United+States&zip_code_filter=&product_types=Select+a+Product+Category&sort_by=brand_name&sort_direction=asc&currentZipCode=20147&page_number=1&lastpage=0)

<sup>2</sup> I/M/O the Petition of Public Service Electric and Gas Company for Approval of its Energy Efficiency 2017 Program and Recovery of Associated Costs (“EE 17 Program”), Order Adopting Stipulation, Docket No. EO17030196, August 23, 2017.

5. The CEF-EE Petition proposes, in part, to continue to provide rebates to residential customers for smart thermostats in the Residential Efficient Products Subprogram thereby furthering the state's goal of reducing energy costs for its citizens.

6. PSE&G also proposes to enlarge its Income Eligible program to help lower income customers save on their gas and electric bills and that program will also include the direct installation of smart thermostats.

7. In addition, PSE&G proposes other subprograms, such as the Smart Home Pilot Subprogram, to "test new and innovative smart home concepts," ultimately furthering the State's energy efficiency goals by involving homeowners on an individual and customized basis. Google is one of the industry leaders in smart home technology.

8. N.J.A.C. 1:1-16.6(a) provides the standard for participation in a proceeding before this Board. The party seeking to participate must show that it has a significant interest in the outcome of the case. In granting a motion to intervene, the Board must consider whether the participant's interest is likely to add constructively to the case without causing undue delay or confusion. *See* N.J.A.C. 1:1-16.6(b).

9. Google has a significant interest in the outcome of this proceeding. As a leading developer of smart technology, including Nest smart thermostats, the programs proposed by PSE&G will likely involve deployment of Google products and services. Google already participates in energy efficiency programs with PSE&G and believes that the subprograms proposed by PSE&G in the CEF-EE Petition will enlarge this opportunity and bring further benefits to customers in New Jersey.

10. Second, Google's participation will add constructively to this case. Google will participate in discussions with the parties in this matter to explain how its technology can assist PSE&G and the state in reaching its energy efficiency goals.

11. Finally, intervention by Google will not cause confusion or delay the conclusion of this proceeding. Google is filing for intervention pursuant to the terms of the Board's Order. Google's intervention will clarify certain issues and contribute to the development of a complete record based on its unique, significant interests. Moreover, Google will not seek to delay the proceeding in any manner.

12. The Certification of Richard H. Counihan is attached hereto certifying that the facts and statements herein are true and accurate to the best of his knowledge and belief.

13. All communications and correspondence concerning this proceeding should be directed to:

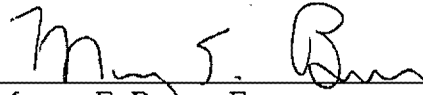
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In addition to the foregoing, Google submits that fundamental fairness and due process require that the Board grant its Motion to Intervene as a Participant in the above matter and to grant such further relief as it deems is just, reasonable and proper.



Pursuant to N.J.A.C. 1:1-16.1 et seq., Google respectfully requests that it be permitted to intervene, as a participant, in this proceeding.

Respectfully submitted,



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Attorneys for Google, LLC

Dated: November 16, 2018

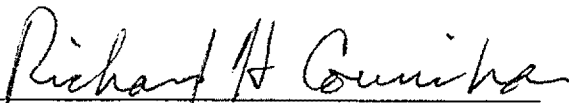
**STATE OF NEW JERSEY  
BOARD OF PUBLIC UTILITIES**

IN THE MATTER OF THE PETITION OF :  
PUBLIC SERVICE ELECTRIC AND GAS :  
COMPANY FOR APPROVAL OF ITS :  
CLEAN ENERGY FUTURE – ENERGY : BPU Docket Nos. EO18101113  
EFFICIENCY (“CEF-EE”) PROGRAM ON : GO18101112  
A REGULATED BASIS :

**CERTIFICATION OF RICHARD H. COUNIHAN**

Richard H. Counihan, of full age and upon my oath, deposes and says:

1. I am Richard H. Counihan, Head, Energy Regulatory Affairs at Google, LLC.
2. I am authorized to make this statement on behalf of Google, LLC.
3. I have received the attached Motion to Intervene as a Participant and certify that the facts set forth therein are true and accurate to the best of my knowledge and belief.

  
Richard H. Counihan

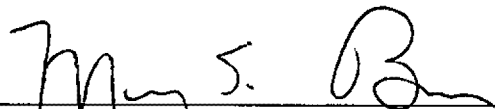
Dated: November 16, 2018

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COMPANY FOR APPROVAL OF ITS	:	
CLEAN ENERGY FUTURE – ENERGY	:	BPU Docket Nos. EO18101113
EFFICIENCY (“CEF-EE”) PROGRAM ON	:	GO18101112
A REGULATED BASIS	:	

**CERTIFICATION**

Pursuant to R. 1:4-4(c), I am an attorney-at-law duly admitted to practice in the State of New Jersey, certify that Richard H. Counihan has acknowledged that the signature on the electronic transmission is his signature. I further certify that the original document bearing the original signature will be filed if requested by the Board or any party to this proceeding.

  
\_\_\_\_\_  
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Dated: November 16, 2018

**STATE OF NEW JERSEY**  
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PUBLIC SERVICE ELECTRIC AND GAS	:	
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CLEAN ENERGY FUTURE – ENERGY	:	BPU Docket Nos. EO18101113
EFFICIENCY (“CEF-EE”) PROGRAM ON	:	GO18101112
A REGULATED BASIS	:	

**CERTIFICATION OF SERVICE**

I certify that on this 16th day of November, 2018, I caused an original and two (2) copies of Google, LLC’s Motion to Intervene as a Participant to be served by way of hand delivery upon the following individual:

The Honorable Diane Solomon  
New Jersey Board of Public Utilities  
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P.O. Box 350  
Trenton, NJ 08625-0350  
Dianne.solomon@bpu.nj.gov

I further certify that I caused one (1) copy of the aforementioned document to be served upon the following individuals by electronic mail or regular mail:

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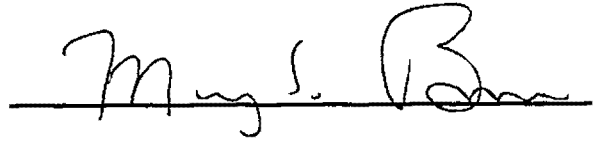
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A handwritten signature in black ink, appearing to read "Murray E. Bevan", is written over a horizontal line.

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