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FORWARD
CASE MANAGEMENT

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JUN 20 2019

BOARD OF PUBLIC UTILITIES
TRENTON, NJ

BOARD OF PUBLIC UTILITIES
TRENTON, NJ



June 19, 2019

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 No. GO18101112 and EO18101113

RECEIVED
CASE MANAGEMENT

VIA ELECTRONIC AND OVERNIGHT DELIVERY

JUN 20 2019

BOARD OF PUBLIC UTILITIES
TRENTON, NJ

Aida Camacho-Welch, Secretary
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Trenton, New Jersey 08625

Dear Secretary Camacho-Welch:

Enclosed please find the original and ten copies of a Stipulation to Extend the 180-Day Period for Decision that has been executed by all parties to the above-referenced proceeding. Thank you for your consideration and review.

Respectfully submitted,

A handwritten signature in blue ink, appearing to be "J. Incardone", written in a cursive style.

Justin B. Incardone

cc: Commissioner Dianne Solomon (via overnight delivery)
Service List (via e-mail)

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RECEIVED
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JUN 20 2019

STATE OF NEW JERSEY
BOARD OF PUBLIC UTILITIES

BOARD OF PUBLIC UTILITIES

IN THE MATTER OF THE PETITION OF) STIPULATION TO EXTEND THE
PUBLIC SERVICE ELECTRIC AND GAS) 180-DAY PERIOD FOR DECISION
COMPANY FOR APPROVAL OF ITS)
CLEAN ENERGY FUTURE-ENERGY EFFICIENCY) BPU Docket Nos. GO18101112 and
PROGRAM ON A REGULATED BASIS) EO18101113

APPEARANCES:

Joseph F. Accardo, Jr., Esq., Vice President, Regulatory and Deputy General Counsel, **Matthew M. Weissman, Esq.**, General State Regulatory Counsel, and **Justin B. Incardone, Esq.**, Associate General Regulatory Counsel for the Petitioner, Public Service Electric and Gas Company

Felicia Thomas-Friel, Esq., Deputy Rate Counsel, **Sarah Steindel, Esq.**, Assistant Deputy Rate Counsel, **Kurt Lewandowski, Esq.**, Assistant Deputy Rate Counsel and **Maura Caroselli, Esq.**, Assistant Deputy Rate Counsel for the New Jersey Division of Rate Counsel (**Stefanie A. Brand, Esq.**, Director)

Emma Xiao, Esq., Deputy Attorney General, for the Staff of the New Jersey Board of Public Utilities (**Gurbir S. Grewal**, Attorney General of New Jersey)

Aaron Kleinbaum, Esq. and **Daniel Greenhouse, Esq.**, Eastern Environmental Law Center, for Environment New Jersey, Sierra Club, Environmental Defense Fund, New Jersey League of Conservation Voters and Natural Resources Defense Council

Laura N. Solomon, Esq., Laura Solomon and Associates for the Keystone Energy Efficiency Alliance

Steven Goldenberg, Esq., Giordano Halleran & Ciesla, P.A. for the New Jersey Large Energy Users Coalition

TO THE HONORABLE BOARD OF PUBLIC UTILITIES:

1. On October 11, 2018, Public Service Electric and Gas Company ("PSE&G" or the "Company") filed a Petition with the New Jersey Board of Public Utilities ("Board" or "BPU") requesting approval of the Clean Energy Future – Energy Efficiency ("CEF-EE Program") and associated rate recovery mechanism pursuant to N.J.S.A. 48:3-98.1 *et seq.* The CEF-EE Program seeks to expand PSE&G's energy efficiency offerings in its service territory.

2. Commissioner Dianne Solomon was designated as the presiding officer by Board Order dated October 29, 2018. See Order Designating Commissioner, October 29, 2018.

3. After the Company made a supplemental filing on January 7, 2019, Board Staff notified PSE&G by letter dated January 9, 2019 that it had reviewed the Petition and determined it was administratively complete. Therefore, the Board's 180-day review period under N.J.S.A. 48:3-98.1 commenced on January 7, 2019, with an expiration date of July 6, 2019.

4. Commissioner Solomon entered a procedural schedule by Order dated January 22, 2019. See Prehearing Order Setting Procedural Schedule and Ruling on Motions to Participate and Intervene.

5. The parties engaged in extensive discovery and participated in settlement and discovery conferences, as well as public hearings.

6. Evidentiary hearings were conducted on May 1 and 2, 2019 before Commissioner Solomon. During the evidentiary hearings, the parties introduced their respective pre-filed testimonies and exhibits, all discovery responses were moved into evidence, New Jersey Division of Rate Counsel witnesses presented sur-rebuttal testimony, and witnesses were cross-examined. Post-hearing briefs were submitted on May 17, 2019 (initial) and May 29, 2019 (reply).

7. While the parties are discussing settlement, they anticipate that those discussions will not be complete before the July 6, 2019 deadline for decision. Thus, the parties have agreed on a forty-five (45) day extension of the July 6, 2019 deadline for Board action, until August 19, 2019, in order to allow for further settlement discussions and potential resolution of this filing.

Accordingly, the parties hereby **STIPULATE AND AGREE** as follows:

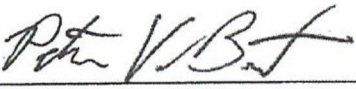
8. The parties, pursuant to N.J.S.A. 48:2-21.3, have agreed to extend the 180-day period for Board action on PSE&G's Petition, required under N.J.S.A. 48:3-98.1, with a new deadline for Board action on the Petition to be no later than August 19, 2019.

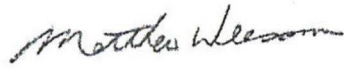
9. This Stipulation represents a mutual balancing of interests, contains interdependent provisions, and, therefore, is intended to be accepted and approved in its entirety. In the event any particular aspect of this Stipulation is not accepted and approved in its entirety by the Board, any of the parties aggrieved thereby shall not be bound to proceed with this Stipulation and shall have the right to litigate all issues addressed herein to a conclusion. More particularly, in the event this Stipulation is not adopted in its entirety by the Board, in any applicable Order(s), then any of the undersigned parties hereto is free to pursue its then available legal remedies with respect to all issues addressed in this Stipulation as though this Stipulation had not been signed.

WHEREFORE, the parties hereto do respectfully submit this Stipulation and request that the Board issue a Decision and Order approving an extension for Board action to no later than August 19, 2019.

GURBIR S. GREWAL
ATTORNEY GENERAL OF NEW JERSEY
Attorney for the Staff of the New Jersey
Board of Public Utilities

PUBLIC SERVICE ELECTRIC AND
GAS COMPANY

By: 
Peter Van Brunt, Esq.
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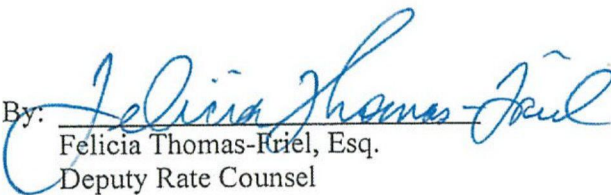
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Matthew M. Weissman, Esq.
General State Regulatory Counsel

Dated: June 19, 2019

Dated: June 18, 2019

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Dated: June 19, 2019

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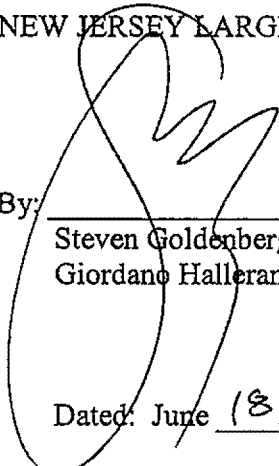
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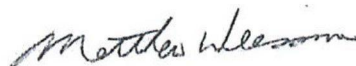
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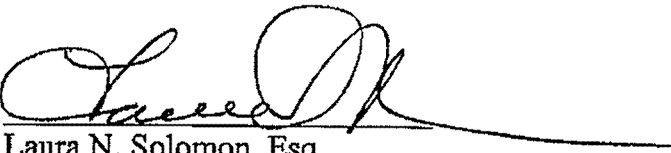
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