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BOARD OF PUBLIC UTILITIES  
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February 23, 2015

**VIA ELECTRONIC AND REGULAR MAIL**

The Honorable Kenneth Sheehan  
Secretary, New Jersey Board of Public Utilities  
44 South Clinton Avenue, 9<sup>th</sup> Floor  
Post Office Box 350  
Trenton, NJ 08625-0350  
[kenneth.sheehan@bpu.state.nj.us](mailto:kenneth.sheehan@bpu.state.nj.us)

***Re: In the Matter of the Verified Petition of the Retail Energy Supply Association for Board-Approved Mechanism for Third Party Suppliers to Recover Incremental Costs Incurred as a Result of PJM's Capacity Performance Proposal, Docket No. EW15010092***

Dear Secretary Sheehan:

On behalf of our client, the Retail Energy Supply Association ("RESA"),<sup>1</sup> please accept this letter regarding the Motion to Intervene (the "Motion") of Atlantic City Electric Company, Jersey Central Power & Light Company, Public Service Electric and Gas Company and Rockland Electric Company (collectively "the EDCs") in the above referenced proceeding

<sup>1</sup> RESA's members include: AEP Energy, Inc.; Champion Energy Services, LLC; Consolidated Edison Solutions, Inc.; Constellation NewEnergy, Inc.; Direct Energy Services, LLC; GDF SUEZ Energy Resources NA, Inc.; Homefield Energy; IDT Energy, Inc.; Integrys Energy Services, Inc.; Interstate Gas Supply, Inc. dba IGS Energy; Just Energy; Liberty Power; MC Squared Energy Services, LLC; Mint Energy, LLC; NextEra Energy Services; Noble Americas Energy Solutions LLC; NRG Energy, Inc.; PPL EnergyPlus, LLC; Stream Energy; TransCanada Power Marketing Ltd. and TriEagle Energy, L.P. The comments expressed in this filing represent only those of RESA as an organization and not necessarily the views of each particular RESA member.

Case Mgmt  
J. Reitzman  
C. Vachier  
Energy

regarding RESA's Petition for Formal Hearing and Order (the "Petition") before the Board of Public Utilities (the "Board").

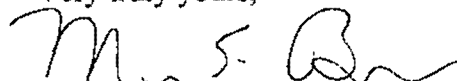
RESA believes that the EDCs meet the standards for intervention under N.J.A.C. 1:1-16.3(a) and does not oppose the EDCs' Motion. Indeed, RESA fully anticipated that the EDCs would participate in this proceeding. RESA is disappointed, however, that the EDCs filed the Motion instead of filing a substantive answer to RESA's Petition within twenty days of receipt, pursuant to the Board's Rules of Practice at N.J.A.C. 14:1-1 et seq. (the "Rules"). As opposed to setting forth their disputes to claims in the Petition or statements concerning the Petition as set forth in the Rules and the Board's published Procedures, the EDCs merely argued that they should be parties to the proceeding. RESA does not disagree, but is concerned that the Motion will actually prolong resolution of this proceeding.

RESA is eager for the Board to review the substantive issues raised in the Petition and requests that the Board not allow the EDCs' Motion to cause additional delays. RESA fully believes that the relief requested is necessary and must be granted as soon as possible for the reasons set forth in the Petition. RESA would, therefore, encourage the Board to direct parties with disputes to claims in the Petition or statements concerning the Petition to file them with the Board as expeditiously as possible. The twenty day period for answers under the Rules has already passed as of February 10, 2015, but RESA submits that the Board should direct parties to file answers within ten (10) days of receiving this letter. RESA would then have an additional ten (10) days to reply to the answers pursuant to the Rules.

The Hon. K. Sheehan  
February 23, 2015  
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Please do not hesitate to contact me with any questions. Thank you.

Very truly yours,

  
Murray E. Bevan

cc: Attached Service List

**In the Matter of the Verified Petition of the Retail Energy Supply Association for  
Board-Approved Mechanism for Third Party Providers to Recover Incremental Costs  
Incurred as a Result of PJM's Capacity Performance Proposal**

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Docket No. \_\_\_\_\_

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