



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

ENERGY

IN THE MATTER OF THE VERIFIED PETITION OF)
 JERSEY CENTRAL POWER & LIGHT COMPANY)
 ("JCP&L") AND MID-ATLANTIC INTERSTATE)
 TRANSMISSION, LLC ("MAIT") FOR: (1) APPROVAL)
 OF THE TRANSFER OF ITS TRANSMISSION ASSETS)
 TO MAIT PURSUANT TO N.J.S.A. 48:3-7; (2))
 APPROVAL OF A LEASE OF JCP&L'S REAL)
 PROPERTY AND THE REAL PROPERTY RIGHTS)
 ASSOCIATED WITH ITS TRANSMISSION ASSETS TO)
 MAIT PURSUANT TO N.J.S.A. 48:3-7; (3) APPROVAL)
 OF A MUTUAL ASSISTANCE AGREEMENT)
 PURSUANT TO N.J.S.A. 48:3-7.1; AND (4) A)
 DECLARATION THAT MAIT WILL BE DEEMED A)
 PUBLIC UTILITY FOR, *inter alia*, THE PURPOSES OF)
 SITING AUTHORITY UNDER N.J.S.A. 40:55D-19 AND)
 EMINENT DOMAIN AUTHORITY PURSUANT TO)
N.J.S.A. 48:3-17.6 et. seq.

ORDER ON MOTION FOR
 ADMISSION PRO HAC VICE
 OF PAUL F. FORSHAY,
 ESQ.

DOCKET NO. EM15060733

-and-

IN THE MATTER OF THE VERIFIED PETITION OF)
 JERSEY CENTRAL POWER AND LIGHT COMPANY)
 FOR AUTHORIZATION PURSUANT TO N.J.S.A. 48:3-
7.2 FOR APPROVAL TO PARTICIPATE IN THE)
 FIRSTENERGY CORP. INTRASYSTEM MONEY POOL)

DOCKET NO. EF02030185

Gregory Eisenstark, Esq., Jersey Central Power and Light Co.
Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel
Hesser McBride, Esq., Public Service Electric and Gas Co.
Steven S. Goldenberg, Esq., New Jersey Large Energy Users Coalition

BY PRESIDENT MROZ:

On June 19, 2015, Jersey Central Power and Light Company ("JCP&L") and the Mid-Atlantic Interstate Transmission, LLC ("MAIT") filed a joint petition requesting various approvals from the New Jersey Board of Public Utilities ("Board") related to the proposed transfer of JCP&L's transmission assets to MAIT, including approval of leases pertaining to real property and real

property rights associated with the transmission assets, approval of a mutual assistance agreement between JCP&L and MAIT, and a declaration that MAIT will be deemed a public utility in New Jersey for certain purposes. JCP&L is also requesting that the Board approve the addition of MAIT as a participant in the FirstEnergy Corp. Intrasystem Utility Money Pool.

By Order dated August 19, 2015 ("August 19 Order"), the Board retained this matter for hearing and I was designated as the Presiding Officer with the authority to establish and modify schedules, decide all motions and otherwise control the conduct of this case, subject to Board ratification. Additionally, the August 19 Order set September 18, 2015 as the deadline to file motions to intervene or participate in this matter.

By Order dated October 7, 2015, I outlined the procedural schedule for this matter. The public hearing was set for October 26, 2015 in Morristown, NJ and the evidentiary hearings were set for February 23, 25, 26, and 29 and March 4, 2016 in Trenton, NJ.

By Order dated October 16, 2015 ("October 16 Order"), I granted participation status to Atlantic City Electric Company and Rockland Electric Company, limited to the right to argue orally and file a statement or brief. In the October 16 Order I also granted intervenor status to the New Jersey Large Energy Users Coalition ("NJLEUC") and Public Service Electric and Gas Co., finding each company met the standards for intervention as each has an interest that is not represented by another party.

THE MOTION:

New Jersey Large Energy Users Coalition

By motion dated August 4, 2015, NJLEUC, via Mr. Steven S. Goldenberg, Esq., moved for the admission pro hac vice of Paul F. Forshay, Esq. NJLEUC is an association whose members include large volume electric customers serviced by JCP&L. NJLEUC was formed, in part, to monitor regulatory proceedings involving the State's electric and natural gas utilities, including JCP&L.

An amended motion was submitted on October 19, 2015, and included a sworn affidavit by Mr. Forshay.

Mr. Goldenberg states that Mr. Forshay, is a member in good standing admitted to the bar of the District of Columbia, and has had significant experience representing the interests of large end-use customers, and that he has an attorney-client relationship with NJLEUC. By his affidavit, Mr. Forshay represented that he is associated with Mr. Goldenberg as New Jersey counsel of record, NJLEUC has requested his representation in this matter, and that he specializes in the areas of law at issue in this proceeding, including but not limited to issues arising under the Federal Power Act, Federal Energy Regulatory Commission transmission policies and ratemaking, and PJM operations. Mr. Forshay submitted proof that he has paid the fees required by R. 1:20-1(b) and 1:28-2, and he agrees to abide by the other requirements for admission pro hac vice.

I have reviewed NJLEUC's motion and the supporting affidavits of Mr. Goldenberg and Mr. Forshay. I agree that this proceeding involves a complex field of law, and I am persuaded that Mr. Forshay specializes in this area and has an attorney-client relationship with NJLEUC.

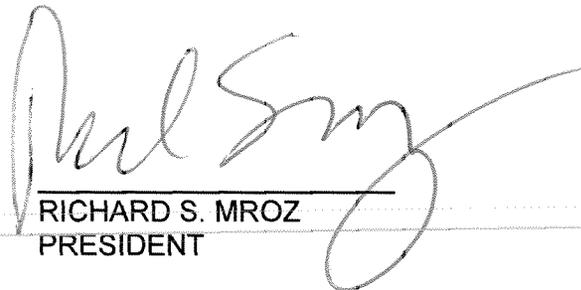
Having received no objections to the motion after due notice to the parties, I FIND that Mr. Forshay has satisfied the conditions for admission pro hac vice, has submitted to the Board proof of payment to the New Jersey Lawyers' Fund for Client Protection of the fees required by R. 1:20-1(b) and 1:28-2, and therefore, he **IS HEREBY ADMITTED** to practice before the Board pro hac vice in this matter provided that he shall:

- (1) abide by the Board's rules and all applicable New Jersey court rules, including all disciplinary rules;
- (2) consent to the appointment of the Clerk of the Supreme Court as agent upon whom service of process may be made for all actions against each of them that may arise out of his participation in this matter;
- (3) notify the Board immediately of any matter affecting his standing at the bar of any other jurisdiction; and
- (4) have all pleadings, briefs and other papers filed with the Board signed by an attorney of record authorized to practice in this State, who shall be held responsible for them and for the conduct of this cause and the admitted attorney therein.

I **HEREBY DIRECT** Staff to post this Order on the Board's website and serve a copy of the Order to the service list electronically.

This ruling is provisional and subject to ratification or other alteration by the Board as it deems appropriate during the proceeding in this matter.

DATED: October 26, 2015



RICHARD S. MROZ
PRESIDENT

IN THE MATTER OF THE VERIFIED PETITION OF JERSEY CENTRAL POWER & LIGHT COMPANY ("JCP&L") AND MID-ATLANTIC INTERSTATE TRANSMISSION, LLC ("MAIT") FOR: (1) APPROVAL OF THE TRANSFER OF ITS TRANSMISSION ASSETS TO MAIT PURSUANT TO N.J.S.A. 48:3-7; (2) APPROVAL OF A LEASE OF JCP&L's REAL PROPERTY AND THE REAL PROPERTY RIGHTS ASSOCIATED WITH ITS TRANSMISSION ASSETS TO MAIT PURSUANT TO N.J.S.A. 48:3-7; (3) APPROVAL OF A MUTUAL ASSISTANCE AGREEMENT PURSUANT TO N.J.S.A. 48:3-7.1; AND (4) A DECLARATION THAT MAIT WILL BE DEEMED A PUBLIC UTILITY FOR, *inter alia*, THE PURPOSES OF SITING AUTHORITY UNDER N.J.S.A. 40:55D-19 AND EMINENT DOMAIN AUTHORITY PURSUANT TO N.J.S.A. 48:3-17.6 et. seq.

-and-

IN THE MATTER OF THE VERIFIED PETITION OF JERSEY CENTRAL POWER AND LIGHT COMPANY FOR AUTHORIZATION PURSUANT TO N.J.S.A. 48:3-7.2 FOR APPROVAL TO PARTICIPATE IN THE FIRSTENERGY CORP. INTRASYSTEM MONEY POOL

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