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CASE MANAGEMENT

OCT 24 2018

BOARD OF PUBLIC UTILITIES
TRENTON, NJ

October 23, 2018



**In the Matter of the Implementation of L. 2018, c.16 Regarding the Establishment of a
Zero Emission Certificate Program for Eligible Nuclear Power Plants**

BPU Docket No. EO18080899

VIA ELECTRONIC DELIVERY & OVERNIGHT MAIL

Aida Camacho-Welch, Secretary
New Jersey Board of Public Utilities
44 South Clinton Avenue, Suite 314
P.O. Box 350
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BOARD OF PUBLIC UTILITIES
TRENTON, NJ

Dear Secretary Camacho-Welch:

Enclosed are an original and ten of Public Service Electric and Gas Company's ("PSE&G"), PSEG Power LLC's and PSEG Nuclear LLC's Motion to Intervene in the above-captioned proceeding.

By copy of this letter, copies of the motion are being forwarded on this date via electronic mail to all persons whose name appears on the attached Service List.

Thank you for your anticipated courtesies.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Joseph F. Accardo Jr.", written in a cursive style.

Joseph F. Accardo Jr., Esq.

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list copied

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BOARD OF PUBLIC UTILITIES
TRENTON, NJ

STATE OF NEW JERSEY
BOARD OF PUBLIC
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BOARD OF PUBLIC UTILITIES
TRENTON, NJ

In the Matter of the Implementation of L. 2018,)
c.16 Regarding the Establishment of a Zero) BPU Docket No. E018080899
Emission Certificate Program for Eligible Nuclear)
Power Plants)

**MOTION TO INTERVENE OF PUBLIC SERVICE ELECTRIC
AND GAS COMPANY, PSEG POWER LLC
AND PSEG NUCLEAR LLC**

Public Service Electric and Gas Company ("PSE&G"), PSEG Power LLC ("PSEG Power") and PSEG Nuclear LLC ("PSEG Nuclear") (collectively the "PSEG Companies") hereby move to intervene in the above-captioned proceedings with full rights as a party. In support of whereof, the PSEG Companies state as follows:

1. All communications and correspondence concerning this proceeding should be addressed to:

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2. On May 23, 2018, Governor Murphy signed into law 2018, c. 16, (the "Act") which, among other things, requires the Board to create a Zero emission Certificate "ZEC" program and determine which nuclear energy generators will be eligible to receive ZEC payments under the program. The Act requires the Board to convene several separate proceedings to establish the ZEC program, develop an application process to determine the eligibility of applicant nuclear plants to obtain ZECs, certify and rank eligible nuclear plants in order to receive ZECs, and establish a mechanism for the New Jersey electric distribution companies to purchase ZECs from the selected nuclear plants. The Act requires each New Jersey electric distribution company to file a tariff to recover the \$0.004/kwh non-bypassable ZEC charge from its retail distribution customers.

3. The instant proceedings involve the creation of the application process for nuclear plans that wish to be considered as ZEC recipients. The PSEG Companies participated in the three public hearings held on this matter, and PSE&G and PSEG Power supplied written comments on October 22, 2018 in accordance with the Board's September 11, 2018 notice.

4. PSE&G is an electric distribution company subject to the requirements of the Act. Further, as indicated at the public hearings and in the October 22, 2018 comments filed by PSE&G and PSEG Power in this matter, PSEG Nuclear, a wholly owned direct subsidiary of PSEG Power, intends to file an application for the receipt of ZECs for the three nuclear units it operates at its Hope Creek and Salem plant sites.

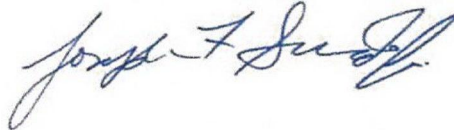
5. *N.J.A.C. 1:1-16.1* provides that "[a]ny person or entity not initially a party ... who will be substantially, specifically and directly affected by the outcome of a contested case, may on motion, seek leave to intervene." Given their respective interests, each of the PSEG Companies satisfies this requirement. Each company has a unique interest that cannot be

represented by any other party so that they will be in a position to add measurably and constructively to this proceeding. In addition, their participation will not add to the prospect of confusion or cause undue delay.

6. WHEREFORE, pursuant to the Act and N.J.A.C. 1:1-16.1, et seq., the PSEG Companies each respectfully requests that (i) it be permitted to intervene, with full procedural and substantive rights, in all proceedings convened by the Board to implement the Act; and (ii) the Board grant the relief requested, and any other and further relief deemed appropriate in the circumstances.

Respectfully submitted,

PUBLIC SERVICE ELECTRIC AND GAS COMPANY



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DATED: October 23, 2018