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CASE MANAGEMENT

DEC 11 2018

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*12/12/18*



BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

December 10, 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:

Please accept for filing an original and ten (10) copies of this letter on behalf of PSEG Nuclear ("PSEG" or "the PSEG applicants") in connection with the above-referenced Zero Emissions Certificate ("ZEC") matter. PSEG submits this letter to the Board of Public Utilities ("BPU" or "Board") in response to the December 6, 2018 letter from Division of Rate Counsel ("Rate Counsel").

PSEG will be submitting applications in the ZEC proceeding with respect its three nuclear generation units: (1) Salem 1; (2) Salem 2; and (3) Hope Creek. In that regard, the PSEG applicants are in the process of completing applications for each of these units consistent with the Board's November 19, 2018 Order promulgating the ZEC application. ZEC applicants have had the opportunity to ask clarifying questions about the application process; PSEG has availed itself of that opportunity, and the Board has posted responses to those questions on its website.

In its letter, Rate Counsel suggests a process that applicants should utilize for service upon all parties and participants in the ZEC proceeding. To adequately complete the application, ZEC applicants are required to provide an extensive amount of data and documents. Multiple components of the application require extensive historical information (e.g., SEC filings), and the PSEG applicants want to ensure all information requested is being produced. As the PSEG applicants will be submitting an individual application for each plant, PSEG anticipates that sum of submissions for all three units will be quite voluminous, as set forth in more detail below. Given that volume, and in the interest of regulatory economy, the PSEG applicants propose an alternative to the process suggested by Rate Counsel, which sufficiently provides the BPU, each party to the proceeding, and each participant to the proceeding all necessary data in a form that is usable and most practical:

*Case mgmt*  
*A. Hart, Esq.*  
*List copied*

**(1) Filing of the Applications at the Board**

In Q5 of its December 3, 2018 Q&A response, the Board instructed that application responses should be submitted in hard copy and data disk. At this time, PSEG is estimating that a single set of redacted responses and a single set of non-redacted responses, for each of the three units for which it is submitting applications, could total more than 100 copy paper sized boxes. Understanding that the Board already has instructed that certain hard copies are required for the applications, PSEG requests either of the following: (1) that applicants not be required to submit 10 additional copies for submissions (which for PSEG, in hard copy, could result in more than 1,000 additional copy sized paper boxes); or (2) if required to submit 10 additional copies, be allowed to submit such additional productions in an electronic storage medium, such as portable hard drive or flash drive.

**(2) Service of the Applications to Parties – Division of Rate Counsel and PJM Independent Market Monitor (*i.e.*, those entitled to non-redacted submissions upon completion of a non-disclosure agreement (“NDA”))**

Given the voluminous nature of the responses, electronic submission via email will not be feasible. As such, it is requested that service of hard drives or flash drives containing both redacted and non-redacted submissions (following completion of the NDA) be considered acceptable via overnight delivery. Alternatively, if it is deemed that parties should be entitled to hard copies, hard copy service should be limited to the non-redacted submission following completion of the NDA for those parties wishing to receive hard copies. As discussed below, the draft NDA can be made available this week which should allow for execution of the NDAs to take place on or before December 19, 2018.

**(3) Service of the Applications to Participants – NJ Large Energy Users Coalition, NRG, and P3 (*i.e.*, those entitled to redacted submissions)**

Given the voluminous nature of the responses, electronic submission via email will not be feasible. As such, it is requested that service of hard drives or flash drives via overnight delivery containing the redacted submission be considered acceptable.

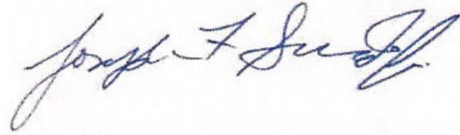
**(4) Non-Disclosure Agreement**

The PSEG applicants do not oppose the procedure for NDA execution set forth in Rate Counsel’s December 6, 2018 letter. If the Board prefers that the NDA be executed prior to the application deadline, however, the PSEG applicants would be prepared to submit a proposed NDA by no later than Friday, December 14, 2018.

**(5) Timing**

Finally, Rate Counsel indicates that the Board should consider the service requirements at its December 18, 2018 agenda meeting. As the ZEC application filing deadline is December 19, 2018, a ruling on this matter by December 18, 2018 would be too late to enable compliance by the applicants. As such, it is requested that the Board provide guidance on this issue via its website as soon as reasonably possible.

Respectfully submitted,

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

Joseph F. Accardo Jr.

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