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CASE MANAGEMENT

JUN 24 2019

BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW

RECEIVED  
MAIL ROOM

JUN 24 2019

BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

OAL DKT. NO. PUC 06769-2019 S

AGENCY DKT. NO. GR18101096 & GR19030420

In the Matter of the Petition of )  
New Jersey Natural Gas Company's )  
request for Deferred Accounting )  
Authority for Cost Related to New )  
Information Technology Systems and )  
for Approval of an Increase in Gas )  
Base Rates, for Changes in its Tariff )  
for Gas Service Pursuant to N.J.S.A. )  
48:2-21 and N.J.S.A. 48:2-21, and for )  
Changes to Depreciation of Rates for )  
Gas Property Pursuant to N.J.S.A. )  
48:2-18 )

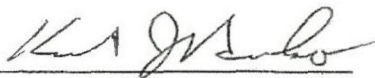
MOTION FOR ADMISSION  
*PRO HAC VICE*

FORWARD  
CASE MANAGEMENT  
2019 JUN 25 10 11  
BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

I, Kenneth J. Hanko, an attorney in good standing of the State of New Jersey and authorized to practice in this state, hereby move the Office of Administrative Law in accordance with N.J.A.C. 1:1-5.2 to permit the appearance of John J. McNutt, a member of the Bar of the District of Columbia, to appear *pro hac vice* in the above-captioned matter. An affidavit is attached and is relied upon in support of this motion.

I hereby certify that copies of this motion and the attached affidavit have been served upon all parties in the above-captioned matter.

6/19/2019  
Date

  
Kenneth J. Hanko, Esq.

AMS  
H. Weisband, Esq.  
A. Moran, Esq.  
S. Peterson

STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW

OAL DKT. NO. PUC 06769-2019 S  
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48:2-18 )

AFFIDAVIT OF JOHN J.  
MCNUTT IN SUPPORT OF  
MOTION TO APPEAR  
*PRO HAC VICE*

I, John J. McNutt, duly sworn according to law, depose and say:

1. I am an attorney in good standing admitted to practice in the District of Columbia. My office address is 9275 Gunston Road, Regulatory Law Division, Fort Belvoir, Virginia 22060-5546; My office phone number is (703) 693-1280. I am not admitted to practice in New Jersey.

2. I am associated in this matter with New Jersey counsel of record, Kenneth J. Hanko, who is qualified to practice law in this state, pursuant to R. 1:21-1. The address for New Jersey counsel is RDECOM-ARDEC, Legal Office - Building 3, Picatinny Arsenal, New Jersey 07806; the phone number is 973-724-6587.

3. The United States Department of Defense and all other Federal Executive Agencies (DOD/FEA) has requested my representation in this matter.

4. I am not now the subject of any pending disciplinary proceedings in any jurisdiction nor have I been disciplined previously in any jurisdiction.

5. There is good cause for my admission *pro hac vice*. The Regulatory Law Division of the U.S. Army Legal Services Agency, Office of The Judge Advocate General, which is based at Fort Belvoir, Virginia, has exclusive delegated authority from the U.S. General Services Administration to represent DOD/FEA in this proceeding. The attorneys within the Regulatory Law Division are specialists in representing the unique interests of military installations before state public utility commissions throughout the United States. The Regulatory Law Division does not have any attorneys located or licensed in New Jersey, and the Army cannot further delegate this authority to attorneys located or licensed in New Jersey.


6. Under R. 1:21-2(a)(1), I am not required to make any payment of fees to the New Jersey Lawyers' Fund for Client Protection and Ethics Financial Committee under R. 1:28-2 and 1:20-1(b) because I am an employee of and representing the United States of America in this proceeding.

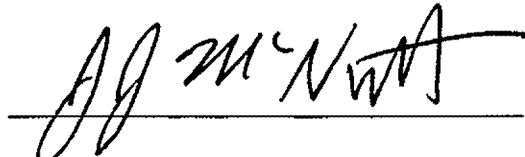
7. If this application to appear *pro hac vice* is granted, I agree to:
- a. Abide by the Office of Administrative Law (OAL) rules and all applicable New Jersey court rules, including all disciplinary rules;
  - b. Consent to the appointment of the Clerk of the Supreme Court as agent upon whom service of process may be made for all actions against me or my firm that may arise out of my participation in this matter;
  - c. Notify the OAL immediately of any matter affecting my standing at the bar of any court; and

d. Have all pleadings, briefs, and other papers filed with the OAL signed  
by the attorney of record.

Sworn to and subscribed

Before me this 19 day  
of June, 2019.

  
LAURA B. WEST  
MAJ, U.S. Army  
JUDGE ADVOCATE  
Com. Expires: Indef.

  
John J. McNutt, Esq.



STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW

OAL DKT. NO. PUC 06769-2019 S  
AGENCY DKT. NO. GR18101096 & GR19030420

In the Matter of the Petition of )  
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48:2-21 and N.J.S.A. 48:2-21, and for )  
Changes to Depreciation of Rates for )  
Gas Property Pursuant to N.J.S.A. )  
48:2-18 )

ORDER

BEFORE Judge Jacob Gertsman, ALJ

Kenneth J. Hanko, an attorney of the State of New Jersey, moved under N.J.A.C. 1:1-5.2 to permit the appearance pro hac vice of John J. McNutt, an attorney of the District of Columbia, in the above-captioned matter. The affidavit of John J. McNutt indicates that he satisfies each of the conditions for admission, including good cause, set forth in R. 1:21-2(a) and is not required to make a payment to the New Jersey Lawyers' Fund for Client Protection and Ethics Financial Committee.

Therefore, I **ORDER** that the motion seeking the admission of John J. McNutt to practice before the Office of Administrative Law (OAL) *pro hac vice* in the above-captioned matter is hereby granted, provided that John J. McNutt shall:

1. Abide by the OAL 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 him that may arise out of participation in this matter;
3. Notify the OAL immediately of any matter affecting his standing at the bar of any other court; and
4. Have all pleadings, briefs and other papers filed with the OAL signed by an attorney of record authorized to practice in this state, who shall be held responsible for the admitted attorney and for the conduct of this case and of the admitted attorney therein.

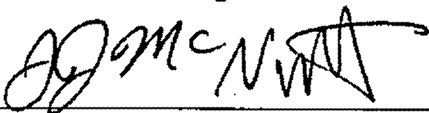
This order may be reviewed by the **DIRECTOR OF THE OFFICE OF ADMINISTRATIVE LAW**, upon interlocutory review only, pursuant to N.J.A.C. 1:1-14.10. Parties may not file exceptions to this order after issuance of the initial decision. N.J.A.C. 1:1-14.10(i).

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge Jacob Gertsman, ALJ

**CERTIFICATE OF SERVICE**

This is to certify that on June 19, 2019, a true and correct copy of the Motion for Admission Pro Hac Vice, Affidavit of John J. McNutt, and Proposed Order (the "Motion") was sent by U.S. Mail to the parties listed below. In addition, the Motion was filed via facsimile and by U.S. Mail to Judge Jacob Gertsman of the Office of Administrative Law.



John J. McNutt, Esq.  
U.S. Army Legal Services Agency  
9275 Gunston Road, Suite 1300  
Fort Belvoir, Virginia 22060-5546

Karriemah Graham, Chief Office of Case Management Board of Public Utilities PO Box 350 Trenton, New Jersey 08625-0350	Sarah H. Steindel, Esq. Division of Rate Counsel 140 East Front Street, 4th Floor P. O. Box 003 Trenton, New Jersey 08625
Andrew K. Dembia, Esq. New Jersey Natural Gas Company 1415 Wyckoff Road P.O. Box 1464 Wall, New Jersey 07719	Felicia Thomas-Friel, Esq. Division of Rate Counsel 140 East Front Street, 4th Floor P. O. Box 003 Trenton, New Jersey 08625
Gregory Eisenstark, Esq. Cozen O'Connor One Gateway Center Suite 2600 Newark, New Jersey 07102	Renee Greenberg, DAG Division of Law 124 Halsey Street P.O. Box 45029 Newark, New Jersey 07101
Geoffrey Gersten, DAG Division of Law 124 Halsey Street PO Box 45029 Newark, New Jersey 07101	Joseph F. Accardo, Jr. Deputy General Counsel PSE&G Services Corporation 80 Park Plaza-T5 Newark, New Jersey 07102-4194
John J. McNutt, Esq. US Army Legal Services Agency Office of the Judge Advocate General Regulatory Law Division 9275 Gunston Road (Building 1450) Fort Belvoir, Virginia 22060-5546	Kenneth J. Hanko, Esq. RDECOM-ARDEC Legal Office - Building 3 Picatinny Arsenal, New Jersey 07806



DEPARTMENT OF THE ARMY  
UNITED STATES ARMY LEGAL SERVICES AGENCY  
9275 GUNSTON ROAD  
FORT BELVOIR, VIRGINIA 22060-5546

REPLY TO  
ATTENTION OF  
John J. McNutt, Regulatory Law Division

June 19, 2019

## FACSIMILE COVER SHEET

TO: The Honorable **Jacob Gertsman**  
Office of Administrative Law  
State of New Jersey  
33 Washington Street (7th Floor)  
Newark, New Jersey 07102  
Facsimile: 9916096894100

FROM: John J. McNutt, Esq.  
U.S. Army Legal Services Agency  
Office of the Judge Advocate General  
Fort Belvoir, Virginia

Re: *In the Matter of the Petition of New Jersey Natural Gas Company For Approval of an Increase in Gas Base Rates and for Changes in its Tariff for Gas Service Pursuant to N.J.S.A. 48:2-21 and 48:2-21.1; and for Changes to Depreciation Rates for Gas Property Pursuant to N.J.S.A. 48:2-18.*

OAL Docket No. PUC 06769-2019 S  
BPU Docket No. GR19030420

Judge Gertsman:

On behalf of the United States Department of Defense and all other Federal Executive Agencies (DOD/FEA), please accept for filing the attached Motion for Admission *Pro Hac Vice*, supporting Affidavit of John J. McNutt, and Proposed Order. The Motion and supporting papers are also being served by U.S. Mail.



# Transmission Log

OTJAG

Wednesday, 2019-06-19 14:32

703-806-0123

Date	Time	Type	Job #	Length	Speed	Station Name/Number	Pgs	Status
2019-06-19	14:31	SCAN	01882	1:23	14400	9916096894100	8	OK -- V.17 AM31



DEPARTMENT OF THE ARMY  
UNITED STATES ARMY LEGAL SERVICES AGENCY  
9275 GUNSTON ROAD  
FORT BELVOIR, VIRGINIA 22060-5946

REPLY TO  
ATTENTION OF  
John J. McNutt, Regulatory Law Division

June 19, 2019

## FACSIMILE COVER SHEET

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Office of Administrative Law  
State of New Jersey  
33 Washington Street (7th Floor)  
Newark, New Jersey 07102  
Facsimile: 9916096894100

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U.S. Army Legal Services Agency  
Office of the Judge Advocate General  
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