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CASE MANAGEMENT

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BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

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BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

STEFANIE A. BRAND  
Director

August 27, 2019

## Via Electronic Mail and US Regular Mail

Justin B. Incardone, Esq.  
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FORWARD  
CASE MANAGEMENT  
2019 SEP -3 A 8:15  
BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

Re: In the Matter of the Petition of Public Service Electric and Gas Company for Approval of its Clean Energy Future - Electric Vehicle and Energy Storage ("CEF-EVES") Program on a Regulated Basis  
BPU Docket No. EO18101111  
Procedural Proposal and Motion to Stay

Dear Mr. Incardone:

We write in response to the proposed procedural schedule in the above-referenced matter, circulated by PSE&G on August 23. As explained below, Rate Counsel objects to setting a procedural schedule while our Motion to Stay and relevant and required proceedings remain pending.

Rate Counsel moved to stay this matter on December 7, 2018. PSE&G opposed the motion, and Rate Counsel replied. The Board has not yet ruled on that motion.<sup>1</sup> PSE&G's CEF-EVES Petition implicates policy questions that are being considered in three different proceedings: 1) the 2019 State Energy Master Plan update, initiated by the Governor pursuant to N.J.S.A. 52:27F-14 *et seq.*; 2) the energy storage study, initiated by the Board as directed by the Legislature pursuant to N.J.S.A. 48:3-87.8(1)(a); and 3) the Board's Electric Vehicle Stakeholder Group.<sup>2</sup> PSE&G is a party to each of those proceedings. None of those proceedings have concluded. Each remains important to a wide range of stakeholders; in fact, twenty-two entities moved to intervene or participate in the above-referenced Petition. The State has not yet articulated its policies on electric vehicles, energy storage or their significant financial implications. Accordingly, PSE&G's Petition cannot be considered without knowing if its

<sup>1</sup> On April 6, 2018, for similar reasons, Rate Counsel moved to dismiss an electric vehicle Petition filed by Atlantic City Electric Company in BPU Docket No. EO18020190. That Motion to Stay also remains pending.

<sup>2</sup> Board Agenda Item 9B (August 23, 2017).

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proposals would complement or undermine the State's policies. To do so would be counterproductive and a waste of administrative resources.

Since the bases for our Motion to Stay and the pending proceedings remain unchanged, Rate Counsel reiterates that this matter should be held in abeyance until the above proceedings are resolved. Until then, consideration of this matter is inconsistent with statutes and with sound administrative practice.

Very truly yours,

STEFANIE A. BRAND, DIRECTOR  
DIVISION OF RATE COUNSEL

By: Brian Weeks  
Brian Weeks, Esq.  
Deputy Rate Counsel

c: Service List

In the Matter of the Petition of Public  
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Approval of its Clean Energy Future-  
Electric Vehicle and Energy Storage  
("CEF-EVES") Program on a Regulated  
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