



Deborah M. Franco, Esq.
VP, Clean Energy & Sustainability

520 Green Lane
Union, NJ 07083
T: (908) 662-8448
F: (908) 662-8496
dfranco@sjindustries.com

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Electronic Filing

Aida Camacho-Welch
Office of the Secretary
NJ Board of Public Utilities
44 South Clinton Avenue, 3rd Floor
P. O. Box 350
Trenton, NJ 08625-0350

Re: In the Matter of the Petition of Atlantic City Electric Company for Approval of an Energy Efficiency Program, Cost Recovery Mechanism, and other Related Relief for Plan Years One Through Three
BPU Docket No. EO20090621

In the Matter of the Implementation of P.L. 2018, c. 17 Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs
BPU Docket No. QO10010040

Dear Secretary Camacho-Welch:

Enclosed please find South Jersey Gas Company's ("SJG") and Elizabethtown Gas Company's ("ETG") Motion to Participate 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 person whose names appear on the attached Service List.

If you have any questions, please feel free to contact me directly.

Respectfully,

A handwritten signature in dark ink, appearing to read "Deborah M. Franco", is written over a large, light gray, stylized flame graphic that serves as a background for the signature block.

Deborah M. Franco

DMF:caj
Enclosure

cc: See attached Service List

In the Matter of the Petition of Atlantic City Electric Company for Approval of an Energy Efficiency Program,
Cost Recovery Mechanism and Other Related Relief for Plan Years One Through Three
BPU Docket No. EO20090621

Service List

BPU

Aida Camacho-Welch
Secretary of the Board
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
P.O. Box 350
Trenton, NJ 08625-0350
aida.camacho@bpu.nj.gov
board.secretary@bpu.nj.gov

Paul Flanagan, Esquire
Executive Director
paul.flanagan@bpu.state.nj.us

Robert Brabston, Esquire
Deputy Executive Director
robert.brabston@bpu.nj.gov

Christine Guhl Sadovy
Chief of Staff
christine.sadovy@bpu.nj.gov

Benjamin Witherell, Ph.D.
Chief Economist
benjamin.witherell@bpu.nj.gov

Division of Clean Energy

Kelly Mooij
Director
kelly.mooij@bpu.nj.gov

Sherri Jones
Assistant Director
sherri.jones@bpu.nj.gov

Benjamin S. Hunter
Manager
Bureau of Clean & Renewable Energy
benjamin.hunter@bpu.nj.gov

Mahogany A. Hall
Program Specialist 2
mahogany.hall@bpu.nj.gov

Benjamin Goldstein
Program Specialist
benjamin.goldstein@bpu.nj.gov

Division of Energy

Stacy Peterson
Director, Division of Energy
stacy.peterson@bpu.nj.gov

Paul Lupo
Bureau Chief, Rates & Tariffs
paul.lupo@bpu.nj.gov

Bart Kilar
bart.kilar@bpu.nj.gov

Counsel's Office

Abraham Silverman, Esquire
Chief Counsel
abe.silverman@bpu.nj.gov

Carol Artale, Esquire
Deputy Chief Counsel
carol.artale@bpu.nj.gov

Suzanne Patnaude, Esquire
Senior Counsel
suzanne.patnaude@bpu.nj.gov

Rachel Boylan, Esquire
rachel.boyland@bpu.nj.gov

Charles Gurkas
Paralegal
charles.gurkas@bpu.nj.gov

DAG

Pamela L. Owen, Esquire
Deputy Attorney General
Hughes Justice Complex
25 Market Street
P.O. Box 112
Trenton, NJ 08625
pamela.owen@law.njoag.gov

Brandon C. Simmons, Esquire
Deputy Attorney General
brandon.simmons@law.njoag.gov

RATE COUNSEL

Stefanie A. Brand, Esquire
Director
Division of Rate Counsel
140 East Front Street, 4th Floor
P.O. Box 003
Trenton, NJ 08625-0003
sbrand@rpa.nj.gov

Brian O. Lipman, Esquire
Litigation Manager
blipman@rpa.nj.gov

Ami Morita, Esquire
Managing Attorney – Electric
amorita@rpa.nj.gov

Felicia Thomas-Friel, Esquire
Assistant Deputy Rate Counsel
fthomas@rpa.nj.gov

Kurt Lewandowski, Esquire
Assistant Deputy Rate Counsel
klewando@rpa.nj.gov

Sarah H. Steindel, Esquire
Assistant Deputy Rate Counsel
ssteinde@rpa.nj.gov

Maura Caroselli, Esquire
Assistant Deputy Rate Counsel
mcaroselli@rpa.nj.gov

Shelly Massey
smassey@rpa.nj.gov

ACE

Philip J. Passanante, Esquire
Atlantic City Electric Company
92DC42
500 N. Wakefield Drive
P.O. Box 6066
Newark, DE 19714-6066
philip.passanante@pepcoholdings.com

Heather Hall
Manager, Regulatory Affairs NJ
Atlantic City Electric Company
92DC56
500 N. Wakefield Drive
P.O. Box 6066
Newark, DE 19714-6066
heather.hall@pepcoholdings.com

STATE OF NEW JERSEY
BOARD OF PUBLIC UTILITIES

In the Matter of the Petition of Atlantic City	:	BPU Docket No. EO20090621
Electric Company for Approval of an Energy	:	
Efficiency Program, Cost Recovery	:	
Mechanism, and other Related Relief for Plan	:	
Years One Through Three	:	
In the Matter of the Implementation of <u>P.L.</u>	:	BPU Docket No. QO10010040
2018, <u>c.</u> 17 Regarding the Establishment of	:	
Energy Efficiency and Peak Demand	:	
Reduction Programs	:	

**MOTION TO PARTICIPATE OF
SOUTH JERSEY GAS COMPANY AND
ELIZABETHTOWN GAS COMPANY**

South Jersey Gas Company (“SJG”) and Elizabethtown Gas Company (“ETG”) hereby move for an Order granting SJG and ETG status as a participant in the above-referenced matter pursuant to *N.J.A.C. 1:1-16.6*. In support of this motion, SJG and ETG respectfully submit:

1. SJG and ETG are New Jersey public utilities as defined by N.J.S.A. 48:2-13.
2. SJG is engaged as a New Jersey public utility in the in the purchase, distribution, and sale of natural gas for approximately 400,000 customers located within the State of New Jersey. ETG is engaged as a New Jersey public utility in the in the purchase, distribution, and sale of natural gas for approximately 300,000 customers located within the State of New Jersey.
3. Copies of all correspondence and other communications relating to this proceeding should be addressed to:

Deborah M. Franco, Esq.
Vice President, Clean Energy & Sustainability
South Jersey Industries, Inc.
1 South Jersey Plaza
Folsom, New Jersey 08037
Phone: (908) 662-8448
dfranco@sjindustries.com

Maureen Minkel, Director
Energy Efficiency & Conservation
South Jersey Gas Company
One South Jersey Place
Atlantic City, NJ 08401
Phone: (609) 561-9000
mminkel@sjindustries.com

W. Peter Druckenmiller
Program Manager, Residential Energy Efficiency
South Jersey Gas Company
One South Jersey Place
Atlantic City, NJ 08401
Phone: (609) 561-9000
wdruckenmiller@sjindustries.com

Jim Fredericks
Energy Efficiency & Conservation
South Jersey Gas Company
One South Jersey Place
Atlantic City, NJ 08401
Phone: (609) 561-9000
jfredericks@sjindustries.com

Frank Vetri
Manager, Energy Efficiency Programs
Elizabethtown Gas Company
520 Green Lane
Union, NJ 07083
Phone: (908) 662-8426
fvetri@sjindustries.com

Carolyn A. Jacobs
Regulatory Compliance Specialist
SJI Utilities
One South Jersey Place
Atlantic City, NJ 08401
Phone: (609) 572-4212
cjacobs@sjindustries.com

4. The issues that will be addressed in Petitioner's request for approval of its energy efficiency programs in this proceeding and related relief will substantially, specifically and directly impact SJG and ETG. Like the Petitioner, SJG and ETG filed for approval of proposed energy efficiency programs on September 25, 2020 in BPU Docket Numbers GR20090618 (SJG) and GR20090619 (ETG). These proceedings all give rise to issues concerning utility cost sharing and related budget issues that mutually impact SJG, ETG, other utilities and Petitioner; therefore, the outcome of the New Jersey Board of Public Utilities' ("Board") decision in this proceeding will have precedential effect and impact not only the Petitioner herein and its customers, but also may impact New Jersey's other utilities—including SJG and ETG.

5. The customers and the operations of SJG and ETG are distinct from those of other parties and participants in this case. Thus, no other party or participant will represent the interests of SJG and ETG in this case.

6. SJG and ETG have history of coordinating its activities in dockets at the Board with those of other utilities where appropriate. SJG and ETG will coordinate its representation with other similarly situated parties or participants in this docket to the extent appropriate. Accordingly, there is no prospect for confusion and delay arising from inclusion of SJG and ETG in this proceeding.

7. Due to SJG's and ETG's experience in the gas industry, their participation in this proceeding is likely to add constructively to the proceeding.

8. SJG and ETG will abide by the schedule set for this proceeding, to the extent one has been entered and therefore the participation of SJG and ETG will not result in delay.

9. The granting of this Motion will not cause undue delay or confusion.

10. Although SJG and ETG seek participant status, SJG and ETG are aware that certain utilities may seek intervenor status in the SJG and ETG energy efficiency proceedings identified above. Any Board order approving intervention for a utility in the SJG and ETG case would have to find that, based on the common/overlapping concerns in the Board's June 10, 2020 Order in BPU Docket Number BPU Docket Nos. QO19010040, QO19060748, QO17091004, the utility satisfies the standard of being "substantially, specifically, and directly affected by the outcome" of the case. *N.J.A.C. 1:1-16.1(a)*. Of course, if the Board determines that the utility has a sufficient interest to be an intervenor in the SJG and ETG cases, then SJG and ETG would have the identical sufficient interest to be an intervenor in the other utility's case. *Accordingly, this motion for participant status is provisional, and should be treated as a motion to intervene should the utility that is the subject of the above captioned proceeding be granted intervenor status in the SJG and ETG cases.*

WHEREFORE, SJG and ETG request that the Board or Presiding Office issue an Order: (1) granting it rights as Participant in this matter pursuant to *N.J.A.C. 1:1-16.6*, (2) to the extent the Presiding Commissioner or Board grants intervenor status to any other utility in the ETG and SJG energy efficiency, granting SJG and ETG intervenor status in energy efficiency proceeding involving that utility; and (3) providing such further relief in connection therewith as is deemed reasonable, just and consistent with the foregoing.

SOUTH JERSEY GAS COMPANY
ELIZABETHTOWN GAS COMPANY



Deborah M. Franco, Esq.