



Rockland Electric Company

**Margaret Comes**  
Associate Counsel  
Law Department

October 2, 2020

VIA EMAIL

Aida Camacho, Secretary  
New Jersey Board of Public Utilities  
44 South Clinton Avenue  
3<sup>rd</sup> Floor, Suite 314  
P.O. Box 350  
Trenton, NJ 08625-0350

**RE: In the Matter of the Verified Petition of Jersey Central Power & Light Company for Approval of JCP&L's Energy Efficiency and Conservation Plan Including Energy Efficiency and Peak Demand Reduction Programs (JCP&L EE&C)**

**BPU Docket No. EO20090620**

Dear Secretary Camacho:

Enclosed for filing on behalf of Rockland Electric Company ("RECO") ("Rockland" or "the Company") is Motion to Participate in the above matter.

Respectfully submitted,

  
Margaret Comes

Enc.  
Email Service List

IN THE MATTER OF PROPOSED ENERGY EFFICIENCY AND PEAK DEMAND  
PROGRAM PROGRAMS - DOCKET NO. EO20090620

SERVICE LIST

**New Jersey Division of Rate Counsel**

140 East Front Street, 4<sup>th</sup> Floor  
P.O. Box 003  
Trenton, NJ 08625-0003

Stefanie A. Brand, Esq., Director  
[sbrand@rpa.nj.gov](mailto:sbrand@rpa.nj.gov)

Brian O. Lipman, Esq., Litigation Manager  
[blipman@rpa.nj.gov](mailto:blipman@rpa.nj.gov)

Felicia Thomas-Friel, Esq.  
Managing Attorney – Gas  
[ftomas@rpa.nj.gov](mailto:ftomas@rpa.nj.gov)

Kurt Lewandowski, Esq.  
Assistant Deputy Rate Counsel  
[klewando@rpa.nj.gov](mailto:klewando@rpa.nj.gov)

Maura Caroselli, Esq.  
Assistant Deputy Rate Counsel  
[maura.caroselli@rpa.nj.gov](mailto:maura.caroselli@rpa.nj.gov)

**Rate Counsel Consultants**

Robert J. Henkes  
Henkes Consulting  
7 Sunset Road  
Old Greenwich, CT 06870  
[rhenkes@optonline.net](mailto:rhenkes@optonline.net)

Ezra Hausman  
77 Kaposia St.  
Auburndale, MA 02466  
[ezra@ezrahausman.com](mailto:ezra@ezrahausman.com)

**New Jersey Board of Public Utilities**

44 South Clinton Avenue, 9<sup>th</sup> Floor  
P.O. Box 350  
Trenton, NJ 08625-0350

Aida Camacho-Welch  
Secretary of the Board  
[board.secretary@bpu.nj.gov](mailto:board.secretary@bpu.nj.gov)

Paul Flanagan, Esq., Executive Director  
[paul.flanagan@bpu.nj.gov](mailto:paul.flanagan@bpu.nj.gov)

Bob Brabston, Esq., Deputy Executive  
Director  
[robert.brabston@bpu.nj.gov](mailto:robert.brabston@bpu.nj.gov)

Counsel's Office

Abe Silverman, Esq., General Counsel  
[abe.silverman@bpu.nj.gov](mailto:abe.silverman@bpu.nj.gov)

Carol Artale, Esq.  
Deputy Chief Counsel  
[carol.artale@bpu.nj.gov](mailto:carol.artale@bpu.nj.gov)

Rachel Boylan, Esq.  
[rachel.boylan@bpu.nj.gov](mailto:rachel.boylan@bpu.nj.gov)

Office of the Economist

Dr. Ben Witherell, Director  
[benjamin.witherell@bpu.nj.gov](mailto:benjamin.witherell@bpu.nj.gov)

Division of Clean Energy

Kelly Mooij, Director  
[kelly.mooij@bpu.nj.gov](mailto:kelly.mooij@bpu.nj.gov)

Stacy Ho Richardson, Esq.  
Deputy Director  
[stacy.richardson@bpu.nj.gov](mailto:stacy.richardson@bpu.nj.gov)

**New Jersey Division of Law**

Department of Law & Public Safety  
Division of Law  
R.J. Hughes Justice Complex, 7<sup>th</sup> Floor West  
25 Market Street  
P.O. Box 112  
Trenton, NJ 08625-0112

David Apy, Assistant Attorney General  
[david.apy@law.njoag.gov](mailto:david.apy@law.njoag.gov)

Daren Eppley, Section Chief, DAG  
[daren.eppley@law.njoag.gov](mailto:daren.eppley@law.njoag.gov)

Pamela Owen, Assistant Section Chief, DAG  
[pamela.owen@law.njoag.gov](mailto:pamela.owen@law.njoag.gov)

Michael Beck, DAG  
[michael.beck@law.njoag.gov](mailto:michael.beck@law.njoag.gov)

Matko Ilic, DAG  
[matko.ilic@law.njoag.gov](mailto:matko.ilic@law.njoag.gov)

Terel Klein, DAG  
[terel.klein@law.njoag.gov](mailto:terel.klein@law.njoag.gov)

**Butler Power and Light Company**

Robert H. Oostdyk, Jr., Esq.  
Murphy McKeon P.C.  
51 Route 23 South  
P.O. Box 70  
Riverdale, NJ 07456  
[admin@butlerborough.com](mailto:admin@butlerborough.com)

Jim Lampmann  
Borough Administrator  
[jlampmann@butlerborough.com](mailto:jlampmann@butlerborough.com)

**Elizabethtown Gas Company and  
South Jersey Gas Company**

Deborah M. Franco, Esq.  
Regulatory Affairs Counsel  
SJI Utilities  
520 Green Lane  
Union, NJ 07083  
[dfranco@sjindustries.com](mailto:dfranco@sjindustries.com)

Chris Colacello, Analyst I  
[chris.colacello@bpu.nj.gov](mailto:chris.colacello@bpu.nj.gov)

Benjamin Goldstein, Program Specialist  
[benjamin.goldstein@bpu.nj.gov](mailto:benjamin.goldstein@bpu.nj.gov)

Mahogany A. Hall, Program Specialist 2  
[mahogany.hall@bpu.nj.gov](mailto:mahogany.hall@bpu.nj.gov)

**Division of Energy**

Stacy Peterson, Director  
[stacy.peterson@bpu.nj.gov](mailto:stacy.peterson@bpu.nj.gov)

Paul Lupo, Bureau Chief  
[paul.lupo@bpu.nj.gov](mailto:paul.lupo@bpu.nj.gov)

Bart Kilar  
[bart.kilar@bpu.nj.gov](mailto:bart.kilar@bpu.nj.gov)

**Atlantic City Electric Company**

Philip J. Passanante, Esq.  
Assistant General Counsel  
92DC42  
P.O. Box 6066  
Newark, DE 19714-6066  
[andrew.mcnally@exeloncorp.com](mailto:andrew.mcnally@exeloncorp.com)

Susan Marinelli  
[smarinelli@pepcoholdings.com](mailto:smarinelli@pepcoholdings.com)

Wayne Hudders  
Manager, Demand Response and Energy  
Efficiency Evaluation  
701 9<sup>th</sup> St NW  
Washington, DC 20068  
(202) 872-2140  
[wayne.hudders@pepcoholdings.com](mailto:wayne.hudders@pepcoholdings.com)

**New Jersey Natural Gas Company**

1415 Wyckoff Road  
PO Box 1464  
Wall, NJ 07719

Andrew K. Dembia, Esq.  
Regulatory Affairs Counsel  
[adembia@njng.com](mailto:adembia@njng.com)

Maureen Minkel, General Manager  
Energy Efficiency & Conservation  
South Jersey Gas Company  
1 South Jersey Place  
Atlantic City, NJ 08401  
[mminkel@sjindustries.com](mailto:mminkel@sjindustries.com)

**Jersey Central Power and Light Company**

300 Madison Avenue  
Morristown, NJ 07962-1911

Joshua R. Eckert, Esq., Counsel  
[jeckert@firstenergycorp.com](mailto:jeckert@firstenergycorp.com)

Kurt Turosky  
[kturosky@firstenergycorp.com](mailto:kturosky@firstenergycorp.com)

Kent Hatt  
[khatt@firstenergycorp.com](mailto:khatt@firstenergycorp.com)

**Rockland Electric Company**

Margaret Comes, Esq.  
Associate Counsel  
4 Irving Place Room 1815-S  
New York, New York 10003  
[comesm@coned.com](mailto:comesm@coned.com)

John Carley, Esq.  
Associate General Counsel  
4 Irving Place Room 1815-S  
New York, New York 10003  
[carleyj@coned.com](mailto:carleyj@coned.com)

Charmaine Cigliano, Section Manager  
Customer Energy Services  
Orange & Rockland Utilities, Inc.  
390 West Route 59  
Spring Valley, NY 10977  
[ciglianoc@oru.com](mailto:ciglianoc@oru.com)

Donald Kennedy, Director  
Customer Energy Services  
Orange & Rockland Utilities, Inc.  
390 West Route 59  
Spring Valley, NY 10977  
[kennedyd@oru.com](mailto:kennedyd@oru.com)

Anne-Marie Peracchio  
Director, Conservation & Clean Energy Policy  
[aperacchio@njng.com](mailto:aperacchio@njng.com)

**Public Service Electric and Gas Company**

PSEG Services Corporation  
80 Park Plaza, T5  
P.O. Box 570  
Newark, NJ 07102

Matthew M. Weissman, Esq.  
General State Regulatory Counsel  
[matthew.weissman@pseg.com](mailto:matthew.weissman@pseg.com)

Joseph F. Accardo, Jr., Esq.  
Vice President – Regulatory & Deputy  
General Counsel  
[joseph.accardo@pseg.com](mailto:joseph.accardo@pseg.com)

Danielle Lopez, Esq.  
[danielle.lopez@pseg.com](mailto:danielle.lopez@pseg.com)

Tim Fagan  
Manager, Planning and Evaluation  
PSE&G – Renewables & Energy Solutions  
[tim.fagan@pseg.com](mailto:tim.fagan@pseg.com)

Karen Reif  
[karen.reif@pseg.com](mailto:karen.reif@pseg.com)

Todd Van Aken  
[todd.vanaken@pseg.com](mailto:todd.vanaken@pseg.com)

Caitlyn White  
Regulatory Case Coordinator  
[caitlyn.white@pseg.com](mailto:caitlyn.white@pseg.com)

**Chemistry Council of New Jersey**

Dennis Hart, Executive Director  
150 West State Street  
Trenton, NJ 08608  
[dhart@chemistrycouncilnj.org](mailto:dhart@chemistrycouncilnj.org)

**Environmental Defense Fund**

Mary Barber  
Director, Regulatory & Legislative Affairs  
[mbarber@edf.org](mailto:mbarber@edf.org)

**New Jersey Utilities Association**

Thomas R. Churchelow  
President  
154 West State Street, 1<sup>st</sup> Floor  
Trenton, NJ 08608  
[tchurchelow@njua.com](mailto:tchurchelow@njua.com)

**Urban League of Essex County**

Vivian Cox-Frasier  
President & CEO  
508 Central Avenue  
Newark, NJ 07107  
[vfrasier@ulec.org](mailto:vfrasier@ulec.org)

STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES

**In the Matter of the Verified Petition of  
Jersey Central Power & Light  
Company for Approval of JCP&L's  
Energy Efficiency and Conservation :  
Plan Including Energy Efficiency and  
Peak Demand Reduction Programs  
(JCP&L EE&C)**

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**NOTICE OF MOTION TO  
PARTICIPATE**

**DOCKET NO. EO20090620**

TO: Office of the Secretary  
New Jersey Board of Public Utilities  
44 South Clinton Avenue 9<sup>th</sup> Floor  
Trenton, New Jersey 08625

AND

All Parties on the Attached Service List

**PLEASE TAKE NOTICE** that, pursuant to *N.J.A.C. 1:1-16.6*, Rockland Electric Company ("Rockland" or "the Company") by its undersigned counsel, hereby moves to participate in the above-entitled proceeding.

**PLEASE TAKE FURTHER NOTICE** that in support of its Motion to Participate, Rockland submits the annexed Certification of Margaret Comes, Esq. dated October 2, 2020.

Dated: October 2, 2020

  
\_\_\_\_\_  
Margaret Comes, Esq.  
Associate Counsel  
Rockland Electric Company  
4 Irving Place Suite 1815-S  
New York, New York 10003  
Phone: (212) 460-3013

STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES

**In the Matter of the Verified Petition of  
Jersey Central Power & Light  
Company for Approval of JCP&L's  
Energy Efficiency and Conservation  
Plan Including Energy Efficiency and  
Peak Demand Reduction Programs  
(JCP&L EE&C) :**

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**CERTIFICATION OF SERVICE  
DOCKET NO. EO20090620**

I, Margaret Comes, of full age, hereby certify as follows:

1. I am an attorney at law in the State of New Jersey and counsel for Rockland Electric Company ("Rockland" or "the Company").
2. On this day I caused Rockland's Motion to Participate and Certification of Margaret Comes, Esq. to be delivered via email to the Office of the Secretary of the New Jersey Board of Public Utilities.
3. On this day I caused copies of Rockland Motion to Participate and Certification of Margaret Comes, Esq. to be served by electronic mail to the entities on the enclosed Service List.

The foregoing statements made by me are true. I understand that if any of the foregoing statements are willfully false, I am subject to punishment.

Margaret Comes  
Margaret Comes, Esq.

Dated: October 2, 2020





4. *N.J.A.C. 1:10-16.6(a)* sets forth the criteria for participation:

[A]ny person or entity with a significant interest in the outcome of a case may move for permission to participate.

5. *N.J.A.C. 1:10-16.6(b)* sets forth the standards that must be weighted when the Board considers a motion to participate:

In deciding whether to permit participation, the judge shall consider whether the participant's interest is likely to add constructively to the case without causing undue delay or confusion.

6. Rockland is entitled to participate because as one of only four investor-owned electric utilities in New Jersey serving retail customers, it has a significant interest in the above-captioned proceeding, *N.J.A.C. 1:10-16.6(a)*, and its interests will add constructively to this proceeding without causing undue delay or confusion. *N.J.A.C. 1:10-16.6(b)*. Rockland's significant interest in the outcome of the proceeding is rooted in the fact that substantive policy and/or procedural requirements established in this proceeding can significantly influence, if not have a precedential effect over, the positions taken by parties in, and the outcome of, proceedings involving Rockland. Therefore, it is important that Rockland be permitted participant status in this proceeding, so that it may monitor developments and be apprised of potential policy developments, both substantive and procedural, on these important issues in a timely manner.

7. Rockland's interests in this proceeding, as an investor-owned electric utility serving retail customers, are materially different from the petitioner, which represents its own interests, or the other parties (e.g., Board Staff and the Division of Rate Counsel), who primarily represent consumer interests.

8. Moreover, Rockland's interests will contribute to the development of a complete record for the consideration by the Board without causing any undue delay or confusion because the proceeding has just commenced. *N.J.A.C. 1:10-16.6(b)*.

9. At this time, Rockland seeks only participant status and does not foresee expanding that role. Rockland must, of course, reserve its right to seek full party intervenor status if the relevant circumstances underlying this proceeding change, and it can establish that it satisfies regulatory requirements for such a change. Although Rockland seeks participant status, Rockland is aware that certain utilities may seek intervenor status in Rockland's case pending in Docket No. EO20090623. Any Board order approving intervention for a utility in Rockland's case would have to find that, based on the common/overlapping concerns in the June 10 Order, 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 Rockland's case, then Rockland would have the identical sufficient interest to be an intervenor in its 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 Rockland's case.*

10. Rockland requests that all communications, correspondence, orders, and other documentation relating to this proceeding be directed to the following persons:

Margaret Comes, Esq.  
Associate Counsel  
Rockland Electric Company  
4 Irving Place Suite 1815-S  
New York, New York 10003  
Phone: (212) 460-3013  
Fax: (212) 677-5850  
Email: [comesm@coned.com](mailto:comesm@coned.com)

With copies to:

Jack Carley, Esq.  
Assistant General Counsel  
Consolidated Edison Company of New York, Inc.  
4 Irving Place Suite 1815-S  
New York, New York 10003  
Phone: (212) 460-2097

Fax: (212) 677-5850  
Email: [carleyj@coned.com](mailto:carleyj@coned.com)

Rockland also requests that the above attorneys be placed on the official service list compiled for this proceeding.

11. For the foregoing reasons, Rockland requests 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 a New Jersey gas or electric utility in Rockland's case in Docket No. EO20090623, granting Rockland Intervenor status in the above-captioned case involving that utility; and (3) providing such further relief in connection therewith as is deemed reasonable, just and consistent with the foregoing.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

Dated: October 2, 2020

  
Margaret Comes, Esq.