



VIA EMAIL

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Aida Camacho-Welch

Secretary of the Board

New Jersey Board of Public Utilities 44 South Clinton Avenue, 9th Floor P.O. Box 350

Trenton, New Jersey 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 PL. 2018, c. Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs

BPU Docket No. QO10010040

Dear Secretary Camacho-Welch:

On behalf of the Building Performance Association (“BPA”), please accept for filing the attached Motion to Participate in the above-captioned matter. Please do not hesitate to contact us with questions or comments.

Consistent with the Order issued by the Board in connection with In the Matter of the New Jersey Board of Public Utilities’ Response to the COVID-19 Pandemic for a Temporary Waiver of Requirements for Certain Non-Essential Obligations, BPU Docket No. EO20030254, Order dated March 19, 2020, this Motion is being electronically filed with the Secretary of the Board. No paper copies will follow.

Respectfully Submitted,

Kara Saul Rinaldi

Vice President of Government Affairs, Policy and Programs

Building Performance Association

Cc: See attached service list

State of New Jersey Board of Public Utilities

**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.**

**Docket Nos.: EO20090621 &
QO10010040**

MOTION TO PARTICIPATE

The Building Performance Association (“BPA”) respectfully requests the New Jersey Board of Public Utilities (“NJBP”) pursuant to N.J.A.C. § 1:1-16.1, et seq., grant its motion for participation in the above-captioned matter. All communications and correspondence concerning this proceeding should be directed to:

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A. Introduction

1. The Building Performance Association (BPA) is a 501(c)6 industry association committed to redefining the industry by supporting policies that will improve and increase the expansion of home and building performance, energy efficiency businesses,

and industries. BPA is made up of more than 9,800 members who are working professionals in contracting services, weatherization, product manufacturing and distribution, program administration, building science, and nonprofits—including a number of members in the state of New Jersey.

2. On May 23, 2018, Governor Murphy signed into law the Clean Energy Act of 2018 (P.L. 2018, c, 17), which establishes aggressive energy reduction targets and other clean energy strategies. Since then BPA has been closely following the process the NJBPU has undertaken to develop this next generation of energy efficiency and peak demand reduction programs, and we have submitted many comments on these matters.
3. On September 25, 2020, Atlantic City Electric Company (ACE) filed a petition with the Board seeking approval of its Energy Efficiency Program Plan (“EE Program”) and related cost recovery mechanism. The EE Program will encompass a wide array of new energy efficiency programs, products, and services geared toward engaging all of ACE’s customers. The EE Program includes an incremental expenditure of nearly \$99 million and is anticipated to run from July 1, 2021 through June 30, 2024.

B. Motion to Intervene

4. Pursuant to N.J.A.C. § 1:1-16.6 “any person or entity with a significant interest in the outcome of a case may move for permission to participate.”
5. BPA and its New Jersey members have significant interest in the outcome of this case. As the only national association representing home performance contractors, and with three decades of experience advancing a home performance industry that delivers improved energy efficiency, health, and environmental performance of buildings, BPA will add

constructively to the case. Finally, BPA's participation will not cause undue delay or confusion.

- a. BPA has significant interest in ensuring successful energy efficiency programs in New Jersey because our members—including working professionals in contracting services, weatherization, product manufacturing and distribution, building science, and nonprofits—are directly impacted by the successful design and implementation of these programs. Any energy efficiency plans approved by the NJBPU will impact our contractors and other members in the State and the continuation and growth of their businesses.
 - b. BPA's members have extensive industry knowledge and experience, having participated utility- and state- run energy efficiency programs across the country and within New Jersey. This expertise has informed our numerous previous comments before the NJBPU.¹
 - c. Finally, BPA's intervention in this action will not cause any confusion or undue delay. BPA will aim to play a constructive role throughout this proceeding by coordinating its efforts in this proceeding with other parties and abiding the schedule set forth by the Board.
6. For the above reasons, BPA respectfully requests that NJBPU grant this motion, and grant BPA participant status in this proceeding.

WHEREFORE, because BPA has significant interest in this case and because it is likely to provide informed input that will assist the Board in fully considering the matter without unduly

¹ Our recent comments this year include: August 5 on the NJ Cost Test Straw Proposal; July 27 on Docket No. QO17091004 in the matter of the energy efficiency utility core programs; May 15 on Equity in Energy Efficiency; April 13 on the Straw Proposal for New Jersey's Energy Efficiency and Peak Demand Reduction Programs.

complicating or disrupting the proceedings, BPA respectfully requests intervention in this proceeding.

Date: October 2, 2020

Respectfully submitted,

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BPU Docket No. EO20090621

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