



October 2, 2020

VIA ELECTRONIC MAIL

Honorable Joseph Fiordaliso
President
New Jersey Board of Public Utilities
44 South Clinton Avenue, 9th Fl
P.O. Box 350
Trenton, New Jersey 08625-0350

Re: I/M/O the Verified Petition of Jersey Central Power & Light Company for
Approval of JCP&L's Energy Efficiency and Conservation Plan Including Energy
and Peak Demand Reduction Programs (JCP&L EE & C)
BPU Dkt No. EO20090620

Dear President Fiordaliso:

Enclosed is New Jersey Natural Gas Company's ("NJNG") Motion to Intervene
("Motion") in the above referenced proceeding.

By copy of this letter, copies of the Motion are being forwarded this date via electronic
mail to all persons whose name appear on the attached distribution list.

Please do not hesitate to contact me (732) 938-1073 if you have any questions.

Respectfully submitted,

NEW JERSEY NATURAL GAS COMPANY

A handwritten signature in blue ink that reads 'Andrew K. Dembia'. The signature is fluid and cursive.

Andrew K. Dembia
Regulatory Affairs Counsel

AKD:sf
Enclosures

C: Service list –electronic service only

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 and Peak
Demand Reduction Programs (JCP&L EE & C)
BPU Dkt No. EO20090620
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STATE OF NEW JERSEY
BOARD OF PUBLIC UTILITIES

I/M/O the Verified Petition of)	
Jersey Central Power & Light Company)	MOTION TO
for Approval of JCP&L’s Energy)	INTERVENE
Efficiency and Conservation Plan)	
Including Energy and Peak Demand Reduction)	
Programs (JCP&L EE & C))	BPU Dkt No. EO20090620
)	

On September 29, 2020, the New Jersey Board of Public Utilities (“Board” or “BPU”) issued an Order designating Commissioner Chivukula as the presiding officer for the gas distribution companies Energy Efficiency filings and President Fiordaliso as the presiding officer for the electric distribution companies’ Energy Efficiency filings.¹ The Board further directed that any applicant seeking to intervene in any of the filings must submit its application by October 2, 2020.

New Jersey Natural Gas Company (“NJNG”) hereby moves for an Order granting it status as an Intervenor in the above referenced matter pursuant to N.J.A.C. 1:1-16.6. In support of this Motion, NJNG respectfully submits:

1. NJNG is a New Jersey public utility as defined by N.J.S.A. 48:2-13.
2. NJNG is engaged as a New Jersey public utility in the purchase, distribution, and sale of natural gas for more than 550,000 customers located within the State of New Jersey.
3. Copies of all correspondence and other communications relating to this proceeding should be addressed to:

Andrew K. Dembia, Esq.-Regulatory Affairs Counsel
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P. O. Box 1464
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Phone: (732) 938-1073
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Additional electronic copies should be addressed to Susan Fastuca at:

Sfastuca@njng.com

¹ In the Matter of the Implementation of P.L. 2018, c. 17 Regarding The Establishment of Energy Efficiency And Peak Demand Reduction Programs, Order Designating Commissioner, Setting Manner of Service And Bar Dates, BPU Docket No. QO19010040 (September 29, 2020) (“CEA Order”).

4. The criteria for intervention in a contested matter are set out in N.J.A.C. 1:1-16.1:

Any person or entity not initially a party, who has a statutory right to intervene or who will be substantially, specifically and directly affected by the outcome of a contested case, may on motion, seek leave to intervene.

5. The standards that must be taken into consideration when a motion to intervene is being considered are set out in N.J.A.C. 1: 1-16.3(a):

the nature and extent of the movant's interest in the outcome of the case, whether or not the movant's interest is sufficiently different from that of any party so as to add measurably and constructively to the scope of the case, the prospect of confusion or undue delay arising from the movant's inclusion and other appropriate matters.

6. NJNG respectfully submits that the above criteria and standards support the granting of NJNG's motion to intervene in the above-captioned proceeding.

7. The Board accepted Staff's recommendation to have the utilities collaborate with Board Staff to develop program design and requirements that are complimentary to, and not competitive or overlapping with, the designs and requirements of State-administered or co-managed programs.² Further, the Board accepted Staff's recommendation to have the utilities collaborate to consistently implement the utility core programs.³

8. In areas where gas and electric services territories overlap, in addition to establishing programs that include agreed-upon program design requirements, the utilities shall design a program structure that results in coordinated, consistent delivery of programs among all of the utilities and allocates costs and energy savings appropriately based on the fuel type(s) treated by EE measures. The utilities shall ensure that the customers do not face confusion as a result of overlapping territories and can access both electric and gas measures simultaneously, where appropriate.⁴

9. In the filing, JCP&L is seeking, inter alia, approval of Energy Efficiency Programs that will directly affect NJNG. The two utilities will need to coordinate efforts to process several of their respective EE programs. See, JCP&L Petition. Further, as JCP&L's service territory is overlapping with NJNG's service territory, therefore the two utilities may have the same customer, NJNG should be granted full intervenor status as to avoid customer confusion with program offerings.

² CEA Order at 11.

³ Id. at 11.

⁴ Id. at 12.

10. The Board's decision in this proceeding is likely to have precedential effect and impact not only on the Petitioner herein and its customers, but also New Jersey's other gas and electric utilities. A variety of issues that will be addressed in this case may have an impact on NJNG by establishing precedent. NJNG will therefore likely be directly and specifically affected by the relief provided herein.

11. The service territories, customers, and the operations of NJNG are distinct from those of other parties and participants in this case. Thus, no other party or participant will represent the interests of NJNG in this case.

12. NJNG has a history of coordinating its activities in dockets at the New Jersey Board of Public Utilities with those of other utilities where appropriate. NJNG will coordinate its representation with other similarly situated parties or participants in this docket to the extent appropriate.

13. Due to NJNG's experience in the gas industries, its intervention in this proceeding is likely to add constructively to the proceeding.

14. NJNG will abide by the schedule set for this proceeding. NJNG's motion is timely and will not delay or otherwise disrupt the prosecution of this proceeding N.J.A.C. 1:1-16.2.

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

16. In the alternative, should Your Honor believe that full Intervention is not warranted, NJNG respectfully requests that this Motion be treated as a Motion to Participate as permitted under N.J.A.C. 1:1-16.5. The standard to Participate is less stringent than that of intervention. N.J.A.C. 1:1-16.6(a) provides "Any person or entity with a significant interest in the outcome of a case may move for permission to participate."

WHEREFORE, NJNG respectfully requests an Order granting it full procedural and substantive rights as an Intervenor in this matter pursuant to N.J.A.C. 1:1-16.1 et seq. or, in the alternative, Participant status pursuant to N.J.A.C. 1:1-16.5 and providing such further relief in connection therewith as is deemed reasonable, just and consistent with the foregoing.

Respectfully submitted,

NEW JERSEY NATURAL GAS COMPANY



ANDREW K. DEMBIA

DATED: October 2, 2020