

February 7, 2022

VIA ELECTRONIC MAIL

The Honorable Mary Anna Holden, Commissioner
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
P.O. Box 350
Trenton, NJ 08625-0350

**Re: In the Matter of the Petition of Public Service Electric and Gas Company for
Approval of an Infrastructure Advancement Program (IAP)
BPU Docket No. EO21111211 and GR21111212**

Dear Commissioner Holden:

On behalf of Burns & McDonnell Engineering Company, Inc. (“BMcD”), kindly accept this letter in lieu of a formal brief as a reply to Rate Counsel’s January 31, 2022 response to BMcD’s Motion to Intervene in the above-referenced matter (the “BMcD Motion”).

Rate Counsel opposes not only the BMcD Motion, but three other motions to intervene that were filed by an experienced construction company and labor unions, all three of which represent the perspective of workers who would directly benefit from the IAP for which Public Service Electric and Gas Company (“PSEG”) seeks approval from the Board. Instead, Rate Counsel appears to be in favor of only limited participation, rather than full intervention, by parties who, like BMcD, support PSEG’s petition.¹

As an initial matter, BMcD respectfully submits that intervention should not be limited to parties who oppose a petition. Instead, intervention status should also be conferred upon the voices

¹Specifically, Rate Counsel opposes Motions to Intervene filed by the (i) New Jersey Laborers and Employers Cooperation and Education Trust, (ii) Ferreira Construction Company, and (iii) the Engineers Labor-Employer Cooperative Labor Management Fund of the International Union of Operating Engineers Local 825. Rate Counsel was supportive only of these would-be intervenors’ limited participation in this matter, and similarly has no objection to motions to participate filed by Waters and Bugbee, Inc., J. Fletcher Cramer and Son, Inc., and the International Brotherhood of Electrical Workers.

of those who wish to be heard in support of a petition. Such viewpoints are instructive to the Board as it deliberates the value and impact of PSEG's IAP, and merit robust representation.

Moreover, BMcD is capable of contributing constructively to the building of a complete record, as evidenced by its Board-approved intervention in another Board matter involving energy efficiency. See *In re the Petition of Public Service Electric and Gas Company for Approval of its Clean Energy Future-Electric Vehicle and Energy Storage ("CEF-EVES") Program*, Docket No. EO18101111 (Order April 22, 2020). As was the case in that proceeding, the Board should consider with approval BMcD's broad expertise in energy infrastructure and design sufficient grounds for intervention.

Indeed, as previously set forth in BMcD's motion, BMcD's experience in significant utility and transportation electrification infrastructure projects around the country, including but not limited to BMcD's partnerships with Southern California Edison, Georgia Power Company, Southern California Gas Company, Baltimore Gas Company, Midwest Energy, and New York Power Authority, to name but a few, conclusively demonstrate that BMcD is in a position to make a unique contribution to this proceeding.

Finally, BMcD stands ready to coordinate and cooperate with other proposed intervenors which, if the others are content with participation, presents even less reason for the Board to deny BMcD full intervenor status.

For the above reasons and all those argued in its Motion, BMcD respectfully posits that it meets the standards to be applied by the Board in considering its Motion for Intervention, as set forth in N.J.A.C. 1:1-16.3(a).

NORRIS McLAUGHLIN, P.A.

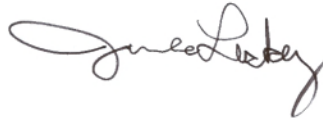
February 7, 2022

Page 3

Please acknowledge receipt of this correspondence in accordance with the e-filing procedures approved by the Board on March 19, 2020.

Respectfully submitted,

NORRIS McLAUGHLIN, P.A.

A handwritten signature in dark ink, appearing to read "James H. Laskey". The signature is fluid and cursive, with the first name "James" being more prominent than the last name "Laskey".

James H. Laskey

cc: Aida Camacho-Welch, Board Secretary
Service List

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Service Electric and Gas Company for
Approval of an Infrastructure
Advancement Program (IAP)
BPU Docket Nos. EO21111211 &
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