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September 24, 2019

**Re: In the Matter of the Petition of Public Service Electric and Gas Company for
Approval of its Clean Energy Future-Energy Efficiency Program on a Regulated
Basis
BPU Docket Nos. GO18101112 & EO18101113**

VIA ELECTRONIC & OVERNIGHT MAIL

Aida Camacho-Welch, Secretary
New Jersey Board of Public Utilities
44 South Clinton Avenue, 3rd Fl., Suite 314
P.O. Box 350
Trenton, New Jersey 08625-0350

Secretary Camacho-Welch:

Sunrun Inc. (“Sunrun”) is in receipt of the September 24, 2019 letter from Public Service Electric and Gas Company (“PSE&G”) in response to the September 13, 2019 letter from Sunrun (“Sunrun Letter”). The Sunrun Letter requested the New Jersey Board of Public Utilities (“Board”) exercise its discretion and allow Sunrun to participate in any future discussions and potential final resolutions or additional, interim agreements regarding PSE&G’s Clean Energy Future – Energy Efficiency Petition (“CEF-EE Petition”).

PSE&G states in its response that it does not object to Sunrun’s participation in future settlement discussions subject to certain conditions, including that “all participants to this proceeding must be offered the same opportunity to attend the settlement conferences” and “the ability to execute a future stipulation must continue to be reserved for parties to this proceeding, and not participants.”¹ Sunrun agrees that all participants should be provided the opportunity to participate in future settlement negotiations regarding the CEF-EE Petition. However, Sunrun disagrees with PSE&G’s proposed condition that participants be excluded from executing a future stipulation to the extent that this condition would apply to Sunrun.

¹ Docket Nos. GO18101112 & EO18101113, *Letter of PSE&G in Response to Letter of Sunrun Inc.* (Sept. 24, 2019).

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Sunrun is the only participant in this proceeding for which party status was denied despite findings that Sunrun has a “significant interest in the outcome of this proceeding that is different from that of other parties” and that Sunrun’s specific perspective “could add to the development of the record in this proceeding.”² Given that this proceeding has been extended by 250 days beyond the statutory 180-day period for Board action, the reasons for denying Sunrun party status – “the need to meet [the Board’s] statutory obligations in a timely manner” and “the need for prompt and expeditious administrative proceedings”³ – no longer apply. As such, the interests of justice and fairness favor not only providing Sunrun the opportunity to participate in future settlement discussions, but allowing Sunrun to be a party to potential final resolutions or additional, interim agreements in this proceeding.

Sunrun respectfully requests the Board take these circumstances into consideration and grant the relief requested in the Sunrun Letter and herein, and such other relief as the Board determines appropriate.

Respectfully submitted,



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Dated: September 24, 2019

Attorneys for Sunrun Inc.

² Docket Nos. GO18101112 & EO18101113 *Prehearing Order Setting Procedural Schedule and Ruling on Motions to Participate and Intervene* at p. 17 (Jan. 22, 2019) (“Prehearing Order”); *Letter of Sunrun Inc.* (Sept. 13, 2019).

³ *Prehearing Order* at 17.

**IN THE MATTER OF THE PETITION OF PUBLIC
SERVICE ELECTRIC AND GAS COMPANY FOR
APPROVAL OF ITS CLEAN ENERGY FUTURE –
ENERGY EFFICIENCY (“CEF-EE”) PROGRAM ON A
REGULATED BASIS**

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**DOCKET NO.
EO18101113**

CERTIFICATE OF SERVICE

I, Blake Elder, hereby certify that I have this day caused a copy of the foregoing document to be served upon the official service list for **EO18101113**, attached hereto, by electronic mail to all persons with a valid email address. I further certify that on this date eleven copies of this document have been sent for filing to the Board of Public Utilities.

Dated: September 24, 2019.

/s/ Blake Elder

Blake Elder

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In the Matter of the Petition of Public Service Electric and Gas Company for Approval of its
Clean Energy Future – Energy Efficiency (“CEF-EE”) Program on a Regulated Basis

BPU Docket Nos. GO18101112 & EO18101113

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