



State of New Jersey
DIVISION OF RATE COUNSEL
140 EAST FRONT STREET, 4TH FL
P.O. Box 003
TRENTON, NEW JERSEY 08625

PHIL MURPHY
Governor

SHEILA OLIVER
Lt. Governor

BRIAN O. LIPMAN
Director

April 1, 2022

Via Electronic Mail

Honorable Julio Morejon, ALJ
Office of Administrative Law
33 Washington Street
Newark, NJ 07102

**Re: In the Matter of the Petition of Elizabethtown Gas Company
for Approval of Increased Base Tariff Rates and Charges
for Gas Service, Changes to Depreciation Rates and Other
Tariff Revisions
BPU Docket No. GR21121254
OAL Docket No. PUC 00872-2022N**

Dear Judge Morejon:

Please accept this letter as the response of the New Jersey Division of Rate Counsel (“Rate Counsel”) to the Motion to Intervene of the New Jersey Large Energy Users’ Coalition (“NJLEUC”) and the Motion for the Admission Pro Hac Vice of Paul F. Forshay, Esq., both filed in this matter on March 30, 2022.

NJLEUC’s Motion to Intervene states that it is an organization of large end-use customers on Elizabethtown Gas Company’s (“Elizabethtown”) gas distribution system that will be directly affected by the outcome of this matter. NJLEUC Motion, par. 1. Specifically, NJLEUC asserts that the outcome of this matter will have an impact on the cost and quality of the gas distribution service received from Elizabethtown by its members. Id. at par. 5. The Motion further notes that NJLEUC was permitted to intervene in prior Elizabethtown rate and infrastructure proceedings, and a number of regulatory proceedings involving Elizabethtown. Id. at par. 6. Based on NJLEUC’s representation that it members are customers of Elizabethtown with a direct interest in the outcome of this proceeding, it appears that NJLEUC meets the standards for intervention under N.J.A.C. 1:1-16.1. Accordingly, Rate Counsel has no objection to NJLEUC’s Motion.

In addition, NJLEUC’s local counsel, Steven S. Goldenberg, Esq., has moved for the admission of NJLEUC’s Washington, D.C. counsel, Paul F. Forshay, Esq., pro hac vice. The motion is supported Mr. Forshay’s affidavit. Mr. Forshay’s affidavit states that he is a member in good standing of the bar of Washington, D.C., he has had a longstanding, ongoing representation of NJLEUC in a multiplicity of natural gas matters, he has significant experience

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with matters arising under the Natural Gas Act and those involving interstate natural gas pipelines and that he will abide by all applicable court rules and other requirements. Forshay Affidavit, par. 1-5. Based on local counsel's Motion and the accompanying affidavit, Rate Counsel has no objection to the admission of Mr. Forshay pro hac vice.

Thank you for your consideration and attention to this matter.

Brian O. Lipman, Esq.
Director, Division of Rate Counsel

By: */s/ Sarah H. Steindel*
Sarah H. Steindel, Esq.
Assistant Deputy Rate Counsel

SHS

cc: Service List
Steven S. Goldenberg, Esq.
Paul F. Forshay, Esq.
Andrew K. Dembia, Esq.
Danielle Lopez, Esq.

Elizabethtown Gas Company for
Approval of Increased Base Tariff Rates
and Charges for Gas Service, Changes to
Depreciation Rates and Other Tariff
Revisions
BPU Docket No. GR21121254

Carmen Diaz, Acting BPU Secretary
NJ Board of Public Utilities
44 South Clinton Avenue, 9th Floor
P.O. Box 350
Trenton, NJ 08625-0350

Brian O. Lipman, Director
Division of Rate Counsel
140 East Front Street, 4th Floor
P.O. Box 003
Trenton, NJ 08625

Maura Caroselli, Esq.
Division of Rate Counsel
140 East Front Street, 4th Floor
P.O. Box 003
Trenton, NJ 08625

Sarah H. Steindel, Esq.
Division of Rate Counsel
140 East Front Street, 4th Floor
P.O. Box 003
Trenton, NJ 08625

Kurt S. Lewandowski, Esq.
Division of Rate Counsel
140 East Front Street, 4th Floor
P.O. Box 003
Trenton, NJ 08625

Brian Weeks, Esq.
Division of Rate Counsel
140 East Front Street, 4th Floor
P.O. Box 003
Trenton, NJ 08625

Megan Lupo, Esq.
Division of Rate Counsel
140 East Front Street, 4th Floor
P.O. Box 003
Trenton, NJ 08625

Bethany Rocque-Romaine, Esq.
Division of Rate Counsel
140 East Front Street, 4th Floor
P.O. Box 003
Trenton, NJ 08625

Carlena Morrison, Paralegal
Division of Rate Counsel
140 East Front Street, 4th Floor
P.O. Box 003
Trenton, NJ 08625

Michael Deupree
Acadian Consulting Group
5800 One Perkins Drive
Bldg. 5, Suite F
Baton Rouge, LA 70808

Taylor Deshotels
Acadian Consulting Group
5800 One Perkins Drive
Bldg. 5, Suite F
Baton Rouge, LA 70808

Susan M. Baldwin
SM Baldwin Consulting
13 Church Hill Street
Watertown, MA 02472

Jeremy Walker
Rod Walker and Assoc. Consultancy
201 Cherokee Blvd.
Suite 101
Chattanooga, TN 37405

Rod Walker
Rod Walker and Assoc. Consultancy
201 Cherokee Blvd.
Suite 101
Chattanooga, TN 37405

David E. Dismukes, Ph.D.
Acadian Consulting Group
5800 One Perkins Drive
Bldg. 5, Suite F
Baton Rouge, LA 70808

Michael J. Majoros, Jr., President
Snively King Majoros &
Associates, Inc.
3 Larbo Road
Millersville, MD 21108

James S. Garren
Snively King Majoros &
Associates, Inc.
3 Larbo Road
Millersville, MD 21108

Emily Mouch
Acadian Consulting Group
5800 One Perkins Drive
Bldg. 5, Suite F
Baton Rouge, LA 70808

David S. Habr, Principal
Habr Economics
213 Cornuta Way
Nipomo, CA 93444-5020

David Peterson
Chesapeake Regulatory
Consultants, Inc.
1815 Fenwicke Ct
Huntingtown, MD 20639

William Barkasy
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625

Cindy Bianco
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Robert Brabston
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625

Joseph Costa
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Julie Ford-Williams
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Jason Forsythe
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Jacqueline Galka
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Paul Lupo
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Bart Kilar
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Son-lin Lai
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Jackie O'Grady
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Sri Medicherla
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Ryan Moran
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Scott Sumliner
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Christopher Oprysk
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Stacy Peterson
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Heather Weisband
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Benjamin Witherell
NJ Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350

Terel Klein, DAG
NJ Dept. of Law & Public Safety
R.J. Hughes Justice Complex
Public Utilities Section
25 Market Street, P.O. Box 112
Trenton, NJ 08625

John Houseman
South Jersey Industries, Inc.
1 South Jersey Plaza
Hammonton, NJ 08037

Matko Ilic, DAG
NJ Dept. of Law & Public Safety
R.J. Hughes Justice Complex
Public Utilities Section
25 Market Street, P.O. Box 112
Trenton, NJ 08625

Gary Akmentins
Elizabethtown Gas Company
SJI Utilities, Inc.
520 Green Lane
Union, NJ 07083

Sheree Kelly
SJI Utilities, Inc.
520 Green Lane
Union, NJ 07083

Deborah M. Franco, Esq.
SJI Utilities, Inc.
520 Green Lane
Union, NJ 07083

Cindy Capozzoli
SJI Utilities, Inc.
1 South Jersey Place
Atlantic City, NJ 08401

Michael Scacifero
Elizabethtown Gas Company
520 Green Lane
Union, NJ 07083

Carolyn A. Jacobs
SJI Utilities, Inc.
1 South Jersey Place
Atlantic City, NJ 08401

Thomas Kaufmann
Elizabethtown Gas Company
520 Green Lane
Union, NJ 07083

Terrence Regan
Cullen and Dykman
44 Wall Street
New York, NY 10005

James Madden
SJI Utilities, Inc.
215 Cates Road
Egg Harbor Twp., NJ 08234

Susan Potanovich
Elizabethtown Gas Company
SJI Utilities, Inc.
520 Green Lane
Union, NJ 07083

Alan D. Felsenthal
PricewaterhouseCoopers, LLP
One North Wacker Drive
Chicago, IL 60606

Len Willey
Elizabethtown Gas Company
SJI Utilities, Inc.
520 Green Lane
Union, NJ 07083

Kenneth T. Maloney, Esq.
Cullen and Dykman
1101 14th Street, NW
Suite 750
Washington, DC 20005

Dane A. Watson
Alliance Consulting Group
101 E. Park Blvd.
Plano, TX 75074

Paul Moul
P. Moul & Associates
251 Hopkins Road
Haddonfield, NJ 08033

Gregory Eisenstark, Esq.
Cozen O'Connor
One Gateway Center
Suite 910
Newark, NJ 07102

Timothy S. Lyons
ScottMadden, Inc.
1900 West Park Drive
Suite 250
Westborough, MA 01581

Daniel P. Yardley
Yardley & Associates
2409 Providence Hills Drive
Matthews, NC 28105

Paul F. Forshay
Eversheds Sutherland (US) LLP
700 Sixth Street, N.W., Suite 700
Washington, D.C. 20001-3980

Steven S. Goldenberg
Giordano, Halleran & Ciesla, P.C.
125 Half Mile Rd, Suite 300
Red Bank, NJ 07701-6777