

**Clarifying Questions Set 3**

New Jersey State Agreement Approach

Docket No. QO20100630

July 22, 2022

Prepared for

Mid-Atlantic Offshore Development, LLC

On behalf of The New Jersey Board of Public Utilities



**Responses are due by 5:00 pm EST on July 29, 2022.**

**Instructions:**

The New Jersey Board of Public Utilities (“Board”) staff (“Staff”), and its consultant The Brattle Group (“Brattle”) have prepared the following questions to clarify your application submitted under the State Agreement Approach (“SAA”), Docket No. QO20100630.

All responses are due by **5:00 pm EST on July 29, 2022**.

Responses must be uploaded to the Board’s e-filing system. See the Board’s [e-filing website](#) for further instructions on e-filing. Please note, the Board’s filing system can support 10 files of 100 MB each for each submittal session. If you need to submit additional files, you may then begin another submission session. If you experience difficulty uploading your documents, you may contact Andrea Hart, contact information below, to make alternative arrangements.

All responses will be made part of the Board’s record and relied upon by the Board, Board Staff and Brattle in the Board’s evaluation, and possible selection, of the SAA projects submitted under this docket.

**Confidentiality of Submitted Materials:**

All materials filed with the Board are public documents and are therefore subject to the good government sunshine laws of the State of New Jersey. However, the Board appreciates the confidential nature of some of the material that must be submitted with an Application and recognizes that New Jersey law allows Applicants to request protection of:

any information ... which in the person's or entity's opinion constitutes trade secrets, energy trade secrets or other energy information submitted pursuant to N.J.S.A. 52:27F-18, proprietary commercial or financial information, or information which if disclosed, would be likely to cause damage to either a competitive or bidding position or national security, may assert a confidentiality claim by following the procedures set forth in this subchapter.  
N.J.A.C. 14-1-12.1(b).

To facilitate the review process, the Board will require all Project Sponsors to submit public (redacted) and confidential (unredacted) versions of their responses, per the Board’s Rules of Practice and Procedure governing submission of confidential materials, N.J.A.C. 14-1-12.1, et seq., and the Open Public Records Act, N.J.S.A. 47:1A-1 et seq. (“OPRA”).

Each uploaded file must include “Public” or “Confidential” in the file name. File names must be identical except for including “Public” or “Confidential” at the end of the file name. The public versions of all documents must also be searchable PDF files, except where a different file type such as Excel is required.

For the confidential version of the responses, Project Sponsors must include a statement identifying each type of data or materials it asserts are exempt from public disclosure under OPRA and/or the common law, and explaining the basis for the proposed redaction. Assertions that the entire response is exempt from public disclosure under OPRA, the common law, or the U.S. Copyright Act are overbroad and will not be honored by the Board unless appropriate.

The Board notes that it may elect to share confidential portions of the response materials with other New Jersey government entities, including, but not limited to, the New Jersey Department of Military

and Veterans Affairs, Rate Counsel and the Economic Development Authority, during the evaluation period or post-award. Board Staff may also share the information to PJM.

Please acknowledge receipt of these instructions.

Introduction:

Mid-Atlantic Offshore Development (MAOD) is a 50/50 joint venture of EDF Renewables North America (EDFR) and Shell New Energies US, LLC (Shell New Energies) which submitted PJM Proposal IDs 431, 551, and 321 to the NJ BPU and PJM for the SAA Process. EDFR and Shell New Energies have a separate 50/50 joint venture, Atlantic Shores Offshore Wind, LLC (ASOW), which is developing offshore wind generation projects off the coast of New Jersey. ASOW has a separate and distinct management team and operates independently. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]







