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PHIL MURPHY
Governor

SHEILA OLIVER
Lt. Governor

BRIAN O. LIPMAN
Director

September 20, 2022

Via Electronic Mail

Carmen D. Diaz, Acting Secretary
New Jersey Board of Public Utilities
44 South Clinton Avenue, 1st Floor
P.O. Box 350
Trenton, NJ 08625-0350

**Re: In the Matter of the Board Of Public Utilities Offshore Wind
Solicitation 2 FOR 1,200 TO 2,400 MW - ATLANTIC SHORES
OFFSHORE WIND PROJECT 1, LLC – Waiver Petition
BPU Docket No. QO21050824**

Dear Acting Secretary Diaz:

The New Jersey Division of Rate Counsel (“Rate Counsel”) provides the following update regarding the above-referenced matter. On February 10, 2022, Atlantic Shores Offshore Wind Project 1, LLC (“Atlantic Shores”) filed a verified petition requesting waiver of certain financial reporting commitments it made in applying for approval to be a qualified offshore wind project under N.J.A.C. 14:8-6.3. Rate Counsel was never served with a copy of the February 10 verified petition.

On September 7, 2022, Board Staff forwarded a “courtesy copy” to the Director of Rate Counsel, because it was unclear whether Rate Counsel has been served, and also advised that the New Jersey Board of Public Utilities planned to issue an Order regarding the February 10 verified petition “shortly.” Rate Counsel understands that Board Staff did not propound any discovery on the verified petition.

Rate Counsel hereby advises it is currently reviewing the February 10 verified petition, determining the need for an expert consultant, and will be providing comments in this matter, following its review. If you have any questions or concerns, please contact me at dwand@rpa.nj.gov.

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Thank you for your attention to this matter.

Very truly yours,

BRIAN O. LIPMAN
DIRECTOR, DIVISION OF RATE COUNSEL

By: /s/ David Wand
T. David Wand, Esq.
Deputy Rate Counsel

c: Stephen B. Pearlman, Esq., Pearlman & Miranda LLC (via electronic mail)
Adam L. Peterson, Esq., Pearlman & Miranda LLC (via electronic mail)
Julia Pettit, Esq., Atlantic Shores Offshore Wind, LLC (via electronic mail)
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