

January 31, 2024

VIA E-FILING & E-MAIL

Sherri L. Golden, Board Secretary
New Jersey Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Post Office Box 350
Trenton, New Jersey 08625-0350


Re: In the Matter of the Verified Petition of Jersey Central Power & Light Company For Review and Approval of an Infrastructure Investment Program II -"EnergizeNJ" (BPU Docket No. EO23110793)

Dear Secretary Golden,

On behalf of our client, Commercial Metals Company ("CMC"), enclosed please find CMC's Reply to Rate Counsel's Opposition to CMC's Motion to Intervene in the above docket.

Please do not hesitate to contact me if you have any questions.

Very truly yours,


Murray E. Bevan

Enclosures

cc: Service List (via e-mail w/ enc.)
Mark Zimmerman, CMC (via e-mail w/ enc.)

)	
In the Matter of the Verified Petition of Jersey)	
Central Power & Light Company For Review)	BPU Docket No. EO23110793
and Approval of an Infrastructure Investment)	
Program II ("EnergizeNJ"))	
)	

Commercial Metals Company (“CMC”) hereby replies to Rate Counsel’s opposition to CMC’s motion to intervene in the above referenced matter.

- ¹ See page 23 of JCP&L’s current Part III Tariff, available at: <https://www.firstenergycorp.com/content/dam/customer/Customer%20Choice/Files/New%20Jersey/tariffs/BPU13-Part-III-January%201%202024.pdf>

JERSEY CENTRAL POWER & LIGHT COMPANY

6th Rev. Sheet No. 22

BPU No. 13 ELECTRIC - PART III

Superseding 5th Rev. Sheet No. 22

**Service Classification GT
General Service Transmission**

APPLICABLE TO USE OF SERVICE FOR: Service Classification GT is available for general service purposes for commercial and industrial customers.

CHARACTER OF SERVICE: Three-phase service at transmission voltages.

RATE PER BILLING MONTH (All charges include Sales and Use Tax as provided in Rider SUT):
All charges are applicable to Full Service Customers. All charges, excluding Basic Generation Service (default service), are applicable to Delivery Service Customers.

BASIC GENERATION SERVICE (default service):

- 1) **BGS Energy, Capacity and Reconciliation Charges as provided in Rider BGS-CIEP (Basic Generation Service – Commercial Industrial Energy Pricing).**
- 2) **Transmission Charge:** \$0.006604 per KWH for all KWH
\$0.001986 per KWH for all KWH High Tension Service

DELIVERY SERVICE (Customer and Distribution charges include Corporation Business Tax as provided in Rider CBT):

- 1) **Customer Charge: \$ 264.96 per month**

- 2) **Distribution Charge:**

KW Charge: (Demand Charge)

\$ 4.13 per maximum KW
\$ 1.10 per KW High Tension Service Credit
\$ 2.74 per KW DOD Service Credit

KW Minimum Charge: (Demand Charge)

\$ 1.25 per KW Minimum Charge
\$ 0.82 per KW DOD Service Credit
\$ 0.52 per KW Minimum Charge Credit

KVAR Charge: (Kilovolt-Ampere Reactive Charge)

\$ 0.41 per KVAR based upon the 15-minute integrated KVAR demand which occurs coincident with the maximum on-peak KW demand in the current billing month (See Part II, Section 5.05)

KWH Charge:

\$0.002833 per KWH for all KWH on-peak and off-peak
\$0.001005 per KWH High Tension Service Credit
\$0.001841 per KWH DOD Service Credit

6. CMC is required to pay distribution charges that are similar to these amounts since it is in a subset of the GT rate class.

7. Since CMC is a large volume customer of electricity from JCP&L and pays distribution charges, it will be impacted by this IIP proceeding.

8. Rate Counsel also argues that the rates applicable to CMC and other customers will not be decided in this IIP proceeding but will instead be decided in a JCP&L base rate case, and therefore Rate Counsel believes it is unnecessary for CMC to intervene in the IIP proceeding.

9. However, the Board has previously granted intervention to customers like CMC in other IIP proceedings as those IIP proceedings did impact the cost of electric and gas service for those customers. For example, on March 12, 2009, the Board granted the motion to intervene filed by CMC's predecessor, Gerdau, in a prior JCP&L IIP proceeding.² Gerdau argued in its motion that it owns and operates a steelmaking facility in Sayreville that is served by JCP&L and is one of the largest customers in JCP&L's system. Gerdau also argued that as a significant electricity customer, it has an interest in the level and recovery of proposed intrastate project costs that is not adequately represented by any other party in the proceeding. Those arguments are also applicable to CMC which purchased the Gerdau steelmaking facility. The Board also granted intervention in that proceeding to the New Jersey Large Energy Users Coalition ("NJLEUC"), which is a group of large commercial and industrial customers.

10. In addition, on November 22, 2018, the Board granted intervention in another prior JCP&L IIP proceeding to NJLEUC who argued that the outcome of the IIP proceeding would have an impact on the cost of electric service for its members.³

² Order Granting Motions For Intervention And Admission Pro Hac Vice (March 12, 2009), I/M/O The Proceeding For Infrastructure Investment And A Cost Recovery Mechanism For Gas & Electric Utilities; In The Matter Of The Verified Petition Of Jersey Central Power & Light Company For An Economic Stimulus Infrastructure Investment Program And Associated Cost Recovery Mechanism (BPU Docket Nos. EO09010049, EO09010055).

³ See Prehearing Order with Procedural Schedule and Order On Motions To Intervene or Participate and For Admission Pro Hac Vice (November 22, 2018), I/M/O The Verified Petition of Jersey Central Power & Light Company for Approval of an Infrastructure Investment Program (Reliability Plus) (BPU Docket No. EO18070728).

11. Similarly, on March 3, 2022, the Board granted intervention to NJLEUC in PSE&G's IIP proceeding.⁴ NJLEUC made the same arguments about the impact of the IIP on the cost of electric and gas service for its members in its motion to intervene in that proceeding.

Therefore, CMC respectfully requests the Board (1) grant it full procedural and substantive rights as an intervenor in this matter pursuant to N.J.A.C. 1:1-16.1 et seq., and (2) order such further relief in connection therewith as the Board deems reasonable and just.

By:



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Counsel for Commercial Metals Company

Dated: January 31, 2024

⁴ See Prehearing Order With Procedural Schedule And Order On Motions To Intervene Or Participate And For Admission Pro Hac Vice (March 3, 2022), I/M/O The Petition Of Public Service Electric And Gas Company For Approval Of An Infrastructure Advancement Program (IAP) (BPU Docket Nos. EO21111211 AND GO21111212).

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