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State of New Jersey
BOARD OF PUBLIC UTILITIES
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(609)777-3300

Christine Guhl-Sadovy
President

Dr. Zenon Christodoulou
Commissioner

Marian Abdou
Commissioner

Michael Bange
Commissioner

May 28, 2024

Re: IN THE MATTER OF THE PETITION OF JERSEY CENTRAL POWER & LIGHT COMPANY FOR APPROVAL OF JCP&L'S ENERGY EFFICIENCY AND CONSERVATION PLAN INCLUDING ENERGY EFFICIENCY AND PEAK DEMAND REDUCTION PROGRAMS (JCP&L EE&C)

BPU Docket No. EO20090620

Agenda Date: May 22, 2024 – Agenda Item: 8F

To the Service List:

Please be advised the New Jersey Board of Public Utilities' ("Board's") May 22, 2024 Order issued ("Order") in this proceeding has been corrected to reflect the appropriate parties of record.

The Order now includes the corrected parties of record. This is the only change to the issued Order, which has been re-distributed to the parties of record and the attached service list. This correction does not change or alter the Board's decision.

The corrected Order will be posted on the Board's website.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sherri L. Golden".

Sherri L. Golden
Board Secretary



Agenda Date: 5/22/24
Agenda Item: 8F

STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

ENERGY AND CLEAN
ENERGY

IN THE MATTER OF THE PETITION OF JERSEY)
CENTRAL POWER & LIGHT COMPANY FOR)
APPROVAL OF JCP&L'S ENERGY EFFICIENCY AND)
CONSERVATION PLAN INCLUDING ENERGY)
EFFICIENCY AND PEAK DEMAND REDUCTION)
PROGRAMS (JCP&L EE&C))
ORDER APPROVING)
STIPULATION)
DOCKET NO. EO20090620)

Parties of Record:

Brian O. Lipman, Esq., Director, New Jersey Division of Rate Counsel
Michael J. Martelo, Esq., Counsel, Jersey Central Power & Light Company
John M. Kolesnik, Esq., Policy Counsel for the Energy Efficiency Alliance of New Jersey
Steven S. Goldenberg, Esq., Giordano, Halleran & Ciesla, P.C., Counsel for the New Jersey Large Energy Users Coalition

BY THE BOARD:

On December 5, 2023, Jersey Central Power & Light Company ("JCP&L" or "Company") filed a letter petition requesting that the New Jersey Board of Public Utilities ("Board") authorize the Company to extend the term of its initial energy efficiency ("EE") portfolio of programs ("Triennium 1 EE Program") established pursuant to New Jersey Clean Energy Act of 2018, L. 2018, c. 17 ("CEA") for a six (6)-month period ("Extension Period") from July 1, 2024 through December 31, 2024 ("Petition"). Additionally, by the Petition, JCP&L sought Board approval to implement a budget of \$69,290,584 for the Extension Period and other relief related to this budget request.

By this Decision and Order, the Board considers a stipulation of settlement ("Stipulation") executed by JCP&L, the New Jersey Division of Rate Counsel ("Rate Counsel"), Board Staff ("Staff"), the Energy Efficiency Alliance of New Jersey ("EEA-NJ"), and the New Jersey Large Energy Users Coalition (collectively, "Parties") that resolves all issues relating to the Petition.

BACKGROUND AND PROCEDURAL HISTORY

On September 25, 2020, JCP&L filed a petition with the Board seeking approval to implement its Triennium 1 EE Program from July 1, 2021 through June 30, 2024. By Order dated April 27, 2021, the Board approved a stipulation of settlement authorizing JCP&L to implement its Triennium 1 EE Program with a total budget of \$203,032,357.¹ The Triennium 1 EE Program’s component sub-programs are detailed below:

JCP&L Summary of Program Costs		
Program	Sub-Program	Total Program Budget (\$)
Efficient Products	Efficient Products	\$59,136,139
Existing Homes	Home Performance with Energy Star	\$19,907,837
	Quick Home Energy Check-up	\$6,290,830
	Moderate Income Weatherization	\$13,951,299
Home Energy Education and Management	Behavioral	\$3,700,804
Direct Install	Direct Install	\$24,270,994
Energy Solutions for Business	Prescriptive / Custom	\$50,633,091
	Energy Management	\$5,645,320
	Engineered Solutions	\$9,763,104
Multifamily	Multifamily	\$6,678,525
Home Optimization & Peak Demand Reduction	Home Optimization & Peak Demand Reduction	\$3,054,413
Total		\$203,032,357

By Order dated May 24, 2023, the Board directed each of the State’s electric and gas public utilities (“Utilities”) to propose, for Board approval, EE programs for the second three (3)-year EE program period (“Triennium 2”) on or before October 2, 2023, and addressed certain aspects of

¹ In re the Petition of Jersey Central Power & Light Company for Approval of JCP&L’s Energy Efficiency and Conservation Plan Including Energy Efficiency and Peak Demand Reduction Programs (JCP&L EE&C), BPU Docket No. EO20090620, Order dated April 27, 2021.

the Triennium 2 framework.² By Order dated July 26, 2023, the Board approved the remaining aspects of the Triennium 2 framework.³

By Order dated October 25, 2023, the Board delayed the start of Triennium 2 by six (6) months, from July 1, 2024 until January 1, 2025, and directed the Utilities to file petitions to extend their respective Triennium 1 programs, without changes, by six (6) months for Board approval.⁴ By the October 2023 Order, the Board directed that each Utility's Extension Period budget should not exceed 50% of that Utility's Program Year 3 ("PY3") budget in order to align with the progress and ramping of the EE programs. The Board further ordered that, as part of the Extension Period, each Utility shall meet energy savings targets equivalent to 50% of their respective PY3 energy savings targets to align with the progress and ramping of the EE programs. The Board further authorized the Utilities to shift program budgets within the same sector, or among sectors, during the Extension Period according to the parameters applicable to Triennium 2.

PETITION

On December 5, 2023, the Company filed the Petition, requesting Board approval to continue its Triennium 1 EE Program through December 31, 2024 with an incremental Extension Period budget of \$69,290,584, or 50% of its PY3 budget of \$138,581,168. Consistent with the Triennium 1 Extension Order, the Company's energy savings target is 50% of its PY3 energy savings target, or an estimated 102,076 megawatt hours ("MWh") in net annual energy savings and 1,224,200 MWh in net lifetime energy savings for the Extension Period.

On March 21, 2024, the Company held a virtual public hearing in which representatives of the Company, Staff, and Rate Counsel participated. No members of the public attended, and the Board received no written comments.

² In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs; In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Second Triennium of Energy Efficiency and Peak Demand Reduction Programs; In re Electric Public Utilities and Gas Public Utilities Offering Energy Efficiency and Conservation Programs, Investing in Class I Renewable Energy Resources and Offering Class I Renewable Energy Programs in Their Respective Service Territories on a Regulated Basis, Pursuant to N.J.S.A. 48:3-98.1 and N.J.S.A. 48:3-87.9 - Minimum Filing Requirements, BPU Docket Nos. QO19010040, QO23030150, and QO17091004, Order dated May 24, 2023.

³ In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs; In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Second Triennium of Energy Efficiency and Peak Demand Reduction Programs; In re Electric Public Utilities and Gas Public Utilities Offering Energy Efficiency and Conservation Programs, Investing in Class I Renewable Energy Resources and Offering Class I Renewable Energy Programs in Their Respective Service Territories on a Regulated Basis, Pursuant to N.J.S.A. 48:3-98.1 and N.J.S.A. 48:3-87.9 - Minimum Filing Requirements, BPU Docket Nos. QO19010040, QO23030150, and QO17091004, Order dated July 26, 2023.

⁴ In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Second Triennium of Energy Efficiency and Peak Demand Reduction Programs, BPU Docket No. QO23030150, Order dated October 25, 2023 ("October 2023 Order").

STIPULATION

Following a review of the Petition and conducting discovery, the Parties executed the Stipulation, which provides the following:⁵

11. The Parties agree that JCP&L's Triennium 1 EE Program, as modified by the Stipulation, shall be extended for a term of six (6) months beyond the current termination date of June 30, 2024, and that the Company is fully authorized to implement and administer the Triennium 1 programs on a regulated basis for an additional six (6)-month term through December 31, 2024 under the terms and conditions set forth in the April 2021 Order, except as otherwise set forth in the Stipulation.
12. The Parties agree that the budget of \$69,290,584 for the Extension Period is in the public interest. The Parties agree that JCP&L is authorized to utilize deferred accounting for all prudently incurred costs associated with the Triennium 1 EE Program and to recover all prudently incurred costs associated with the Triennium 1 EE Program, including the costs of the Extension Period, through the Company's Rider Regional Greenhouse Gas Initiative Recovery Charge filings.
13. The Parties agree that JCP&L is authorized to seek recovery of the revenue impact of sales losses resulting from the Plan through future Rider Lost Revenue Adjustment Mechanism ("LRAM") filings. Consistent with the filing schedule set forth in the April 2021 Order, the Company's next Rider LRAM filing shall be for the recovery of lost revenues from July 1, 2023 through June 30, 2024 (i.e., the first 12 months of extended Program Year 3), and the Company's subsequent Rider LRAM filing shall be for the recovery of lost revenues from July 1, 2024 through June 30, 2025 (i.e., the final six [6] months of extended PY3 and the abbreviated fourth program year). The Company shall make its Rider LRAM filings as soon as practicable after the data for the pertinent period becomes available.
14. The Parties agree that JCP&L is permitted to undertake projects that the Company has committed to undertake, as well as projects that have commenced, prior to December 31, 2024, and may continue those projects for any completion and close-out activities.
15. The Parties agree that the energy savings target for JCP&L's six (6)-month extension period is 50% of the energy savings target established for Program Year 3 in its Triennium 1 EE Program in accordance with the Board's Order dated June 10, 2020, as outlined in the October 2023 Order, or an estimated 102,076 MWh in net annual energy savings and 1,224,200 MWh in net lifetime energy savings.
16. The Parties agree that, for purposes of evaluation and reporting, the extended Program Year 3, which is the 18-month period from July 1, 2023 through December 31, 2024, will be used.

⁵ Although summarized in this Order, the detailed terms of the Stipulation control, subject to the finding and conclusions of this Order. Paragraphs are numbered to coincide with the Stipulation.

DISCUSSION AND FINDINGS

The Board, having carefully reviewed the record in this matter, including the Petition and the Stipulation, **HEREBY FINDS** that continuing JCP&L's existing Triennium 1 EE Program is in the public interest and that the Stipulation is reasonable, in the public interest, and in accordance with the law. The Board **FURTHER FINDS** that the Stipulation is consistent with the goals of the CEA and New Jersey's Energy Master Plan, as well as the requirements of the Board's June 10, 2020 Order establishing the framework for Triennium 1 EE programs and the October 2023 Order.⁶ Accordingly, the Board **HEREBY APPROVES** the attached Stipulation in its entirety and **HEREBY INCORPORATES** its terms and conditions as though fully set forth herein.

There will be no immediate rate impacts as a result of the Stipulation.

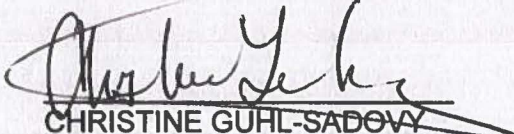
The Company's rates and costs, including the Triennium 1 EE Program and any associated modification costs, remain subject to audit. This Decision and Order shall neither preclude nor prohibit the Board from taking any action determined to be appropriate as a result of any such audit.

⁶ In re the Implementation of P.L. 2018, c. 17 Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs, BPU Docket Nos. QO19010040, QO19060748, and QO17091004, Order dated June 10, 2020.

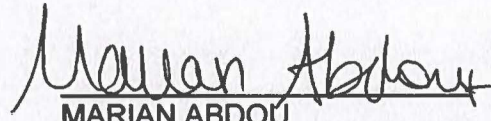
The effective date of this Order is May 29, 2024.

DATED: May 22, 2024

BOARD OF PUBLIC UTILITIES
BY:



CHRISTINE GUHL-SADOVY
PRESIDENT


DR. ZENON CHRISTODOLOU
COMMISSIONER


MARIAN ABDOU
COMMISSIONER


MICHAEL BANGE
COMMISSIONER

ATTEST:


SHERRI L. GOLDEN
SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public Utilities.

IN THE MATTER OF THE PETITION OF JERSEY CENTRAL POWER & LIGHT COMPANY FOR APPROVAL OF
JCP&L'S ENERGY EFFICIENCY AND CONSERVATION PLAN INCLUDING ENERGY EFFICIENCY AND PEAK
DEMAND REDUCTION PROGRAMS (JCP&L EE&C)

DOCKET NO. EO20090620

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**STATE OF NEW JERSEY
BOARD OF PUBLIC UTILITIES**

IN THE MATTER OF THE VERIFIED PETITION)	STIPULATION OF
OF JERSEY CENTRAL POWER & LIGHT)	SETTLEMENT
COMPANY FOR APPROVAL OF JCP&L’S)	
ENERGY EFFICIENCY AND CONSERVATION)	
PLAN INCLUDING ENERGY EFFICIENCY AND)	
PEAK DEMAND REDUCTION PROGRAMS)	BPU DOCKET NO. EO20090620
(JCP&L EE&C))	

APPEARANCES:

Mark A. Lazaroff, Esq. and **Catherine G. Vasudevan, Esq.**, Morgan, Lewis & Bockius LLP, for the Petitioner, Jersey Central Power & Light Company

Tori L. Giesler, Esq. and **Michael J. Martelo, Esq.**, FirstEnergy Service Company, for the Petitioner, Jersey Central Power & Light Company

Steven A. Chaplar, Esq., Deputy Attorney General, for the Staff of the New Jersey Board of Public Utilities (**Matthew J. Platkin, Esq.**, Attorney General of the State of New Jersey)

Maura Caroselli, Esq., Managing Attorney – Gas, **Sarah H. Steindel, Esq.**, **Megan Lupo, Esq.**, **Mamie W. Purnell, Esq.**, and **Andrew Gold, Esq.**, Assistant Deputies Rate Counsel, for the New Jersey Division of Rate Counsel (**Brian O. Lipman, Esq.**, Director)

Steven S. Goldenberg, Esq., Giordano, Halleran & Ciesla, P.C., for the New Jersey Large Energy Users Coalition

John M. Kolesnik, Esq., Policy Counsel, for the Energy Efficiency Alliance of New Jersey

TO: THE NEW JERSEY BOARD OF PUBLIC UTILITIES

This Stipulation of Settlement (“Stipulation”) is made by and among the Petitioner, Jersey Central Power & Light Company (“JCP&L” or “Company”), Staff of the New Jersey Board of Public Utilities (“Staff”), the New Jersey Division of Rate Counsel (“Rate Counsel”), the New Jersey Large Energy Users Coalition, and the Energy Efficiency Alliance of New Jersey (collectively, “Parties”) to resolve JCP&L’s letter petition in this docket and join in recommending that the New Jersey Board of Public Utilities (“Board” or “BPU”) issue a final Decision and Order

approving this Stipulation and modifying the Company’s Triennium 1 Energy Efficiency and Conservation Plan (“Triennium 1 EE&C Plan” or “Plan”) as set forth herein.

BACKGROUND

1. On September 25, 2020, JCP&L filed a petition with the Board requesting approval of its proposed Triennium 1 EE&C Plan, inclusive of energy efficiency (“EE”) programs, as well as associated cost recovery pursuant to the New Jersey Clean Energy Act of 2018 (“CEA”).¹

2. By Order dated April 27, 2021, the Board approved a stipulation of settlement authorizing JCP&L to implement its Triennium 1 EE&C Plan, as modified, for a three (3)-year term from July 1, 2021 through June 30, 2024.² The Triennium 1 EE&C Plan includes seven (7) programs and 11 sub-programs, with a total budget of \$203,032,357. In the April 2021 Order, the Board further approved the recovery of Triennium 1 EE&C Plan costs and the revenue impact of sales losses resulting from the Plan through a component of the Company’s Rider Regional Greenhouse Gas Initiative Recovery Charge (“Rider RRC”) and Rider Lost Revenue Adjustment Mechanism Charge (“Rider LRAM”), respectively.

¹ N.J.S.A. 48:3-87.8 et seq.

² In re the Verified Petition of Jersey Central Power & Light Company for Approval of JCP&L’s Energy Efficiency and Conservation Plan Including Energy Efficiency and Peak Demand Reduction Programs (JCP&L EE&C), BPU Docket Nos. QO19010040 and EO20090620, Order dated April 27, 2021 (“April 2021 Order”).

3. By Order dated May 24, 2023, the Board directed each electric and gas public utility (“Utilities”) to propose EE programs for the second triennium period (“Triennium 2”) on or before October 2, 2023 and addressed certain aspects of the EE Triennium 2 framework.³ By Order dated July 26, 2023, the Board approved the remaining aspects of the Triennium 2 framework necessary for the Utilities to submit their Triennium 2 filings.⁴

4. By Order dated September 27, 2023, the Board established a December 1, 2023 deadline for the Utilities to submit their respective Triennium 2 EE program filings implemented pursuant to the CEA.⁵

5. By Order dated October 25, 2023, the Board found that it was reasonable, prudent, and in the public interest to provide additional time for Board Staff and Rate Counsel to conduct a thorough and diligent concurrent review of the Triennium 2 filings, as well as to provide parties

³ In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs; In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Second Triennium of Energy Efficiency and Peak Demand Reduction Programs; In re: Electric Public Utilities and Gas Public Utilities Offering Energy Efficiency and Conservation Programs, Investing in Class I Renewable Energy Resources and Offering Class I Renewable Energy Programs in Their Respective Service Territories on a Regulated Basis, Pursuant to N.J.S.A. 48:3-98.1 and N.J.S.A. 48:3-87.9 - Minimum Filing Requirements, BPU Docket Nos. QO19010040, QO23030150, and QO17091004, Order dated May 24, 2023 (“May 2023 Order”).

⁴ In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs; In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Second Triennium of Energy Efficiency and Peak Demand Reduction Programs; In re Electric Public Utilities and Gas Public Utilities Offering Energy Efficiency and Conservation Programs, Investing in Class I Renewable Energy Resources and Offering Class I Renewable Energy Programs in Their Respective Service Territories on a Regulated Basis, Pursuant to N.J.S.A. 48:3-98.1 and N.J.S.A. 48:3-87.9 - Minimum Filing Requirements, BPU Docket Nos. QO19010040, QO23030150, and QO17091004, Order dated July 26, 2023.

⁵ In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs; In re the Implementation of P.L. 2018, c. 17, the New Jersey Clean Energy Act of 2018, Regarding the Second Triennium of Energy Efficiency and Peak Demand Reduction Programs; In re Electric Public Utilities and Gas Utilities Offering Energy Efficiency and Conservation Programs, Investing in Class I Renewable Energy Resources and Offering Class I Renewable Energy Programs in Their Respective Service Territories on a Regulated Basis, Pursuant to N.J.S.A. 48:3-98.1 and N.J.S.A. 48:3-87.9 – Minimum Filing Requirements, BPU Docket Nos. QO19010040, QO23030150, and QO17091004, Order dated September 27, 2023.

and interested stakeholders with additional time to review, analyze, and discuss the filings.⁶ By the October 2023 Order, the Board ordered that Triennium 2 shall commence on January 1, 2025 and conclude on June 30, 2027, for a total term of 2.5 years. The Board further directed the Utilities to submit filings in accordance with the new Triennium 2 term.

6. Also, by the October 2023 Order, the Board directed the Utilities to file petitions to extend their respective Triennium 1 programs, without changes, by six (6) months for the Board's approval.⁷ The Board ordered that each Utility's Triennium 1 extension budget should not exceed 50% of its third program year ("Program Year 3" or "PY3") budget to align with the progress and ramping of the EE programs. Further, the Board ordered that, as part of the Triennium 1 extension, each Utility shall meet energy savings targets equivalent to 50% of its PY3 energy savings targets to align with the progress and ramping of the EE programs. The Board further authorized the Utilities to shift program budgets within the same sector or among sectors during the Triennium 1 extension according to the parameters applicable to Triennium 2.⁸

7. Pursuant to the October 2023 Order, on December 5, 2023, JCP&L filed a letter petition with the Board seeking approval to extend the Triennium 1 EE&C Plan by a period of six (6) months ("Extension Period") to December 31, 2024 ("Extension Petition"). The Extension Petition proposed a budget of \$69,290,584 for the Extension Period, equal to 50% of the Company's remaining Triennium 1 budget of \$138,581,168 as of June 30, 2023, and available to spend in Program Year 3.

⁶ In re the Implementation of P.L. 2018, c. 17 the New Jersey Clean Energy Act of 2018, Regarding the Second Triennium of Energy Efficiency and Peak Demand Reduction Programs, BPU Docket No. QO23030150, Order dated October 25, 2023 ("October 2023 Order").

⁷ Ibid.

⁸ See the October 2023 Order and the May 2023 Order at 18-19.

8. JCP&L is seeking recovery of its actual Triennium 1 EE&C Plan costs, including the costs of the Extension Period, through its 2023 Rider RRC filing in BPU Docket No. ER24020075. JCP&L will also seek recovery of the revenue impact of sales losses resulting from the Plan through future Rider LRAM filings. Because JCP&L will seek recovery in separate filings, the Extension Petition will result in no immediate impact on any customer's bill and is solely for approval of the Board-ordered extension of the Triennium 1 EE&C Plan.

9. A public hearing in this matter was held on March 21, 2024. One (1) member of the public attended the hearing to oppose the increased costs associated with the Extension Petition.

10. Upon review of the Extension Petition and responses to discovery, the Parties to this proceeding stipulate and agree as follows:

STIPULATED ISSUES

11. The Parties agree that JCP&L's Triennium 1 EE&C Plan, as modified herein, shall be extended for a term of six (6) months beyond the current termination date of June 30, 2024, and that the Company is fully authorized to implement and administer the Triennium 1 programs on a regulated basis for an additional six (6)-month term through December 31, 2024 under the terms and conditions set forth in the April 2021 Order, except as otherwise set forth herein.

12. The Parties agree that the budget of \$69,290,584 for the Extension Period is in the public interest. The Parties agree that JCP&L is authorized to utilize deferred accounting for all prudently incurred costs associated with the Triennium 1 EE&C Plan and to recover all prudently incurred costs associated with the Plan, including the costs of the Extension Period, through the Company's Rider RRC filings.

13. The Parties agree that JCP&L is authorized to seek recovery of the revenue impact of sales losses resulting from the Plan through future Rider LRAM filings. Consistent with the filing schedule set forth in the April 2021 Order, the Company's next Rider LRAM filing shall be for the recovery of lost revenues from July 1, 2023 through June 30, 2024 (*i.e.*, the first 12 months of extended Program Year 3), and the Company's subsequent Rider LRAM filing shall be for the recovery of lost revenues from July 1, 2024 through June 30, 2025 (*i.e.*, the final six (6) months of extended PY3 and the abbreviated fourth program year). The Company shall make its Rider LRAM filings as soon as practicable after the data for the pertinent period becomes available.

14. The Parties agree that JCP&L is permitted to undertake projects that the Company has committed to undertake, as well as projects that have commenced, prior to December 31, 2024, and may continue those projects for any completion and close-out activities.

15. The Parties agree that the energy savings target for JCP&L's six (6)-month extension period is 50% of the energy savings target established for Program Year 3 in its Triennium 1 EE&C Plan in accordance with the Board's Order dated June 10, 2020, as outlined in the October 2023 Order, or an estimated 102,076 megawatt-hours ("MWh") in net annual energy savings and 1,224,200 MWh in net lifetime energy savings.⁹

16. The Parties agree that, for purposes of evaluation and reporting, the extended Program Year 3, which is the 18-month period from July 1, 2023 through December 31, 2024, will be used.

17. This Stipulation represents a mutual balancing of interests, contains interdependent provisions, and, therefore, is intended to be accepted and approved in its entirety. In the event any

⁹ In re the Implementation of P.L. 2018, c. 17 Regarding the Establishment of Energy Efficiency and Peak Demand Reduction Programs, BPU Docket Nos. QO19010040, QO19060748, and QO17091004, Order dated June 10, 2020.

aspect of this Stipulation is not accepted and approved in its entirety by the Board, any Party aggrieved thereby shall not be bound to proceed with this Stipulation and shall have the right to litigate all issues addressed herein to a conclusion. More particularly, if this Stipulation is not adopted in its entirety by the Board in any applicable Order, then any Party hereto is free to pursue its then available legal remedies with respect to all issues addressed in this Stipulation as though this Stipulation had not been signed.

18. The Parties agree that they consider the Stipulation to be binding on them for all purposes herein.

19. It is specifically understood and agreed that this Stipulation represents a negotiated agreement and has been made exclusively for the purpose of these proceedings. Except as expressly provided herein, the Parties shall not be deemed to have approved, agreed to, or consented to any principle or methodology underlying or supposed to underlie any agreement provided herein, in total or by specific item. The Parties further agree that this Stipulation is in no way binding upon them in any other proceeding, except to enforce the terms of this Stipulation.

20. The Parties acknowledge that a written Board Order approving this Stipulation will become effective upon the service of said Board Order, or upon such date after the service thereof as the Board may specify, in accordance with N.J.S.A. 48:2-40.

WHEREFORE, the Parties hereto respectfully request that the Board issue a Decision and Order approving this Stipulation in its entirety, in accordance with the terms hereof, as soon as reasonably possible.

**JERSEY CENTRAL POWER & LIGHT COMPANY
PETITIONER**

By: Michael J. Martelo Dated: May 8, 2024
MICHAEL J. MARTELO, ESQ.
COUNSEL

**BRIAN O. LIPMAN, DIRECTOR
NEW JERSEY DIVISION OF RATE COUNSEL**

By: Mamie W. Purnell Dated: May 9, 2024
MAMIE W. PURNELL, ESQ.
ASSISTANT DEPUTY RATE COUNSEL

**MATTHEW J. PLATKIN
ATTORNEY GENERAL OF NEW JERSEY
Attorney for the Staff of the Board of Public Utilities**

By: Steven Chaplar Dated: May 8, 2024
STEVEN CHAPLAR, ESQ.
DEPUTY ATTORNEY GENERAL

NEW JERSEY LARGE ENERGY USERS COALITION

By: _____ Dated: May __, 2024
STEVEN S. GOLDENBERG, ESQ.
GIORDANO, HALLERAN & CIESLA, P.C.

ENERGY EFFICIENCY ALLIANCE OF NEW JERSEY

By: _____ Dated: May __, 2024
JOHN KOLESNIK, ESQ.
POLICY COUNSEL

WHEREFORE, the Parties hereto respectfully request that the Board issue a Decision and Order approving this Stipulation in its entirety, in accordance with the terms hereof, as soon as reasonably possible.

**JERSEY CENTRAL POWER & LIGHT COMPANY
PETITIONER**

By: Michael J. Martelo
MICHAEL J. MARTELO, ESQ.
COUNSEL

Dated: May 8, 2024

**BRIAN O. LIPMAN, DIRECTOR
NEW JERSEY DIVISION OF RATE COUNSEL**

By: _____
MAMIE W. PURNELL, ESQ.
ASSISTANT DEPUTY RATE COUNSEL

Dated: May __, 2024

**MATTHEW J. PLATKIN
ATTORNEY GENERAL OF NEW JERSEY
Attorney for the Staff of the Board of Public Utilities**

By: _____
STEVEN CHAPLAR, ESQ.
DEPUTY ATTORNEY GENERAL

Dated: May __, 2024

NEW JERSEY LARGE ENERGY USERS COALITION

By: Steven S. Goldenberg
STEVEN S. GOLDENBERG, ESQ.
GIORDANO, HALLERAN & CIESLA, P.C.

Dated: May 13, 2024

ENERGY EFFICIENCY ALLIANCE OF NEW JERSEY

By: _____
JOHN KOLESNIK, ESQ.
POLICY COUNSEL

Dated: May __, 2024

WHEREFORE, the Parties hereto respectfully request that the Board issue a Decision and Order approving this Stipulation in its entirety, in accordance with the terms hereof, as soon as reasonably possible.

**JERSEY CENTRAL POWER & LIGHT COMPANY
PETITIONER**

By: Michael J. Martelo
MICHAEL J. MARTELO, ESQ.
COUNSEL

Dated: May 8, 2024

**BRIAN O. LIPMAN, DIRECTOR
NEW JERSEY DIVISION OF RATE COUNSEL**

By: _____
MAMIE W. PURNELL, ESQ.
ASSISTANT DEPUTY RATE COUNSEL

Dated: May __, 2024

**MATTHEW J. PLATKIN
ATTORNEY GENERAL OF NEW JERSEY
Attorney for the Staff of the Board of Public Utilities**

By: Steve Chaplar
STEVEN CHAPLAR, ESQ.
DEPUTY ATTORNEY GENERAL

Dated: May 8, 2024

NEW JERSEY LARGE ENERGY USERS COALITION

By: _____
STEVEN S. GOLDENBERG, ESQ.
GIORDANO, HALLERAN & CIESLA, P.C.

Dated: May __, 2024

ENERGY EFFICIENCY ALLIANCE OF NEW JERSEY

By: John Kolesnik
JOHN KOLESNIK, ESQ.
POLICY COUNSEL

Dated: May 10, 2024