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July 23, 2024
Via Electronic Mail

Honorable Sherri Golden, Secretary
NJ Board of Public Utilities
44 South Clinton Avenue
PO Box 350
Trenton, New Jersey 08625

Re: In the Matter of the Petition of New Jersey American Water Company, Inc. for Authorization to
Implement a Resiliency and Environmental System Investment Charge
BPU Docket No. WR24040240

Dear Secretary Golden:

Fornaro Francioso LLC represents Mount Laurel Township Municipal Utilities Authority in the referenced matter. Attached for filing please find a copy of the following documents.

1. Motion for Intervention.
2. Proposed form of Order.
3. Certification of Service.

Thank you for your attention to the foregoing.

Very truly yours,
FORNARO FRANCIOSO LLC
Anthony R. Francioso
Anthony R. Francioso, Esq.

ARF/
Attachments

c: Service List
Pamela J. Carolan, Executive Director

3. Pursuant to N.J.S.A. 48:2-21 and P.L. 2023, c. 315 , NJAWC has petitioned the New Jersey Board of Public Utilities (hereinafter referred to as “NJBPU”), for approval to file and implement an automatic adjustment clause tariff that would establish a Resiliency and Environmental System Investment Charge for the recovery of the costs of investments for the period of 2024 through 2027.

4. The Mount Laurel Township Municipal Utilities Authority (Mt. Laurel MUA) is a customer of New Jersey American Water Company, Inc. Mt. Laurel MUA purchases water under a specific Tariff and Contract from NJAWC as well as resale water from the NJAWC.

5. Mt. Laurel has been granted intervention status in NJAWC’s cases dating back to 1995. The Mt. Laurel MUA received the appropriate governing body authorization to commence Intervention in the matter.

6. NJAWC is requesting an increase in annual revenues, in increments occurring at approximately six-month intervals. Mt. Laurel MUA will be affected by NJAWC’s requested rate and service increases. As a Contract and sales for resale customer Mt. Laurel MUA’s interests are distinct from other customers of NJAWC and no other party to this proceeding will adequately represent or protect the interests of the Mt. Laurel MUA.

LEGAL STANDARD

7. As reflected herein, the Mt. Laurel MUA meets the legal requirements for Intervention and Intervenor Status under N.J.A.C. 1:1-16.1, N.J.A.C. 1:1-16.3.: (1) The Mt. Laurel MUA will be “..substantially, specifically and directly affected by the outcome of a contested case..” “...significant interest in the outcome of case...”; (2) Mt. Laurel MUA’s “...interest is sufficiently different from that of any party so as to measurably and constructively to the scope of the case and will do so “...without causing undue delay or confusion.”

ARGUMENT

8. Mt. Laurel MUA is a customer of NJAWC’s pursuant to a Contract and under the Company’s Tariff. Mt. Laurel MUA is a large use customer and those customers are significantly different from the majority of other customers of NJAWC and participants or intervenors in this matter. Therefore, its

critical for the Mt. Laurel MUA to be permitted "Intervenor" status in this matter as it will add constructively to this case.

9. Mt. Laurel MUA will work cooperatively with all parties to ensure that any participation is not a redundancy or reiteration of positions. The Mt. Laurel MUA will abide by the scheduling established and other procedural rulings made by Your Honor. The Mt. Laurel MUA will not cause any undue delay or confusion.

10. A certificate of service and proposed form of Order granting intervention are annexed hereto.

11. For the foregoing reasons, the Mt. Laurel MUA respectfully requests that Intervenor status be granted in the above-captioned proceeding.

FORNARO FRANCIOSO LLC
SPECIAL COUNSEL FOR THE MT. LAUREL MUA


Anthony R. Francioso, Esq.

Dated: July 23, 2024

STATE OF NEW JERSEY
NEW JERSEY BOARD OF PUBLIC UTILITIES

In the Matter of the Petition of New Jersey	:	BPU Docket No.: WR24040240
American Water Company, Inc. for	:	
Authorization to Implement a Resiliency and	:	Certification of Service
Environmental System Investment Charge	:	
	:	
	:	
	:	
	:	

Anthony R. Francioso, Esq., an Attorney at Law, State of New Jersey, hereby certifies the following:

On July 23, 2024, I caused to be served by electronic mail this Motion to Intervene and supporting papers to each party on the attached service list.

I certify the foregoing statements made by me are true. I am aware that if any of the foregoing is willfully false, I may be subject to punishment.

FORNARO FRANCIOSO LLC
SPECIAL COUNSEL FOR THE MT. LAUREL MUA


Anthony R. Francioso, Esq.

Dated: July 23, 2024

**I/M/O the Petition of New Jersey-American Water Company, Inc. for Authorization to
Implement a Resiliency and Environmental System Investment Charge**

Board Docket No. WR24040240

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STATE OF NEW JERSEY
NEW JERSEY BOARD OF PUBLIC UTILITIES

In the Matter of the Petition of New Jersey : BPU Docket No.: WR24040240
American Water Company, Inc. for :
Authorization to Implement a Resiliency and :
Environmental System Investment Charge :
:

ORDER GRANTING INTERVENOR STATUS

THIS MATTER having been opened to the Court by Fornaro Francioso LLC, attorneys for the Mount Laurel Township Municipal Utilities Authority (Mt. Laurel MUA), seeking intervention in this matter based upon the facts set forth in the Motion for Intervention and filed herewith; and the Court having determined that the relief sought herein may be granted; and with no objections having been filed; and for Good Cause Shown,

IT IS, on this _____ day of _____ 2024,

ORDERED, that the Mount Laurel Township Municipal Utilities Authority be granted Intervenor status in this matter; and

It is further ORDERED counsel for the Mount Laurel Township Municipal Utilities Authority is to be placed on the Service List for all case documents, papers, pleadings, discovery materials, and exhibits and to receive notification of all hearings, conferences, stipulation discussions and all other proceedings in this matter; and

It is further ORDERED counsel for the Mount Laurel Township Municipal Utilities Authority shall serve a copy of this Order upon all counsel and parties on the Service List within seven (7) days of this Order.

Commissioner
New Jersey Board of Public Utilities