



**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
44 South Clinton Avenue, 9<sup>th</sup> Floor  
Post Office Box 350  
Trenton, New Jersey 08625-0350  
[www.nj.gov/bpu/](http://www.nj.gov/bpu/)

IN THE MATTER OF THE PETITION OF PUBLIC )  
SERVICE ELECTRIC AND GAS COMPANY FOR )  
APPROVAL OF AN EXTENSION OF A SOLAR )  
GENERATION INVESTMENT PROGRAM AND )  
ASSOCIATED COST RECOVERY MECHANISM AND )  
FOR CHANGES IN THE TARIFF FOR ELECTRIC )  
SERVICE, B.P.U.N.J. NO. 15 ELECTRIC PURSUANT )  
TO N.J.S.A. 48:2-21, 48:2-21.1 AND N.J.S.A. 48:3-98.1 )

ORDER  
MODIFYING PROCEDURAL  
SCHEDULE

DOCKET NO. EO12080721

Parties of Record:

**Matthew M. Weissman, Esq., Attorney for Petitioner, Public Service Electric and Gas Company**  
**Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel**  
**Stephen S. Goldenberg, Esq., on behalf of the New Jersey Large Energy Users Coalition**  
**James E. McGuire, Esq., on behalf of WattLotts, LLC**  
**Michael A. Gruin, Esq., on behalf of The Solar Energy Industries Association**  
**William Potter, Esq. on behalf of the Mid-Atlantic Solar Energy Industries Association**  
**Matthew Davey, on behalf of Petra Solar**  
**Robert F. Shapiro, Esq., on behalf of Prologis**  
**Hani Khoury, Esq., on behalf of the New Jersey Solar Industry Manufacturers Association**  
**Robert T. Lawless, Esq., on behalf of SunDurance Energy**  
Gary Weisman, on behalf of the New Jersey Solar Energy Coalition  
Pamela J. Scott, Esq., Atlantic City Electric Company

BY PRESIDENT ROBERT HANNA:

On August 1, 2012, Public Service Electric & Gas ("PSE&G" or "Company") filed a petition ("Petition") seeking approval of an extension of its solar generation investment program and the associated cost recovery mechanism ("Program"). In its Petition, the Company states that it will add 136 megawatts ("MW") of solar photovoltaic systems to its current Program approved by Board Order dated August 3, 2009, In re Petition of Public Service Electric and Gas Company for Approval of a Solar Generation Investment Program and Associated Cost Recovery Mechanism, under docket EO09020125. The Program is divided into four segments: Segment A, on landfills and brownfields, with a proposed capacity of 90 megawatts; Segment B, on

warehouse roofs, with a proposed capacity of 20 MW; Segment C, on parking lots, with a proposed capacity of 25 MW; and Segment D, for pilots and demonstrations, with a proposed capacity of 1 MW.

By letter dated August 31, 2012, Board Staff notified PSE&G that the Petition was administratively incomplete. On September 12, 2012, PSE&G submitted a supplemental filing to address the deficiencies identified in Staff's August 31, 2012 letter. By letter dated October 19, 2012, Staff notified the Company that the Petition was administratively complete.

By Order dated October 23, 2012, the Board determined that this matter should be retained by the Board for review and hearing, and, as authorized by N.J.S.A. 48:2-32, designated me as the presiding officer with authority to rule on all motions that arise during the proceeding, and modify any schedule that may be set as necessary to secure just and expeditious determination of the issues.

By Order dated November 19, 2012, I adopted a procedural schedule that had been developed by Board Staff, PSE&G and the New Jersey Division of Rate Counsel ("Rate Counsel"), the only parties at that time. By various Orders since then, additional parties have been added to this proceeding with each new party agreeing to adhere to that schedule.

By e-mail on January 14, 2012, the Solar Energy Industries Association ("SEIA") requested a two week extension of time to file intervenor testimony which was due on that date. Other intervenors joined in that request which was opposed by PSE&G due to the tight timeframe for meeting deadlines imposed by N.J.S.A. 48:3-98.1. I was informed that a compromise has been reached that will allow some additional time for the filing of testimony and for various responses after intervenor testimony is filed, but that the modifications to the schedule will not affect the dates for hearings and briefing of the case in the event that no settlement is reached. Accordingly, based on the agreement of all parties to this proceeding other than Prologis and the New Jersey Solar Energy Coalition, who did not respond, and the need to create a full and complete record for the Board's review, I HEREBY MODIFY the remainder of the schedule in this proceeding as follows:

Discovery/Settlement Conference	Week of January 14, 2013
Intervener Testimony	January 18, 2013
Discovery on Testimony	January 22, 2013
Responses to Discovery	January 28, 2013
Rebuttal Testimony	February 4, 2013
Discovery on Rebuttal Testimony	February 8, 2013
Responses to Discovery	February 15, 2013
Evidentiary Hearings	Week of February 19, 2013
Position Papers (Briefs)	Week of March 4, 2013
Anticipated Board Agenda	As scheduled in March

Oral Surrebuttal allowed at hearing.

Any additional requests for changes to the schedule should be made prior to the due date with notice to all those included on this e-mail.

I **HEREBY DIRECT** that this Order be posted on the Board's website and include the following language in the heading: Notice of Modified Schedule.

All filings should be made by electronic mail to the Board's Secretary at Board.Secretary@bpu.state.nj.us, and to the parties on this e-mail list. A hard copy of any filing should also be made with the Board's Secretary. This provisional ruling is subject to the ratification or other alteration by the Board as deemed appropriate.

DATED: 1/15/2013

BY:

  
ROBERT M. HANNA  
PRESIDENT