



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, NJ 08625-0350
www.nj.gov/bpu

IN THE MATTER OF THE PETITION OF PUBLIC) ORDER MODIFYING PROCEDURAL
SERVICE ELECTRIC AND GAS COMPANY FOR) SCHEDULE
APPROVAL OF A SOLAR LOAN III PROGRAM)
AND ASSOCIATED COST RECOVERY)
MECHANISM AND FOR CHANGES IN THE)
TARIFF FOR ELECTRIC SERVICE, B.P.U.N.J.) DOCKET NO. E012080726
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)

Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel
James E. McGuire, Esq., on behalf of KDC Solar LLC
Gary Weisman, on behalf of the New Jersey Solar Energy Coalition
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 Weisman, Esq., Public Service Electric and Gas Company

BY COMMISSIONER JOSEPH L. FIORDALISO:

On August 1, 2012, Public Service Electric and Gas Company ("PSE&G" or "Company") filed with the New Jersey Board of Public Utilities ("Board") a petition for a solar loan program ("Petition") pursuant to the Board Order dated May 23, 2012, In the Matter of Review of Utility Supported Programs, Docket EO11050311V ("May Order"). On August 31, 2012, Board Staff notified PSE&G that the filing was administratively complete.¹

In the Petition, the Company requests approval of a three-year Solar Loan III Program ("Program"). In addition, the Company proposes to recover all Program costs through a new component of its electric Regional Greenhouse Gas Initiative Recovery Charge ("RRC") using its weighted average cost of capital to calculate the return on its investment. According to the

¹ N.J.S.A. 48:3-98.1 requires the Board to decide cost recovery issues within 180 days. Pursuant to the Board Order issued in response to a further statutory directive within that section, Board Staff must review a petition for completeness within 30 days and when a petition is determined to be complete, set the beginning of the 180-day period. I/M/O 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, Dkt. No. EO08030164 (May 8, 2008). Accordingly, the 180-day period for a Board determination in this matter commenced on August 1, 2012.

Petition, PSE&G intends to invest up to \$193 million over a three-year period by providing loans to parties to develop PSE&G's allocation of 97.5 MW dc of solar systems as delineated in the May Order. According to the Petition, of the 97.5 MW, 9.8 MW will be allocated to a residential segment, and the remaining 87.7 MW will be allocated to a non-residential segment.

By Order dated September 13, 2012, the Board retained this matter for review and hearing, and as authorized by N.J.S.A. 48:2-32, designated me as the presiding officer authorized to rule on all motions that arise during the proceeding and modify any schedule(s) that may be set as necessary to secure just and expeditious determinations in this matter. By Order dated October 4, 2012, I established the procedural schedule for this proceeding, which was amended at the request of the parties by Order dated December 3, 2012.

On December 10, 2012, PSE&G circulated a revised schedule allowing more time for continuing discovery and settlement negotiations. Board Staff, Rate Counsel and the New Jersey Solar Energy Industries Association ("SEIA") agreed to the revised schedule on December 18, 2012. No other party has objected to the revised schedule

In light of the agreement to change the procedural schedule, and having received no objections after notice to the e-list, and being satisfied that the extension of the schedule will provide additional time for the development of the record and possibly lead to a consensual resolution of the proceeding, I **HEREBY AMEND** the procedural schedule as follows:

Intervener/Respondent Testimony	January 11, 2013
Discovery on Intervener/Respondent Testimony	January 16, 2013
Responses to Discovery on Intervener/Respondent Testimony	January 30, 2013
Rebuttal Testimony	February 6, 2013
Discovery on Rebuttal Testimony	February 11, 2013
Responses to Discovery on Rebuttal Testimony	February 18, 2013
Hearings (if necessary):	Week of February 25, 2013
Position Papers	March 1, 2013

This procedural schedule is conditioned upon the Board approving a stipulation to extend the 180-day deadline which I am advised will be presented to the Board for review at the next agenda meeting.

This ruling is provisional and subject to ratification or other alteration by the Board as it deems appropriate during the proceeding in this matter.

DATED:

January 4, 2013

BY:


JOSEPH L. FIORDALISO
COMMISSIONER

In the Matter of the Petition of Public Service Electric and Gas Company for Approval of a Solar Loan III Program and an Associated Cost Recovery Mechanism and for Changes in the Tariff for Electric Service, Pursuant to N.J.S.A. 48:3-98.1
Docket EO12080726

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