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Jerry May, Director
Division of Energy

**Board of Public Utilities
44 South Clinton Avenue
P.O. Box 350
Trenton, NJ 08625-0350**

October 9, 2012

Philip J. Passanante, Esquire
Associate General Counsel
Atlantic City Electric Company - 92DC42
500 N. Wakefield Drive
P.O. Box 6066
Newark, DE 19714-6066

Re: In the Matter of the Verified Petition of Atlantic City Electric Company ("ACE" or the "Company")
Concerning a Proposal for an Extended Solar Renewable Energy Certificate (SREC)-Based Financing
Program Pursuant to N.J.S.A. 48:3-98.1
BPU Docket No. EO12090799

Dear Mr. Passanante:

We are writing in response to the above-referenced petition ("Petition"), which Atlantic City Electric Company ("ACE") filed with the Secretary of the New Jersey Board of Public Utilities ("Board") on September 6, 2012.

By Order dated May 23, 2012 in Docket No. EO11050311V,¹ the Board authorized an extension of the electric distribution companies' solar renewable energy certificate ("SREC") financing programs based on its determination that these programs deliver benefits to the State and fairly balance the desire to maintain a healthy solar industry in the State with the desire to minimize costs to ratepayers. Order at 28. The Board's direction was the culmination of an extensive stakeholder process, and resulted in the current filing by the Company, after the Company's required 30 day meeting.

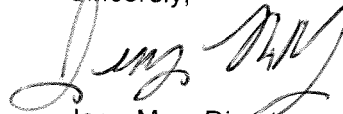
As established in the Board Order dated May 12, 2008 in Docket No. EO080303164 ("May 12 Order"), the minimum filing requirements for a petition filed under N.J.S.A. 48:3-98.1, as stated in Appendix A to the Order, may be modified by Board Staff "as determined on a case-by-case basis if public policy considerations deem specific requirements unnecessary or onerous for a particular program or class of programs. The modification of the minimum filing requirements for a particular petition shall not preclude a subsequent request being made for the information." See May 12 Order at 4. Accordingly, Board Staff amends the filing requirements of the May 12 Order to waive any filing deficiencies that may be present in the Petition without precluding subsequent requests for any information.

N.J.S.A. 48:3-98.1(b) provides the Board with 180 days to approve, modify, or deny ACE's requested recovery of costs for the above-referenced program. As stated in the Board's May 12 Order, if Board Staff notifies the utility that the petition is complete as filed, then the 180 day period for the Board to approve, modify or deny the petition will commence on the date that the petition was filed. Accordingly, the 180-day review period commences on September 6, 2012.

¹ In the matter of the Review of Utility Supported Solar Programs, BPU Dkt. No. EO11050311V.

Board Staff has reviewed the Petition for completeness in accordance with the Board's May 12 Order and has determined that it is administratively complete. Accordingly, ACE should contact the parties, including the Attorney General's Office, to determine a schedule so that the Board will be in a position to issue an order in the matter approving, modifying, or denying the requested program and cost recovery mechanism within 180 days of the Petition's completed filing as provided by N.J.S.A. 48:3-98.1(c) which will be March 5, 2013 based upon Board Staff's finding of administrative completeness.

Sincerely,

A handwritten signature in black ink, appearing to read "Jerry May", written in a cursive style.

Jerry May, Director
Division of Energy