



South Jersey Energy

Where we put all of our energy

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DM 11-19

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July 19, 2013

Ms. Debra Howland
Executive Director
New Hampshire Public Utilities Commission
21 S. Fruit Street, Suite 10
Concord, NH 03301-2429

Re: 2010 and 2011 Compliance Year Renewable Portfolio Requirements

Dear Ms. Howland,

I formally and respectfully ask you to reconsider our request to accept revised RPS filings for the years 2010 and 2011 which was denied in your letter dated, July 9, 2013.

South Jersey Energy Company feels that we are in full compliance with the State of New Hampshire's RPS program. The initial 2010 filing was based on the incorrect number of kWh of electricity sold or delivered to NH end-use customers which carried through to 2011 as the banked certificates were incorrect as a consequence thereof. Please find attached evidence of the correct number for 2010 and the revised 2010 and 2011 filings including the respective GIS "My settled Certificate Disposition". With that evidence we demonstrate full compliance for both compliance years. Since the error in the original filing was clearly a clerical error we feel that we should not be punished by having to pay additional alternative compliance payments.

We have been serving customers since 2007 in New Hampshire without any issues with state filings. SJE has been working with Elizabeth Nixon to resolve this issue since November 2012. There were several calls, exchange of emails after which the final revisions were sent in April 2013 after we reached a mutual understanding of the situation.

In our understanding, the RPS program was designed for Competitive Electricity Providers to be in compliance with the rules and regulations thereof by demonstrating that we are in full compliance we strongly feel that we complied despite the clerical error that was made in the first place.

I appreciate your consideration and should you have any questions, please don't hesitate to contact Kevin Brown, kbrown@sjindustries.com or at 609-481-3280.

Sincerely,

A handwritten signature in blue ink that reads "David Robbins, Jr."

David Robbins, Jr.
Chief Operating Officer