



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

RELIABILITY & SECURITY

IN THE MATTER OF WILLIAM JAKE)
JACOBSEN CASTLTON ENVIRONMENTAL) ADJUDICATORY HEARING REQUEST ON THE
CONTRACTORS, LLC) ADMINISTRATIVE ORDER AND
) NOTICE OF CIVIL ADMINISTRATIVE PENALTY
) ASSESSMENT (AONOCAPA)
)
) DOCKET NO. EO12010084

Parties of Record:

William Jake Jacobsen, Castlton Environmental; Contractors, LLC
CHARLES P. KELLY, Esq., McElroy, Deutsch, Mulvaney & Carpenter, LLP

BY THE BOARD:

On February 10, 2012, pursuant to N.J.A.C. 14:7-2.5, the New Jersey Board of Public Utilities ("BPU" or "Board") issued an Administrative Order and Notice of Civil Administrative Penalty Assessment ("AONOCAPA") to Castlton Environmental Contractors, LLC ("Petitioner") in the amount of \$100,000.00 for violations of the Underground Facilities Protection Act N.J.S.A. 48:2-73 et seq.

The alleged violations occurred while the Petitioner was providing excavation services at a single-family house located at 64 Rutgers Place in Clifton, New Jersey. On April 9, 2010, at approximately 1:30 P.M. there was an explosion and fire at the Clifton address. No residents were inside the house at the time of the explosion; however, several responding firefighters and one Public Service Electric and Gas Company employee were taken to the hospital. The house at 64 Rutgers place was destroyed and the surrounding properties received extensive damage.

On March 13, 2012, the Petitioner filed a request with the Board pursuant to N.J.A.C. 14:7-2.6, for an Adjudicatory Hearing on the AONOCAPA.


The Board grants the Petitioner's request for the hearing pursuant to N.J.A.C. 14:7-2.6. The Petitioner will be given an opportunity to respond to the charges, submit evidence and present testimony as may be necessary in order for the Board to make a final determination concerning the charges of unlawful activity.

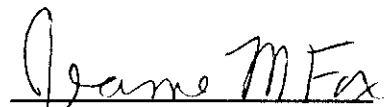
The Board has determined that this matter should be retained by the Board for review and adjudicatory hearing, and, as authorized by N.J.S.A. 48:2-32, HEREBY DESIGNATES Commissioner Joseph L. Fiordaliso as the presiding officer. Commissioner Fiordaliso is HEREBY AUTHORIZED to preside over this matter, decide upon motions, establish and modify any schedules that may be set as necessary and otherwise control the conduct of this case without the need for full Board approval, subject to subsequent Board ratification.


This Order shall be effective on June 28, 2012.

DATED: 6/18/12

BOARD OF PUBLIC UTILITIES
BY:



ROBERT M. HANNA
PRESIDENT


JEANNE M. FOX
COMMISSIONER

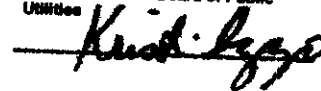

JOSEPH L. FIORDALISO
COMMISSIONER


NICHOLAS ASSELTA
COMMISSIONER


MARY-ANNA HOLDEN
COMMISSIONER

ATTEST:

KRISTI IZZO
SECRETARY

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities



IN THE MATTER OF WILLIAM JAKE JACOBSON, CASTLTON ENVIRONMENTAL
CONTRACTORAS, LLC. ADJUDICATORY HEARING REQUEST ON THE ADMINISTRATIVE
ORDER AND NOTICE OF CIVIL ADMINISTRATIVE PENALTY ASSESSMENT (AONOCAPA)
DOCKET NO. EO12010084

SERVICE LIST

Parties of Record

**William Jacobsen
Castlton Environmental Contractors, LLC.
80 W. Nyack Rd.
Nanuet, NY 10954**

**Charles P. Kelly, Esq.
McElroy, Deutsch, Mulvaney & Carpenter, LLP
Three Gateway Center
100 Mulberry Street
Newark NJ 07102-4079**

Board Staff

**James Giuliano, Director
Division of Reliability & Security
Board of Public Utilities
44 South Clinton Avenue
Trenton NJ 08625**

**Douglas Ziemba, Chief Engineer
Division of Reliability & Security
Board of Public Utilities
44 South Clinton Avenue
Trenton NJ 08625**

**James P Kane, Esq.
Counsel's Office
Board of Public Utilities
44 South Clinton Avenue
Trenton NJ 08625**

Deputy Attorney General

**Geoffrey Gersten, DAG
Division of Law
124 Halsey Street 5th floor
Newark NJ 07102**