



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/

CUSTOMER ASSISTANCE

IT TRESS, INC.)	ORDER ADOPTING INITIAL
Petitioner)	DECISION SETTLEMENT
)	
V.)	
)	
PUBLIC SERVICE ELECTRIC AND GAS COMPANY,)	BPU DOCKET NO. EC12110993U
Respondent)	OAL DOCKET NO. PUC01333-13

Parties of Record:

Andy Lee, appearing pursuant to N.J.A.C. 1:1-5.4, for Petitioner
Sheree L. Kelly, Esq., appearing on behalf of Respondent, Public Service Electric and Gas Company

BY THE BOARD:

On November 9, 2012, IT Tress, Inc. ("Petitioner" or "ITT"), filed a petition with the Board of Public Utilities ("Board") requesting a formal hearing related to a billing dispute with Public Service Electric and Gas Company ("Respondent" or "PSE&G") for electric utility services rendered by Respondent.

ITT claimed that PSE&G overcharged its electric account from February 2010 through September 2010 in the amount of \$19,733.81, after Petitioner moved from its North Bergen, New Jersey location to its current Ridgefield, New Jersey location. ITT further alleged that PSE&G indicated that the increase was due to ITT being a new customer without prior summer usage. ITT claimed that it did have a history of prior summer usage with PSE&G at its previous North Bergen location, of which Respondent was aware.

PSE&G filed an answer on December 17, 2012, denying the allegations that ITT was incorrectly billed. Respondent contended that services were supplied and billed in accordance with the terms, conditions and rate schedules set forth in its Board approved Tariff. PSE&G requested that the relief sought by ITT be denied on the basis that Petitioner failed to set forth a claim upon which relief may be granted.

After the filing of Respondent's answer, the Board transmitted this matter to the Office of Administrative Law ("OAL") for hearing and initial disposition as a contested case pursuant to

N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. This matter was assigned to Administrative Law Judge ("ALJ") Richard McGill.

While this matter was pending at the OAL, the parties engaged in negotiations and entered into and signed a Stipulation of Settlement ("Stipulation") that was submitted to the ALJ. By Initial Decision issued on August 5, 2013 and submitted to the Board on August 8, 2013, to which the Stipulation was attached and made part thereof, ALJ McGill found that the Stipulation was voluntary, that its terms fully disposed of all issues in controversy and that it satisfied the requirements of N.J.A.C. 1:1-19.1.

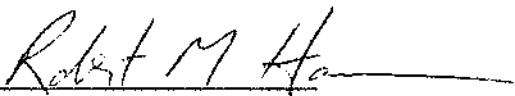
Pursuant to the Stipulation, and in order to resolve this matter regarding electric service to Petitioner's Ridgefield, New Jersey address, the parties have agreed that Respondent will credit to Petitioner's account ending in 500 01 the amount of \$17,000.00, and subsequently issue a check to Petitioner in that amount.

After review of the Initial Decision and the Stipulation of Settlement of the parties, the Board **HEREBY FINDS** that the parties have voluntarily agreed to the Stipulation as evidenced by their signatures and that by its terms, the Stipulation of Settlement fully resolves all outstanding contested issues in this matter in accordance with N.J.A.C. 1:1-19.1.

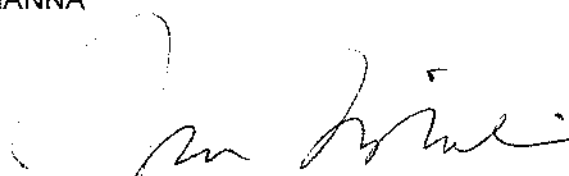
Accordingly, the Board **HEREBY ADOPTS** the Initial Decision and Stipulation of Settlement executed by the parties in their entirety as if set forth at length herein.

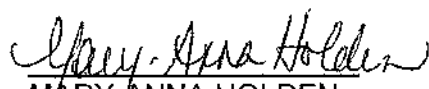
DATED: 9/18/13

BOARD OF PUBLIC UTILITIES
BY:

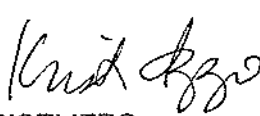

ROBERT M. HANNA
PRESIDENT


JEANNE M. FOX
COMMISSIONER

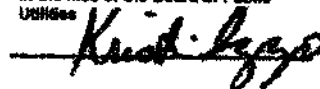

JOSEPH L. FIORDALISO
COMMISSIONER


MARY-ANNA HOLDEN
COMMISSIONER


DIANNE SOLOMON
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



IT TRESS, INC.

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. EC12110993U

OAL DOCKET NO. PUC01333-13

SERVICE LIST

<p>Andy Lee IT Tress, Inc. 65 Railroad Avenue, Suite #7 Ridgefield, NJ 07657</p> <p>Sheree L. Kelly, Esq. PSEG Services Corporation 80 Park Plaza – T5G Newark, NJ 07102-4194</p> <p>Carolyn McIntosh, DAG Division of Law 124 Halsey Street Post Office Box 45029 Newark, NJ 07101-45029</p>	<p>Eric Hartsfield, Director Division of Customer Assistance Board of Public Utilities 44 South Clinton, Avenue, 9th Floor Post Office Box 350 Trenton, NJ 08625-0350</p> <p>Julie Ford-Williams Division of Customer Assistance Board of Public Utilities 44 South Clinton, Avenue, 9th Floor Post Office Box 350 Trenton, NJ 08625-0350</p>
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filed
8/9/13



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 01333-13

BPU DKT. NO. EC12110993U

IT TRESS, INC.,

Petitioner,

v.

PUBLIC SERVICE ELECTRIC

AND GAS COMPANY,

Respondent.

Andy Lee, appearing pursuant to N.J.A.C. 1:1-5.4, for petitioner

Sheree L. Kelly, Esq., on behalf of respondent

Record Closed: July 30, 2013

Decided: August 5, 2013

BEFORE RICHARD McGILL, ALJ:

This matter is a billing dispute between IT Tress, Inc. and Public Service Electric and Gas Company. The matter was transmitted to the Office of Administrative Law on February 4, 2013, for determination as a contested case.

Prior to the hearing, the parties agreed to an amicable resolution of the matter and submitted a Stipulation of Settlement. Having reviewed the record and the settlement terms, I FIND as follows:

1. The parties have voluntarily agreed to the settlement as evidenced by their signatures or the signatures of their representatives.
2. The settlement fully disposes of all issues in controversy and is consistent with the law.

Therefore, I **CONCLUDE** that the agreement meets the requirements of N.J.A.C. 1:1-19.1 and that the settlement should be approved. Accordingly, it is **ORDERED** that the parties comply with the terms of the settlement, and it is **FURTHER ORDERED** that the proceedings in this matter be concluded.

I hereby **FILE** my initial decision with the **BOARD OF PUBLIC UTILITIES** for consideration.

This recommended decision may be adopted, modified or rejected by the **BOARD OF PUBLIC UTILITIES**, which by law is authorized to make a final decision in this matter. If the Board of Public Utilities does not adopt, modify or reject this decision within forty-five days and unless such time limit is otherwise extended, this recommended decision shall become a final decision in accordance with N.J.S.A. 52:14B-10.

Aug. 5, 2013
DATE

Richard McGill
RICHARD MCGILL, ALJ

Date Received at Agency: _____

Date Mailed to Parties: _____

ljb

Sherée L. Kelly
Assistant General Regulatory Counsel

Law Department
80 Park Plaza, T5G, Newark, NJ 07102-4194
tel: 973.430.6468 fax: 973.430.5983
email: sherec.kelly@pseg.com



July 29, 2013

Honorable Richard McGill, ALJ
Office of Administrative Law
33 Washington Street
Newark, NJ 07102-3011

Re: IT Tress, Inc. v. PSE&G
BPU Docket No.: EC12110993U
OAL Docket No.: PUC 01333-2013 N

Dear Judge McGill:

Enclosed please find a signed Stipulation of Settlement with reference to the above-captioned matter.

Respectfully submitted,


Sherée L. Kelly

SLK/jb
Enclosure

cc: Andy Lee (w/enc.)
Edward B. Sullivan (w/enc.)

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

IT Tress, Inc.
Petitioner

v.

Public Service Electric and Gas Company,
Respondent

OAL Docket No. PUC 01333-2013N
BPU Docket No. EC12110993U

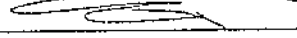
STIPULATION OF SETTLEMENT

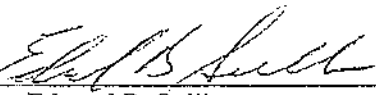
This matter having been brought before the Office of Administrative Law by the Petitioner, IT Tress, Inc. ("Petitioner"), against Respondent Public Service Electric and Gas Company ("PSE&G") for utility service rendered by PSE&G to the premises 65 Railroad Avenue, Unit #7, Ridgefield, NJ, 07657 (the "Property") and the Parties having agreed to settle this matter, hereby set forth the terms and conditions of their settlement agreement as follows:

1. PSE&G agrees to credit Petitioner's account ending 500 01, \$17,000.00.
2. PSE&G also agrees to subsequently issue a check for that amount.

Petitioner: IT Tress, Inc.

Respondent: PSE&G

By: 
Andy Lee
IT Tress, Inc.

By: 
Edward B. Sullivan
Manager, Customer Relations

Date: 7/26/2013

Date: 7/29/2013