



Agenda Date: 9/21/11
Agenda Item: VIIA

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

GLADYS FREDERICK, Petitioner,)	ORDER ADOPTING INITIAL
)	DECISION SETTLEMENT
)	
V.)	
)	
PUBLIC SERVICE ELECTRIC AND GAS COMPANY, Respondent.)	BPU DKT. NO. EC10070445U
)	OAL DKT. NO. PUC08948-10

Parties of Record:

Gwendolyn O. Austin, Esq., appearing on behalf of Petitioner, Gladys Frederick
Sheree L. Kelly, Esq., appearing on behalf of Respondent, Public Service Electric and Gas Company

BY THE BOARD:

On July 2, 2010, Gladys Frederick ("Petitioner") 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") for utility services rendered by Respondent.

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") Kimberly A. Moss.

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 decided August 12, 2011, to which the Stipulation was attached and made part thereof, ALJ Moss 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 terms of the Stipulation, Respondent will credit Petitioner's account in the amount of \$3,338.23 to bring the outstanding balance to \$1,800.00. In return, Petitioner has agreed to satisfy the \$1,800.00 outstanding balance by submitting supplemental payments to Respondent of \$75.00 per month for twenty-four (24) months by the 5th of every month beginning with September 2011.

After review of the record and the Stipulation of Settlement of the parties, the Board HEREBY FINDS that the parties have voluntarily agreed to the settlement as evidenced by their signatures and that by the terms of the Stipulation of Settlement, have fully resolved all outstanding contested issues in this matter.


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

DATED: 9/22/11

BOARD OF PUBLIC UTILITIES
BY:



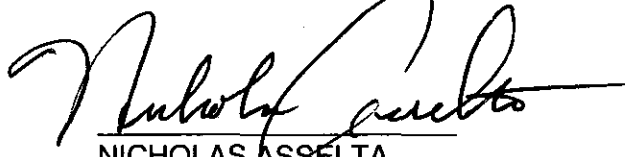
LEE A. SOLOMON
PRESIDENT




JEANNE M. FOX
COMMISSIONER



JOSEPH L. FIORDALISO
COMMISSIONER

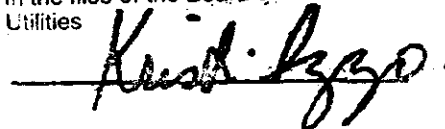


NICHOLAS ASSELTA
COMMISSIONER

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



KRISTI IZZO

GLADYS FREDERICK

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. EC10070445U
OAL DOCKET NO. PUC08948-10

SERVICE LIST

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CMS
Beslow
DAG
Yachier
RPA
Ford-Williams



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 08948-10

AGENCY DKT. NO. EC10070445U

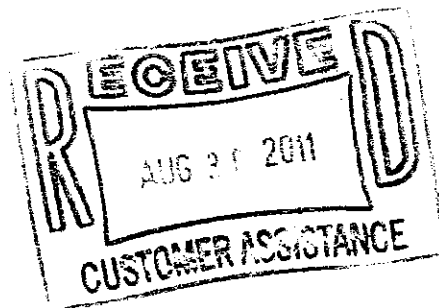
GLADYS FREDERICK,

Petitioner,

v.

**PUBLIC SERVICE ELECTRIC AND GAS
COMPANY,**

Respondent.



Gwendolyn O. Austin, Esq. on behalf of petitioner

Sheree Kelly, Esq. on behalf of respondent (PSE&G Services Corporation)

Record Closed: August 12, 2011

Decided: August 12, 2011

BEFORE KIMBERLY A. MOSS, ALJ:

On August 20, 2010 this matter was transmitted to the Office of Administrative Law (OAL) for hearing as a contested case pursuant to N.J.S.A. 52:14B-1 to-15 and N.J.S.A. 52:14F 1 to- 13. A telephone prehearing was scheduled and conducted on October 8, 2010. Several status conferences were scheduled thereafter, the last one being May 24, 2011 wherein the parties reached a tentative settlement. On July 19, 2011 the undersigned scheduled this matter for hearing, as a control date. Prior to the hearing date

the parties submitted the Stipulation of Settlement, which are incorporated herein by reference.

I have reviewed the record and terms of the Stipulation of Settlement and **FIND:**

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

I **CONCLUDE** that the agreement meets the requirements of N.J.A.C. 1:1-19.1 and therefore, it is **ORDERED** that the parties comply with the settlement terms and that these proceedings be and are hereby 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 (45) 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.

8/12/11

DATE


KIMBERLY A. MOSS, ALJ

Date Received at Agency:

Date Mailed to Parties:

ljb

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

12 P 4: 29

Gladys Frederick
Petitioner

v.

Public Service Electric and Gas Company,
Respondent

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

OAL Docket No. PUC 08948-2010N
BPU Docket No. EC10070445U

STIPULATION OF SETTLEMENT

This matter having been brought before the Office of Administrative Law by the Petitioner, Gladys Frederick ("Petitioner"), against Respondent Public Service Electric and Gas Company ("PSE&G" or "Respondent") for utility service rendered by PSE&G to the premises 214 Alexander Street, Newark, NJ, 07106 (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. Petitioner has a balance of \$5,138.23 on account no. 67 [REDACTED] 03.
2. PSE&G agrees to credit Petitioner's account \$3,338.23, which leaves a balance of \$1,800.00.
3. Petitioner agrees to pay \$75.00 per month for 24 months by the 5th of every month beginning with September 2011.

Petitioner: Gladys Frederick

Respondent: PSE&G

By: G.D. Austin *G.D. Austin*
G.D. AUSTIN - ATTORNEY

By: Edward Sullivan
Edward Sullivan, Manager
Customer Operations

Date: 8/4/11

Date: 8/9/11