



Subsequently, a Settlement Agreement and General Release ("Stipulation") were made between ACE and Petitioner dated July 27, 2019.

**DISCUSSION AND FINDINGS**

Pursuant to the terms of the Stipulation, and in order to fully resolve this matter, ACE agreed to credit Petitioner's account in the amount of \$657.04, towards her \$2,257.04 balance. As a result, the total amount owed for past usage was \$1,600. To satisfy the \$1,600 balance, Petitioner agreed to pay \$145.45 per month on the 1st of each month for eleven months, beginning August 1, 2019. The payments must be received and posted no later than the 1st of each month without any grace period.

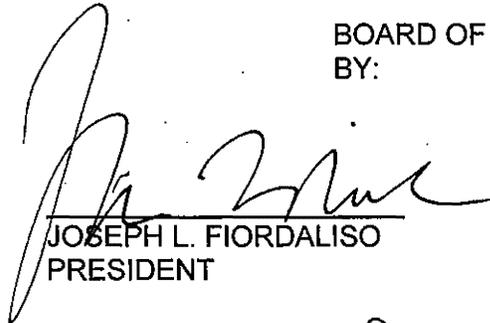
By Initial Decision issued on August 22, 2019, and submitted to the Board the same day, ALJ Oligati found that the Stipulation was voluntary, its terms fully disposed of all issues in controversy, it was consistent with the law, and that it satisfied the requirements of N.J.A.C. 1:1-19.1.

After review of the Initial Decision and the Stipulation, 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, they have fully resolved all outstanding contested issues in this matter. Accordingly, the Board **HEREBY ADOPTS** the Initial Decision and the Stipulation executed by the parties in their entirety as if fully set forth herein.

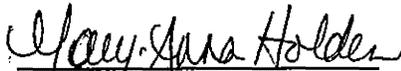
The effective date of this Order is September 21, 2019.

DATED: 9/11/19

BOARD OF PUBLIC UTILITIES  
BY:



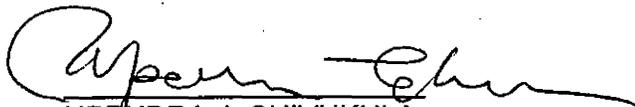
JOSEPH L. FIORDALISO  
PRESIDENT



MARY-ANNA HOLDEN  
COMMISSIONER



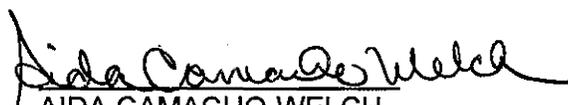
DIANNE SOLOMON  
COMMISSIONER



UPENDRA J. CHIVUKULA  
COMMISSIONER



ROBERT M. GORDON  
COMMISSIONER

ATTEST:   
AIDA CAMACHO-WELCH  
SECRETARY

**MARIETTA L. BLAND**

**V.**

**NEW JERSEY AMERICAN WATER COMPANY**

**BPU DOCKET NO. EC19020276U  
OAL DOCKET NO. PUC 05437-19**

**SERVICE LIST**

Marietta L. Bland  
Post Office Box 312  
Glassboro, NJ 08026

Andrew J. McNally, Esq.  
Atlantic City Electric  
500 N. Wakefield Drive  
Post Office Box 6066  
Newark, DE 19714-6066

Julie Ford-Williams, Director  
Division of Customer Assistance  
Board of Public Utilities  
Post Office Box 350  
Trenton, New Jersey 08625-0350  
[Julie.ford@bpu.nj.gov](mailto:Julie.ford@bpu.nj.gov)

Peter Van Brunt, Esq.  
Deputy Attorney General  
Department of Law & Public Safety  
Division of Law  
Post Office Box 45029  
Newark, NJ 07101-45029  
[peter.vanbrunt@law.njoag.gov](mailto:peter.vanbrunt@law.njoag.gov)



**State of New Jersey**  
OFFICE OF ADMINISTRATIVE LAW

**INITIAL DECISION**

**SETTLEMENT**

OAL DKT. NO. PUC 05437-19  
AGENCY DKT. NO. EC19020276U

**MARIETTA L. BLAND,**  
Petitioner,

v.

**ATLANTIC CITY ELECTRIC COMPANY,**  
Respondent.

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**Marietta L. Bland,** petitioner, pro se

**Andrew J. McNally,** Assistant General Regulatory Counsel, for respondent,  
Atlantic City Electric Company

Record Closed: August 19, 2019

Decided: August 22, 2019

BEFORE **SUSAN L. OLGIATI,** ALJ:

This matter was transmitted to the Office of Administrative Law on April 18, 2019, for determination 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.

*CMS*  
*K. Graham*  
*D. Thomas*  
*E. Harbickel*  
*J. Ford*  
*R. Lambert*  
*R. Matus*  
*K. Flynn*  
*C. Vachier*

I have reviewed the terms of settlement and I **FIND:**

OAL DKT. NO. PUC 05437-19

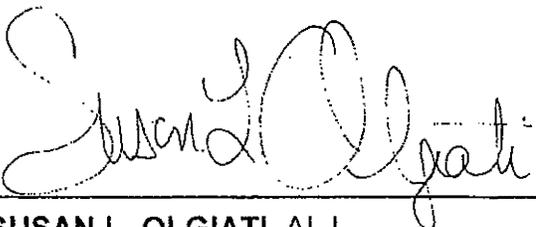
1. The parties have voluntarily agreed to the settlement as evidenced by their signatures or their representatives' signatures on the attached document. (J-1.)
2. The settlement fully disposes of all issues in controversy between them and is consistent with the law.

I **CONCLUDE** that this agreement meets the requirements of N.J.A.C. 1:1-19.1 and that the settlement should be approved. I approve the settlement and therefore **ORDER** that the parties comply with the settlement terms and that these proceedings 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.

August 22, 2019  
DATE

  
\_\_\_\_\_  
**SUSAN L. OLGATI, ALJ**

Date Received at Agency: 8-22-19

Date Mailed to Parties: \_\_\_\_\_

/s/

OAL DKT. NO. PUC 05437-19

**APPENDIX**

**EXHIBIT**

**Jointly Submitted:**

J-1 Settlement Agreement

Andrew J. McNally  
Assistant General Counsel



An Exelon Company

Mailing Address  
920C 42  
PO Box 6066  
Newark DE 19714-6066

609.909.7033 – Telephone  
609.393.0243 – Facsimile  
andrew.mcnally@exeloncorp.com

atlanticcityelectric.com

Overnight Delivery  
500 N. Wakefield Drive  
Newark, DE 19702

August 16, 2019

**VIA FEDERAL EXPRESS**

Honorable Susan Olgiati, A.L.J.  
State of New Jersey  
Office of Administrative Law  
P.O. Box 049  
Trenton, New Jersey 08625-0049

RECEIVED  
2019 AUG 19 A 11:03  
STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW

RE: *Marietta L. Bland v. Atlantic City Electric Company*  
OAL Docket No. PUC 05437-2019S  
BPU Docket No. EC119020276U

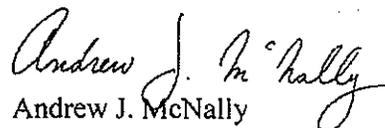
Dear Judge Olgiati:

I represent Respondent, Atlantic City Electric Company (“ACE” or “Respondent”) in the above-referenced matter. Enclosed, please find the settlement agreement executed by both Petitioner, Marietta L. Bland and ACE, bearing Ms. Bland’s original signature. As Your Honor may recall, we had originally obtained a copy of poor legibility, submitted under a cover letter dated July 25, 2019. We have since obtained the enclosed version bearing Ms. Bland’s original signature, pursuant to the Court’s request. The enclosed version was re-executed by Ms. Bland and is dated August 13, 2019.

The principal terms of the enclosed agreement were reached during a conference call convened by the Court on June 25, 2019. We appreciate the Court’s assistance in resolving this matter. In light of the enclosed settlement agreement, we respectfully request that the Court dispose of this matter as settled.

I sincerely appreciate Your Honor’s attention to this matter.

Respectfully,

  
Andrew J. McNally

Enclosure

cc: Marietta L. Bland (via email and U.S. Mail)



J-1

**VIA EMAIL & U.S. MAIL**

June 27, 2019

Marietta L. Bland  
P.O. Box 312  
Glassboro, New Jersey 08028

**lavernebland6@gmail.com**

Re: Marietta L. Bland v. Atlantic City Electric Company  
BPU Docket No. EC119020276U / OAL Docket No. PUC 05437-2019S  
Atlantic City Electric Account No. 5001 [REDACTED]

RECEIVED  
2019 JUN 19 A 11:03  
STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW

Dear Ms. Bland:

On behalf of Atlantic City Electric Company ("ACE" or the "Company"), this letter agreement will set forth the terms of a settlement offer regarding the above-referenced matter. Said matter arises out of a claim made by you that you are not responsible for electric charges in the amount of \$2,257.04 billed to you under account number 5001 [REDACTED]. In order to avoid the time and expense of further contesting this dispute, the Company is willing to settle this matter on the terms specified below.

If agreed upon, ACE will provide a one-time credit of \$657.04 towards your \$2,257.04 account balance. The remaining balance of \$1,600.00 will then be repaid by you over eleven monthly installments of \$145.45. Your first payment will be due on August 1, 2019, and your remaining payments will be due on the 1<sup>st</sup> of each month thereafter through and including July 1, 2020. Please note that each of your payments must be received and posted no later than the 1<sup>st</sup> of each month, without any grace periods.

Please note your inactive account will not generate monthly invoices for the \$145.45 due each month pursuant to this agreement. Therefore, this letter will serve as the only notification of the \$145.45 due each month beginning August 1, 2019 through and including July 1, 2020. Please send your check or money order payments indicating your prior account number of 5001 [REDACTED] to:

Atlantic City Electric  
P.O. Box 13609  
Philadelphia, PA 19101

If agreed to, this letter agreement will be relied on for the purpose of compromising and settling this dispute. By executing this agreement, you agree to the dismissal of any and all claims you have pending before the Office of Administrative Law and/or the Board of Public Utilities in the above-referenced matter. Upon your execution of this agreement, ACE shall agree to the dismissal of its counterclaims in said matter. It is

further expressly understood and agreed, as a condition of this compromise, that this agreement shall not constitute or be construed to be an admission on any part of ACE or you, or as evidencing or indicating in any degree an admission of the truth or correctness of any claims asserted in this matter by any party.

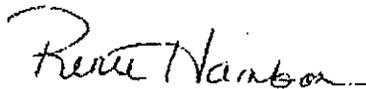
Kindly indicate your agreement by signing below and returning a fully executed copy to me on or before July 3, 2019. Upon execution of this agreement by you, ACE similarly agrees to withdraw its counterclaims in the above-referenced matter.

Consistent with the discussion held during the June 25, 2019 status conference held in this matter, counsel for ACE will forward a copy of this fully executed agreement to the Honorable Susan Olgiati, A.L.J., under a cover letter requesting that the Court dispose of this matter as settled.

Please be advised that failure to uphold the terms of this agreement will result in the nullification of this agreement. The Company reserves all of its rights to pursue any amounts owed in the event you do not adhere to the terms of this agreement.

Thank you for your cooperation in this matter.

Sincerely,

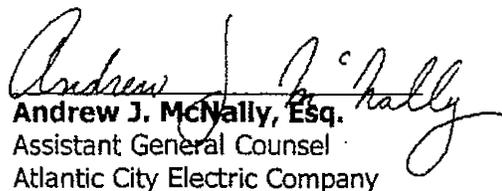


Renee Harbor  
Sr. Regulatory Assessor  
Regulatory/Executive Relations

**Acknowledged and agreed by:**

  
**Marietta Laverne Bland**

6-13-19  
**Date**

  
**Andrew J. McNally, Esq.**  
Assistant General Counsel  
Atlantic City Electric Company

6/27/19  
**Date**