



Agenda Date: 1/28/09

Agenda Item: VIIB

STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.nj.gov/bpu/

CUSTOMER ASSISTANCE

MAGDI MOSAID, Petitioner)	ORDER ADOPTING INITIAL DECISION SETTLEMENT
)	
v.)	
)	
UNITED WATER NEW JERSEY, Respondent)	BPU DOCKET NO. WC08070529U OAL DOCKET NO. PUC 11886-08

(SERVICE LIST ATTACHED)

BY THE BOARD:

On July 25, 2008, Magdi Mosaid ("Petitioner") filed a petition with the Board requesting a formal hearing related to an alleged improper billing by United Water New Jersey ("Respondent").

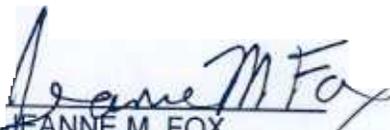
After the filing of Respondent's answer, the Board transmitted this matter to the Office of Administrative Law ("OAL") for hearing and initial disposition as a contested case pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. This matter was assigned to Administrative Law Judge ("ALJ") Richard McGill.

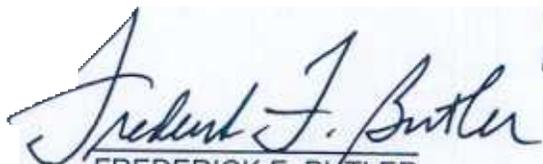
While this matter was pending at the OAL, the parties engaged in negotiations and entered into and signed a Stipulation of Settlement ("Stipulation") that was submitted to the ALJ. By Initial Decision issued on December 22, 2008, and submitted to the Board on December 29, 2008, to which the Stipulation 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 terms of their settlement, the Respondent will cancel the bill of \$1,794.41 for the subject account. In return, the Respondent will be allowed entry into the home at 190 Merhof Road, Little Ferry, New Jersey, in order to confirm the storage of one meter. In addition, the Petitioner has accepted the responsibility of becoming the customer of record with respect to water service at 190 Merhof Road, Little Ferry, New Jersey and for paying all charges going forward for water service at that address regardless of any agreement between the Petitioner and his tenant or tenants.

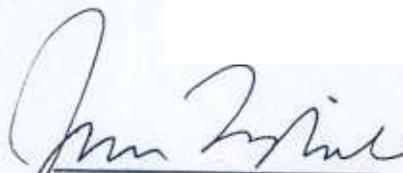
After a review and consideration of the Initial Decision and the agreement of the parties, the Board HEREBY FINDS that, by the terms of the agreement, the parties have resolved all outstanding contested issues in this matter. Accordingly, the Board HEREBY ADOPTS the Initial Decision and agreement of the parties in their entirety as if fully set out herein.

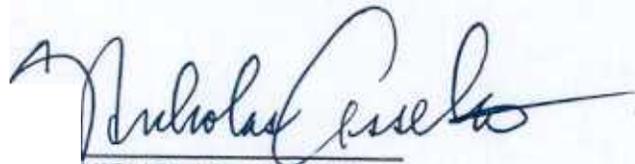
DATED: 9/28/09

BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER

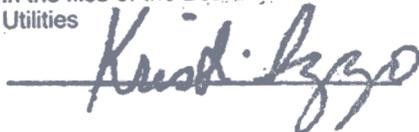

NICHOLAS ASSELTA
COMMISSIONER


ELIZABETH RANDALL
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



**MAGDI MOSAID
v.
UNITED WATER NEW JERSEY**

**BPU DOCKET NO. WC08070529U
OAL DOCKET NO. PUC 11886-08**

SERVICE LIST

Magdi Mosaid
425 Kipp Avenue
Hasbrouck Heights, New Jersey 07604

John P. Wallace, Esq.
171 East Ridgewood Avenue
Ridgewood, New Jersey 07450

Eric Hartsfield, Director
Julie Ford-Williams
Division of Customer Assistance
Board of Public Utilities
Two Gateway Center
Newark, New Jersey 07102

Cynthia L.M. Holland, DAG
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102

CMS
BESLOW
RPH



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

RECEIVED
CASE MANAGEMENT
2009 JUN -5 PM 1:44
BOARD OF PUBLIC UTILITIES

MULLER-HOLLAND

ROQUE-ROMAÑE

~~FERRELLIANG~~

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 11886-08

BPU DKT. NO. WC08070529U

MAGDI MOSAID,

Petitioner,

v.

UNITED WATER NEW JERSEY,

Respondent.

Magdi Mosaid, pro se

John P. Wallace, Esq., for respondent

Record Closed: December 5, 2008

Decided: December 22, 2008

BEFORE RICHARD McGILL, ALJ:

This matter is a billing dispute between Magdi Mosaid and United Water New Jersey. The matter was transmitted to the Office of Administrative Law on October 16, 2008, for determination as a contested case.

Prior to hearing, the parties agreed to an amicable resolution of the matter and submitted a written 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 proceedings in this matter be concluded.

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.

December 22, 2008

DATE

Richard McGill
RICHARD MCGILL, ALJ

Date Received at Agency: 1-5-09
J.A.

December 26, 2008

DEC 26 2008

Mailed to Parties:

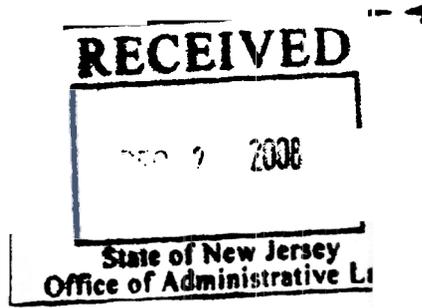
Laura Sanders

DIRECTOR AND
CHIEF ADMINISTRATIVE LAW JUDGE

DATE

OFFICE OF ADMINISTRATIVE LAW

cml



JOHN P. WALLACE
171 E. Ridgewood Avenue
Ridgewood, NJ 07450
(201) 445-3533
Attorney for Respondent

-----X
:
MAGDI MOSAID, :
:
Petitioner :
vs. :
UNITED WATER NEW JERSEY, :
:
Respondent. :
-----X

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

Docket No. WC08070529U

STIPULATION OF SETTLEMENT

The parties to this matter having reached a settlement with respect to the above matter, which relates to a disputed water bill issued by respondent for Account # [REDACTED] 6263 at 190 Merhof Road, Little Ferry, New Jersey,

IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

Respondent, United Water New Jersey, will cancel the bill of \$1,794.41 for Account #996816263.

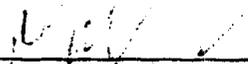
2. A representative of respondent will be allowed entry into the home at 190 Merhof Road, Little Ferry, New Jersey, in order to confirm the storage of one meter.

3. The petitioner has accepted the responsibility of paying all charges going forward, for water service at premises located at 190 Merhof Road, Little Ferry, New Jersey 07643, regardless of any agreement between the petitioner and his tenant or tenants.

4. The petitioner will become the customer of record with respect to the water service for premises located at 190 Merhof Road, Little Ferry, New Jersey.

5. The petitioner agrees that the petition in the above matter be and the same is hereby withdrawn.

Dated: November , 2008



MAGDI MOSAID, Pro Se



JOHN P. WALLACE
Attorney for Respondent



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW
33 Washington Street
Newark, NJ 07102
(973) 648-6008

**A copy of the administrative law
judge's decision is enclosed.**

**This decision was mailed to the parties
on DEC 20 2008**

RECEIVED
PH 1-44
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

33 Washington Street
Newark, NJ 07102
(973) 648-7139
Fax (973) 648-6058

Laura Sanders
Director & Chief ALJ

Robert J. Giordano, ALJ &
Manager of Organizational Development

Support Services
973-648-7143

RECEIVED
CASE MANAGEMENT
009 JAN -5 PM 1:44
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

MS. REGINA CONLON
BOARD OF PUBLIC UTILITIES
TWO GATEWAY CENTER - 8TH FLOOR
NEWARK, N.J. 07102
973-648-3232

Re: TRANSMITTAL OF FILES

We are hereby forwarding to you our complete file jacket(s) for the matter(s) listed via Lawyers Service.

Should a listed jacket not be included in this batch, please call or e-mail the undersigned.

PUC

11886-08 MAGID MOSAID

DEC. 29. 2008
DATE

S. WILSON (DR) 
SANDRA A. WILSON, OFFICE SUPERVISOR
OFFICE OF ADMINISTRATIVE LAW
SANDRA.WILSON@OAL.STATE.NJ.US

1-5-09
DATE


AGENCY RECEIPT