



Agenda Date: 1/16/08
Agenda Item: VIIA

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

CUSTOMER ASSISTANCE

CHARLES M. WEISBERG, PETITIONER)	ORDER ADOPTING INITIAL DECISION
)	SETTLEMENT
V.)	
)	
ATLANTIC CITY ELECTRIC COMPANY,)	BPU DOCKET NO. EC07020127U
RESPONDENT)	OAL DOCKET NO. PUC 2663-07

(SERVICE LIST ATTACHED)

BY THE BOARD:

On February 20, 2007, Charles M. Weisberg (Petitioner) filed a petition, entitled "Petition of Appeal," with the Board of Public Utilities (Board) disputing a bill of Atlantic City Electric Company (Respondent) for electric services.

After the filing of Respondent's answer, the Board transmitted this matter to the Office of Administrative Law (OAL) on April 9, 2007 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 (ALJ) Judge W. Todd Miller.

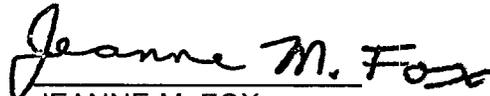
While this matter was pending at the OAL, the parties engaged in negotiations and reached a settlement that was submitted to the ALJ. By Initial Decision, issued on November 19, 2007 and submitted to the Board on November 30, 2007, to which the settlement was attached and made part thereof, ALJ Miller found that the agreement was voluntary, that its terms fully disposed of all issues in controversy and that it met the requirements of N.J.A.C. 1:1-19.1.

Pursuant to the terms of the settlement, Respondent agreed to credit Petitioner's account in the amount of \$200.00 within seven days of the Board's approval of this agreement. In return, the Petitioner shall agree to dismiss the action with prejudice and forebear from all other punitive action against Respondent related to this matter.

After review of the Initial Decision and the agreement of the parties, the Board HEREBY FINDS that the terms of the agreement represent a fair and reasonable resolution of all outstanding contested issues. Accordingly, the Board HEREBY ADOPTS the Initial Decision and agreement of the parties in their entirety and, as a result of said agreement, HEREBY DISMISSES the petition in this matter with prejudice.

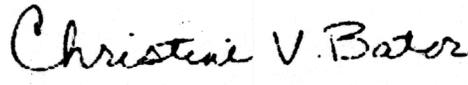
DATED: 1/17/08

BOARD OF PUBLIC UTILITIES
BY:

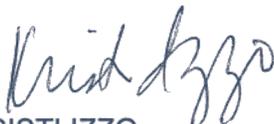

JEANNE M. FOX
PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER

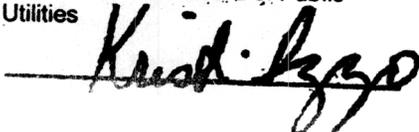

JOSEPH L. FIORDALISO
COMMISSIONER


CHRISTINE V. BATOR
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



**CHARLES M. WEISBERG
v.
ATLANTIC CITY ELECTRIC COMPANY**

**BPU DOCKET NO. EC07020127U
OAL DOCKET NO. PUC 2663-07**

SERVICE LIST

Charles M. Weisberg
3 Wellington Court
Medford, New Jersey 08055

Renee E. Suglia, Esq.
Atlantic City Electric Company
800 King Street, 5th Floor
P.O. Box 231
Wilmington, Delaware 19899-0231

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

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

CMS
TBESLOW
RPA
PASKA .

~~FORD-WILLIAMS~~



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

RECEIVED
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BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 2663-07

AGENCY DKT. NO. EC07020127U

CHARLES M. WEISBERG,
Petitioner,

v.

ATLANTIC CITY ELECTRIC COMPANY,
Respondent.

Charles M. Weisberg, petitioner, pro se

Renee Suglia, Esq., for respondent

Record Closed: November 15, 2007

Decided: November 19, 2007

BEFORE W. TODD MILLER, ALJ:

This matter was transmitted to the Office of Administrative Law on May 3, 2007, 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.

The parties have agreed to a settlement and have prepared a Settlement Agreement indicating the terms thereof, which is attached and fully incorporated herein.

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

1. The parties have voluntarily agreed to the settlement as evidenced by their signatures or their representatives' signatures and as placed on the record on November 15, 2007.
2. The settlement fully disposes of all issues in controversy 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.

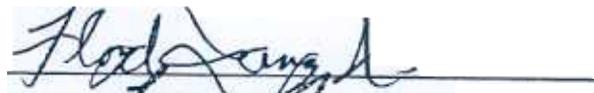
hereby **FILE** my initial decision with the **BOARD OF PUBLIC UTILITIES** for consideration.

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.

11-19-07
DATE


W. TODD MILLER, ALJ

Date Received at Agency: 11-30-07


Mailed to Parties
DIRECTOR AND
CHIEF ADMINISTRATIVE LAW JUDGE

NOV 27 2007
DATE

OFFICE OF ADMINISTRATIVE LAW

/sd

Charles M. Weisberg,
Petitioner,

State of New Jersey
Office of Administrative
Law

Atlantic City Electric,
Respondent

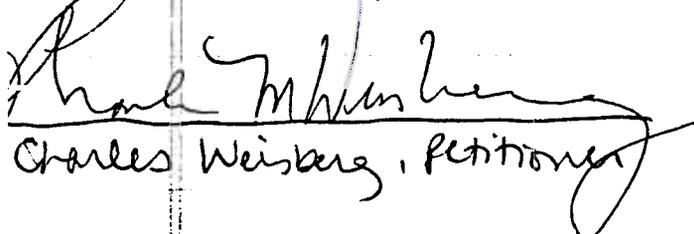
Docket No.
EC070201274

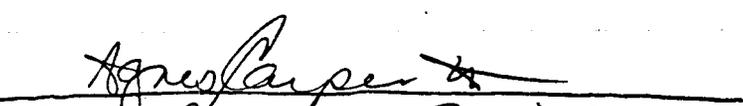
Consent Settlement

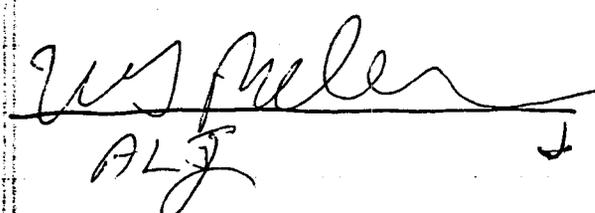
It is on this 15th day of November, 2007 that a Settlement by and between Petitioner, Charles M. Weisberg, and Respondent, Atlantic City Electric Co. (ACE) is entered into as follows:

ACE shall credit Mr. Weisberg's account 08-9997 for 3901 Ocean Ave #14, Brigantine, NJ amount of \$200.00. This is a one time credit paid in one installment within seven (7) days of the date of the Order approving this settlement.

In exchange, Mr. Weisberg agrees to dismiss this action with prejudice and forbear from all other action against ACE related to this matter as more formally set forth on the record on November 15, 2007.


Charles Weisberg, Petitioner


Agnes Carpenter, Senior Analyst
Peoples Holdings, Inc., parent co. for
ACE


ALJ



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW
 9 Quakerbridge Plaza
 PO Box 049
 Trenton, New Jersey 08625-0049
 (609) 588-6600

SOUTH

Date: 11/27/07

Laura Sanders, Director
 and
 Chief Administrative Law Judge

Board of Public Utilities
 2 Gateway Center
 Newark, NJ 07102

Re: TRANSMITTAL OF FILES -- PUC

We are hereby forwarding to you our complete file jacket(s) for the matter(s) listed. Kindly sign to acknowledge receipt of the specified file jacket(s), keeping a copy for yourself and returning the original to our messenger.

Should a listed jacket not be included in this batch, please note this on the transmittal sheet or call Ms. Kathy Knapp (609) 588-6545.

26620) Charles M. Washeng

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 NEWARK, N.J.

 DATE

 AGENCY RECEIPT