



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

CUSTOMER ASSISTANCE

KARL F. SPATZ,
PETITIONER

v.

NEW JERSEY AMERICAN WATER COMPANY,
RESPONDENT

)
)
)
)

ORDER ADOPTING INITIAL DECISION

BPU DOCKET NO. WC05020140U
OAL DOCKET NO. PUC 11088-07

(SERVICE LIST ATTACHED)

BY THE BOARD:

On February 9, 2005, Karl F. Spatz (Petitioner) filed a petition with the Board disputing the bill of New Jersey American Water Company (Respondent) for water services.

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 (ALJ) Judge Jeffrey A. Gerson.

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 March 11, 2008, and submitted to the Board on March 18, 2008, to which the settlement was attached and made part thereof, ALJ Gerson 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 their settlement, the Petitioner has agreed to pay the amount of \$200.00 in 10 equal monthly payments of \$20.00. In return, the Respondent will credit the remaining balance due to the Petitioner's account.

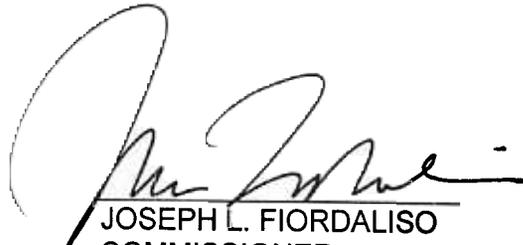
After a review and consideration of the Initial Decision and the agreement of the parties, the Board HEREBY FINDS that the terms of the agreement represent a fair and reasonable resolution of all outstanding contested issues. Accordingly, the Board HEREBY ADOPTS the Initial Decision and agreement of the parties in their entirety as if fully set out herein.

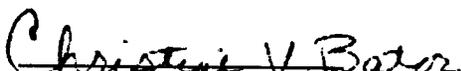
DATED: 4/9/08

BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER

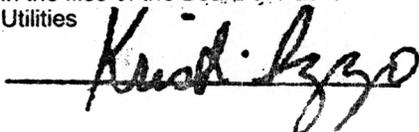

CHRISTINE V. BATOR
COMMISSIONER


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



KARL F. SPATZ

v.

**NEW JERSEY AMERICAN WATER COMPANY
BPU Docket No. WC05020140U
OAL Docket No. PUC 11088-07**

SERVICE LIST

Karl F. Spatz
195 Belmar Avenue
Oakhurst, New Jersey 07755

Robert J. Brabston, Esq.
New Jersey American Water Company
P.O. Box 5079
Cherry Hill, New Jersey 08034

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

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2008 MAR 18 PM 2:52

BOARD OF PUBLIC UTILITIES
NEWARK, N.J.



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

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BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

CMS

Review

RPM

SLH/ZLY

FOR [unclear]

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 11088-07

AGENCY DKT. NO. WC05020140U

KARL F. SPATZ,

Petitioner,

v.

NEW JERSEY AMERICAN WATER

COMPANY,

Respondent.

Karl F. Spatz, petitioner, pro se

Robert J. Brabston, Esq., for respondent New Jersey American Water
Company

Record Closed: March 4, 2008

Decided: March 11, 2008

BEFORE JEFFREY A. GERSON, ALJ:

On October 11, 2007 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. 52:14F1 to -13. The matter was scheduled for a settlement conference on

March 4, 2008 and at that time the parties engaged in settlement discussions and agreed to settle the matter. A Stipulation of Settlement indicating the terms of settlement was signed by the parties and is attached hereto and made a part hereof.

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

The parties have voluntarily agreed to the settlement as evidenced by the signatures of the parties or their representatives.

2. The settlement fully disposes issues in controversy and is consistent with law.

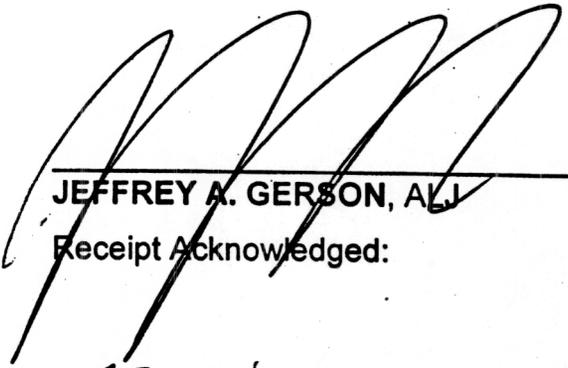
CONCLUDE that the agreement meets the safeguard requirements of N.J.A.C. 17:27 and accordingly approve the settlement and **ORDER** that the parties comply with the settlement terms.

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.

3/11/08

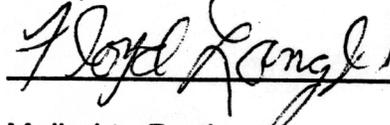
DATE



JEFFREY A. GERSON, ALJ

Receipt Acknowledged:

Date Received at Agency: 3-15-08



Mailed to Parties:

DATE

sej

OFFICE OF ADMINISTRATIVE LAW

Account # 18-123124-6

BPA # CA 04-2934

Balance to be paid: \$200

over 10 months

(20/month)

Remaining balance to be credited to customer account.

Karl Spatz

195 Belmar Ave

Oakhurst NJ 08035

Kal Spatz

Offer of settlement - \$200 over 10 months
credit for balance due

[Signature]
Robert Brabster
Corporate Counsel
973-564-5716

PC

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BOARD OF PUBLIC UTILITIES
NEWARK, N.J.



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW
33 Washington Street
Newark, New Jersey 07102
(973) 648-6008
(973-648-6058)

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BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

Robert J. Giordano, ALJ &
Manager of Organizational Development

NORTH

Date 3/14/08

Re: Initial Decisions for Receipt

We are hereby forwarding to you the following decisions from the office of Administrative Law. Receipt is acknowledged as of the next business day of the date indicated below. Should a listed decision not be included in this batch, please call 973-648-6008.

OAL Docket No. PUC

Case Name

11088-07

Karl F. Spatz vs
NJ American Water

Board of Public Utilities
Two Gateway Center
Newark, New Jersey 07102

Date: 3-17-08

Board of Public Utilities