



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, NJ 08625-0350
www.nj.gov/bpu/

WATER

IN THE MATTER OF THE PETITION OF)
AQUA NEW JERSEY, INC. FOR APPROVAL OF)
AN INCREASE IN RATES FOR WATER SERVICE)
AND OTHER TARIFF CHANGES)
)

ORDER SUSPENDING
INCREASES, CHANGES OR
ALTERATIONS IN RATES FOR
SERVICE

BPU DOCKET NO. WR11120859

Parties of Record:

Stephen B. Genzer, Esq. on behalf of Aqua New Jersey, Inc., Petitioner
Stefanie Brand, Esq., Director, Division of Rate Counsel

BY THE BOARD:

On December 9, 2011, Aqua New Jersey, Inc. ("Company" or "Petitioner"), a public utility of the State of New Jersey filed with the Board of Public Utilities ("Board") pursuant to N.J.S.A. 48:2-18, N.J.S.A. 48:2-21, N.J.S.A. 48:2-21.1¹, N.J.A.C. 14:1-5.7, N.J.A.C. 14:1-5.7.1 and N.J.A.C. 14:1-5.12, a petition seeking to increase rates for water service in the amount of \$4,207,268 or 12.91% over pro-forma present rate revenues of \$32,589,728. Petitioner is not seeking any change in its wastewater rates in this proceeding.

Petitioner serves approximately 50,920 water customers and 5,230 wastewater customers in portions of the Town of Phillipsburg, Pohatcong Township, Lapatcong Township, Greenwich Township, Harmony Township and Holland Township in Warren County; Bearbrook Village in Fredon Township and Vernon Township in Sussex County; Lebanon Township, the Boroughs of Califon and Bloomsbury in Hunterdon County; Hamilton Square, Hamilton Township, Robbinsville Township, Lawrence Township and Lawrenceville Township in Mercer County; Berkeley Township in Ocean County; Chesterfield Township, North Hanover Township in Burlington County; Upper Freehold Township, Hardyston Township and Howell Township in

¹ The Board notes that although the petition cites N.J.S.A. 48:2-21.1, the petition does not include a request for an adjustment of rates during the pendency of the hearing.

Monmouth County; Gloucester Township, Blackwood in Gloucester Township and Laurel Springs in Camden County and Woolwich Township in Gloucester County.

The increase in rates was proposed to become effective on January 20, 2012². The Petitioner does not seek interim rate relief pending final determination on the petition.

According to the petition, the rate increase is required to enable the Petitioner to recover its increases in its operating expenses, the significant capital expenditures required to continue to provide safe, adequate and proper water service to its customers and to comply with state and federal regulations. It appearing that the proposed revisions will increase existing rates and change or alter existing classifications in Petitioner's tariff, it is HEREBY ORDERED that:

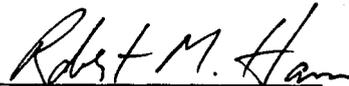
- (1) Pursuant to N.J.S.A. 48:2-21, the proposed revisions be, and are suspended until May 20, 2012, unless the Board prior to that date, makes a determination disposing of the petition or enters an Order further suspending the proposed revisions; .
- (2) Petitioner shall, at least ten (10) days prior to the date set for hearing on the petition by the Office of Administrative Law, file with this Board and with the Office of Administrative Law (9 Quakerbridge Plaza, P.O. Box 049, Trenton, NJ 08625) proof of compliance with the Notice provisions of N.J.S.A. 48:2-32.2 and N.J.A.C. 14:1-5.12 (b) and (c), which Notice shall include a statement that any relief found by the Board to be just and reasonable may be allocated by the Board to any class or classes of customers on any rate or schedule as the Board may determine; and
- (3) Petitioner shall serve copies of this Order upon the Office of Administrative Law, the Division of Rate Counsel (31 Clinton Street, P.O. Box 46005, Newark, NJ 07102), the clerk of each affected municipality, the clerk of the Boards of Chosen Freeholders of each affected county, and where appropriate, the executive officer of each affected county within its service area. Service of the petition, notice of hearings and this Order may be made simultaneously. Proof of service of this Order shall be filed with the Board within fifteen (15) days of the date of this Order.

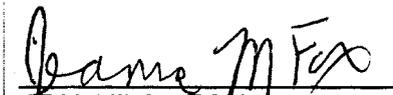
² On December 22, 2011, the Company submitted a letter with the Board agreeing not to implement its proposed rates until January 30, 2012. The Company further stated that the agreement was being made as an accommodation to the Board's public meeting schedule, and is not intended to alter or amend the Company's request to implement the proposed rates on September 12, 2012, on an interim basis pursuant to law, if the Board has suspended the effective date of the new rates pursuant to N.J.A.C. 48:2-21 but has not finally determined a just and reasonable tariff schedule prior to that date.

This Order shall be effective on January 28, 2012.

DATED: 1/18/12

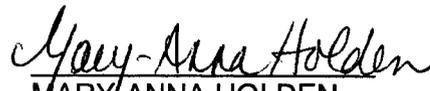
BOARD OF PUBLIC UTILITIES
BY:


ROBERT M. HANNA
PRESIDENT

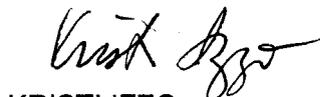

JEANNE M. FOX
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER

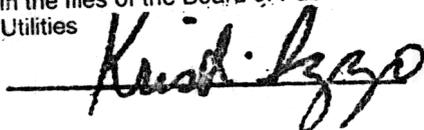

NICHOLAS ASSELTA
COMMISSIONER


MARY-ANNA HOLDEN
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



In the Matter of the Petition of Aqua New Jersey, Inc. for
Approval of an Increase in Rates for Water Service and Other Tariff Changes
BPU Docket No. WR11120859

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