



Agenda Date: 12/19/07
Agenda Item: VII A

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

CUSTOMER ASSISTANCE

GEORGE STARKMAN,)	ORDER ADOPTING INITIAL DECISION
PETITIONER)	SETTLEMENT
)	
V.)	
)	
UNITED WATER NEW JERSEY, INC.,)	BPU DOCKET NO. WC06080583U
RESPONDENT)	OAL DOCKET NO. PUC10411-06

(SERVICE LIST ATTACHED)

BY THE BOARD:

On August 6, 2006, George Starkman (Petitioner) filed a petition with the Board disputing the bill of United Water New Jersey, Inc. (United) for water service provided at 465 Cliff Street, Fairview, New Jersey.

After the filing of United'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. 52:14-B-1 et seq. and N.J.S.A. 52:14F-1 et seq. The matter was assigned to Administrative Law Judge (ALJ) Richard McGill.

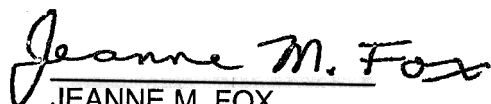
While this matter was pending at the OAL, the parties engaged in negotiations and reached a settlement that was submitted to the ALJ. By Initial Decision issued on November 15, 2007, and submitted to the Board on November 26, 2007, to which the settlement was attached and made part thereof, ALJ McGill 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 agreement, of a total water bill of \$3,372.69, United will issue a credit to Petitioner's account in the amount of \$2,372.69 with the balance of \$1,000.00 to be paid on or before November 1, 2007. The parties have agreed that this is in full and final settlement and that the petition in this matter will be deemed withdrawn.

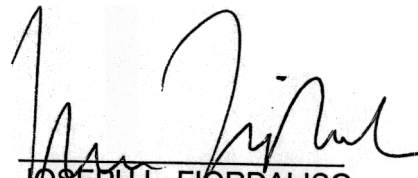
After review and consideration, the Board FINDS that the terms of the settlement are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and the Settlement Agreement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length herein.

DATED: 12/21/07

BOARD OF PUBLIC UTILITIES
BY:



JEANNE M. FOX
PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER

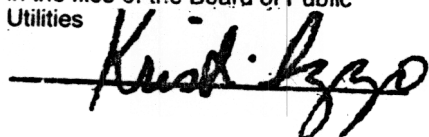

JOSEPH L. FIORDALISO
COMMISSIONER


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



**GEORGE STARKMAN
v.
UNITED WATER NEW JERSEY, INC.**

**BPU Docket No. WC06080583U
OAL Docket No. PUC 10411-06**

SERVICE LIST

Abraham Kinstlinger, Esq.
9 Atlantic Street
Hackensack, New Jersey 07601

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

Arlene Pasko, DAG
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102

12/19/07 Agenda



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

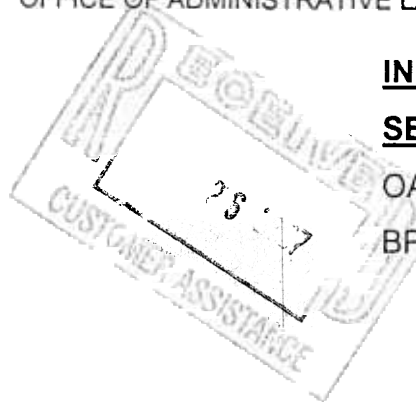
RECEIVED
MAIL ROOM
07 NOV 26 AM 10:15
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 10411-06

BPU DKT. NO. WC06080583U



GEORGE STARKMAN,

Petitioner,

v.

UNITED WATER NEW JERSEY,

Respondent.

Abraham Kinstlinger, Esq., for petitioner

John P. Wallace, Esq., for respondent

2007 NOV 26 AM 10:26
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

Record Closed: October 24, 2007

Decided: November 15, 2007

BEFORE RICHARD McGILL, ALJ:

This matter is a billing dispute between George Starkman and United Water New Jersey. The matter was transmitted to the Office of Administrative Law on October 11, 2006, 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.

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.

Nov. 15, 2007
DATE

Date Received at Agency: 11-26-07

Richard McGill
RICHARD MCGILL, ALJ

Floyd Thompson

Mailed to Parties:

DATE
cml

OFFICE OF ADMINISTRATIVE LAW

RECEIVED
MAIL ROOM
07 NOV 26 AM 10:15
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

OCT 24 2007

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

-----X
GEORGE STARKMAN,

Petitioner,

vs.

UNITED WATER NEW JERSEY,

Respondent.
-----X

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

Agency Ref. No. WC06080583U

OAL Docket No.: PUCCC 10411-2006N

STIPULATION OF SETTLEMENT

The parties to this matter having reached a settlement with respect to the above matter, which relates to a disputed bill for fire service charges issued by Respondent for Original Account #996-836-019 - 465 Cliff Street, Fairview, New Jersey, and transferred to Account #999-572-808.

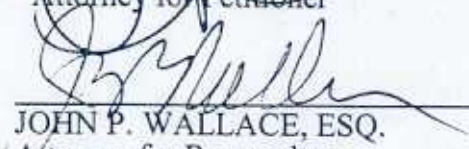
IT IS HEREBY STIPULATED AND AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:

1. Respondent, United Water New Jersey, will give a credit to Petitioner in the amount of \$2,372.69 for Account #996-836-019 with respect to a bill of \$3,372.69 for fire service charges.
2. Petitioner agrees to pay the balance owed on said account amounting to \$1,000.00 on or before November 1, 2007.
3. Petitioner agrees that the petition in the above matter be and same is hereby withdrawn.

Dated: October 16, 2007


GEORGE STARKMAN, Petitioner


ABRAHAM KINSTLINGER, ESQ.
Attorney for Petitioner


JOHN P. WALLACE, ESQ.
Attorney for Respondent

JOHN P. WALLACE
COUNSELLOR AT LAW

MEMBER N.J. AND N.Y. BAR

OFFICE OF ADMINISTRATIVE LAW
33 WASHINGTON STREET
NEWARK, NJ 07102

OCT 24 2007

171 EAST RIDGEWOOD AVE.
RIDGEWOOD, N.J. 07450

(201) 445-3533
FAX: (201) 447-0417

October 22, 2007

Honorable Richard McGill
Office of Administrative Law
33 Washington Street
Newark, NJ 07102

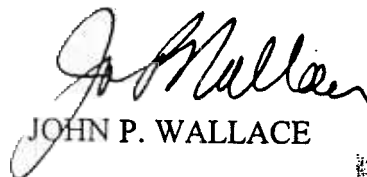
Re: Starkman v. United Water New Jersey
Docket No.: WC06080583U

Dear Judge McGill:

The parties in the above matter have resolved their dispute, and in connection therewith, I enclose herewith original and copy of a fully executed Stipulation of Settlement, and ask that the original be filed, and that the copy marked "filed" be returned to my office in the enclosed stamped self-addressed envelope. I presume that the petition will be marked "withdrawn" after the Stipulation is filed.

Thank you for your cooperation.

Respectfully yours,


JOHN P. WALLACE

JPW:pj
Enclosures

cc: Abraham Kinstlinger, Esq.

RECEIVED
MAIL ROOM
07 NOV 26 AM 10:15
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)

RECEIVED
MAIL ROOM
07 NOV 26 AM 10:15
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

Robert J. Giordano, ALJ &
Manager of Organizational Development

NORTH

Date NOV 19 2007

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

10411-06

George Starkman

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

Date: _____

Board of Public Utilities