



Agenda Date: 7/11/07
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

ALEX KO, PETITIONER	)	ORDER ADOPTING INITIAL DECISION
	)	SETTLEMENT
V.	)	
	)	
UNITED WATER NEW JERSEY, INC.,	)	BPU DOCKET NO. WC07010011U
RESPONDENT	)	OAL DOCKET NO. PUC948-07

(SERVICE LIST ATTACHED)

BY THE BOARD:

On December 28, 2006, Alex Ko (Petitioner) filed a petition with the Board disputing the bill of United Water New Jersey, Inc. (Respondent) for water service provided at 18 James Street, Toms River, New Jersey.

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. 52:14-B-1 et seq. and N.J.S.A. 52:14F-1 et seq. The matter was assigned to Administrative Law Judge (ALJ) Douglas H. Hurd.

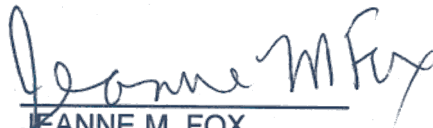
While this matter was pending at the OAL, the parties engaged in negotiations and reached a settlement that was submitted to the ALJ. By Initial Decision issued June 14, 2007, and submitted to the Board on June 21, 2007, to which the settlement was attached and made part thereof, ALJ Hurd found that 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.

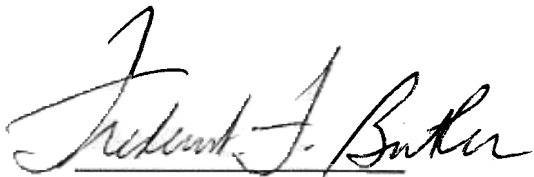
Pursuant to the terms of the agreement, of a total water bill of \$4,774.92, Respondent will issue a credit to Petitioner's account in the amount of \$1,591.64 when the balance of \$3,183.26 is paid on or before June 25, 2007. The parties have agreed that this is in full and final settlement and that the petition in this matter will be deemed withdrawn.

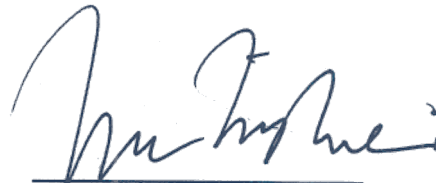
After review and consideration, the Board FINDS that the terms of the settlement are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and the Settlement Agreement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length herein.

DATED: 7/12/07

BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER

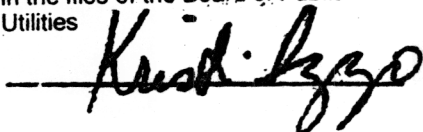

JOSEPH L. FIORDALISO
COMMISSIONER


CHRISTINE V. BATOR
COMMISSIONER

ATTEST:


CARMEN DIAZ
ACTING SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public
Utilities



**ALEX KO
v.
UNITED WATER NEW JERSEY, INC.**

SERVICE LIST

Sung B. Rim, Esq.
1637 Palisade Avenue
Fort Lee, New Jersey 07024

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

Eric Hartsfield, Director
Julie Ford-Williams
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Arlene Pasko, DAG
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Newark, New Jersey 07102

CMS
BESOW
RPA
DAG
Cust. Asst. (2)



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

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BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 948-07

AGENCY DKT. NO. WC07010011U

ALEX KO,

Petitioner,

v.

UNITED WATER NEW JERSEY,

Respondent.

Sung B. Rim, Esq., for petitioner

John P. Wallace, Esq., for respondent

Record Closed: June 13, 2007

Decided: June 14, 2007

BEFORE DOULGAS H. HURD, ALJ:

This matter was transmitted to the Office of Administrative Law (OAL) on March 1, 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.

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

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

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 **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.

June 14, 2007
DATE


DOUGLAS H. HURD, ALJ

Date Received at Agency: 6-27-07

Mailed to Parties:

JUN 19 2007
DATE
/cad


~~WILLIAM AND~~
~~CHIEF ADMINISTRATIVE LAW COUNSEL~~
OFFICE OF ADMINISTRATIVE LAW

JOHN P. WALLACE
COUNSELLOR AT LAW

MEMBER N.J. AND N.Y. BAR

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

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2007 JUN 13 15:23
FAX: (201) 447-0417

STATE OF NEW JERSEY
OFFICE OF ADMIN LAW

June 11, 2007

Hon. Douglas H. Hurd
Office of Administrative Law
Quakerbridge Plaza, Bldg. 9
Quakerbridge Road, P.O. Box 049
Mercerville, NJ 08625-0049

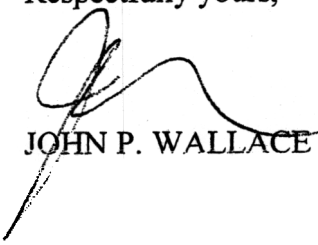
Re: Alex Ko vs. United Water Company
OAL Docket No. PUCCC 00948-20075
Agency Ref. No.: WC07010011U

Dear Judge Hurd:

With respect to the above matter, I am enclosing herewith two copies of a fully executed Stipulation of Settlement. I trust that the matter will be marked settled and the petition will be withdrawn.

Thank you for your cooperation.

Respectfully yours,


JOHN P. WALLACE

JPW/pj
Enclosure

cc: Sung B. Rim, Esq. [Via fax (201) 944-7580]
Ms. Jasmine DeSimone - via fax (201) 767-7018

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STATE OF NEW JERSEY
OFFICE OF ADMIN LAW

JOHN P. WALLACE
171 East Ridgewood Avenue
Ridgewood, NJ 07450
(201) 445-3533
Attorney for Respondent
United Water Toms River
Improperly pleaded as
United Water Company

-----X		STATE OF NEW JERSEY
ALEX KO	:	OFFICE OF ADMINISTRATIVE LAW
	:	
Petitioner,	:	DOCKET NO. WC07010011U
	:	
VS.	:	STIPULATION OF SETTLEMENT
	:	
UNITED WATER NEW JERSEY,	:	
	:	
Respondent.	:	
-----X		

The parties to this matter having reached a settlement with respect to the above matter, which relates to a disputed water bill of issued by Respondent for Account # 044999061611 - 18 James Street, Tom's River, New Jersey,

IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

1. Respondent, United Water New Jersey, will give a credit to Petitioner in the amount of \$1,591.64 for Account # 044999061611 with respect to a water bill of \$4,774.92.
2. Petitioner agrees to pay the balance owed on said account amounting to \$3,183.26 on or before June 25, 2007, in addition to current water charges when due. Respondent will apply said credit to Petitioner's said account after said balance of \$3,183.26 is received by Respondent.

13/10/2013 23 03 100

3. Petitioner agrees that the petition in the above matter be and same is hereby withdrawn.

Dated: June 8, 2007



ALEX KO, Petitioner



SUNG B. RIM, ESQ.

Attorney for Petitioner



JOHN P. WALLACE, ESQ.

Attorney for Respondent

gc

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BOARD OF PUBLIC UTILITIES
NEWARK, N.J.



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

9 Quakerbridge Plaza
P.O. Box 049
Trenton, New Jersey 08625-0049
(609) 588-6584

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

This decision was mailed to the
parties on JUN 19 2007.