



Agenda Date: 8/22/07
Agenda Item: VII B

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

CUSTOMER ASSISTANCE

DENITA GRAHAM, PETITIONER	)	ORDER ADOPTING INITIAL DECISION
	)	SETTLEMENT
V.	)	
	)	
PUBLIC SERVICE ELECTRIC AND GAS	)	BPU DOCKET NO. EC07010018U
COMPANY, RESPONDENT	)	OAL DOCKET NO. PUC 3946-07

(SERVICE LIST ATTACHED)

BY THE BOARD:

On January 12, 2007, Denita Graham (Petitioner) filed a petition with the Board disputing the bill of Public Service Electric and Gas Company (Respondent) for utility 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. 52:14-B-1 et seq. and N.J.S.A. 52:14F-1 et seq. The matter was assigned to Administrative Law Judge (ALJ) Thomas F. Clancy.

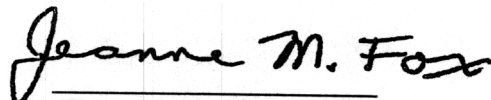
While this matter was pending at the OAL, the parties engaged in negotiations and reached a settlement that was submitted to the ALJ. By Initial Decision submitted to the Board on July 30, 2007, to which the settlement was attached and made part thereof, ALJ Clancy found that the agreement was voluntary, 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, Respondent has agreed to issue a credit to Petitioner's account in the amount of \$1,896.35. In addition, Respondent further agreed to have Ms. Leahy or Ms. Barthemeleo of its Customer Assistance office contact Petitioner to explore the eligibility of Petitioner for assistance through the Universal Service Fund or any other available programs. In return, Petitioner has agreed to abandon all claims that she may presently have against Respondent and withdraw her request for a hearing in this matter.

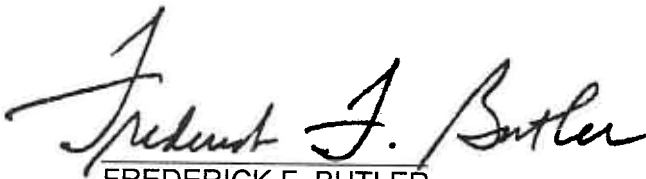
After review and consideration, the Board FINDS that the terms of the settlement are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and the Settlement Agreement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length herein.

DATED: 8/22/07

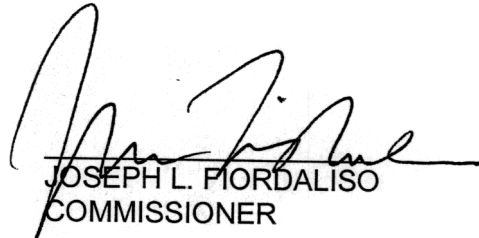
BOARD OF PUBLIC UTILITIES
BY:



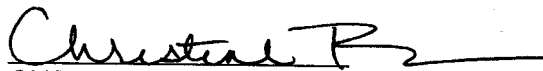
JEANNE M. FOX
PRESIDENT



FREDERICK F. BUTLER
COMMISSIONER

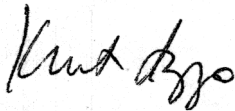


JOSEPH L. FIORDALISO
COMMISSIONER



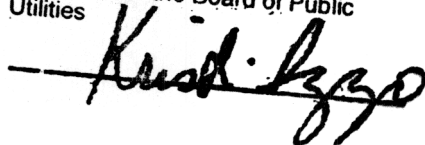
CHRISTINE V. BATOR
COMMISSIONER

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



DENITA GRAHAM
v.
PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. EC07010018U
OAL DOCKET NO. PUC 3946-07

SERVICE LIST

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22 N. 23rd Street
East Orange, New Jersey 07017

Sheree L. Kelly, Esq.
PSEG Services Corporation
80 Park Plaza, T5G
Newark, New Jersey 07102-4194

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



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 3946-07
AGENCY DKT. NO. EC07010018U

DENITA A. GRAHAM,

Petitioner,

v.

PUBLIC SERVICE ELECTRIC & GAS

COMPANY,

Respondent.

DENITA A. GRAHAM, pro se

SHEREE L. KELLY, Esq., for respondent

Record Closed: July 11, 2007

Decided: July 25, 2007

BEFORE: THOMAS E. CLANCY, ALJ:

This matter was transmitted to the Office of Administrative Law (OAL) on April 20, 2007, for determination as a contested case. On July 11, 2007, at a settlement conference, the parties reached an amicable resolution of the matter and signed a stipulation of settlement indicating the extent of their agreements.

Having reviewed the record and the settlement terms, I **FIND** as follows:

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

2. The attached settlement fully disposes of all issues in controversy and is consistent with the law.

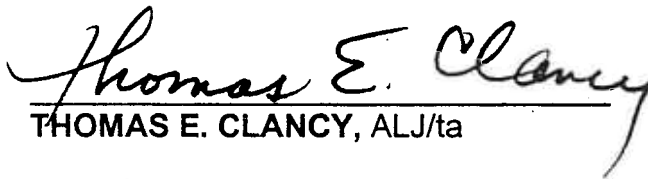
Therefore, I **CONCLUDE** that the agreement meets the requirements of N.J.A.C. 1:1-19.1 and I hereby **APPROVE** same. Accordingly, I **ORDER** that the parties comply with the settlement terms, and that the proceedings in this matter be concluded.

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

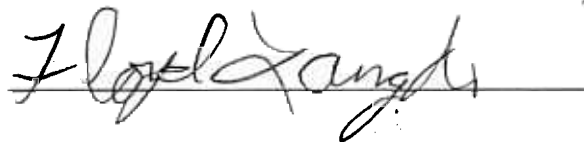
This recommended decision may be adopted, modified or rejected by the **BOARD OF PUBLIC UTILITIES**, which by law is authorized to make a final decision in this matter. If the **BOARD OF PUBLIC UTILITIES** does not adopt, modify or reject this decision within forty-five (45) days and unless such time limit is otherwise extended, this recommended decision shall become a final decision in accordance with N.J.S.A. 52:14B-10.

July 25, 2007

DATE


THOMAS E. CLANCY, ALJ/ta

Date Received at Agency: 8-1-07



Mailed to Parties:

DATE

OFFICE OF ADMINISTRATIVE LAW

cml

STIPULATION
OF
SETTLEMENT
(OAL DKT. # PUC 3946-07)

The parties to the above referenced matter, having settled their differences, do hereby agree as follows :

*
1224120213

Public Service Electric and Gas Company agrees to credit the petitioner's acct. # * with the amount of \$ 1896.³⁵/_{xx};

Petitioner agrees to abandon all claims she may presently have or claim vs PSE & G;

(3) P.S.E. & G. will have Eileen Leahy or Clair Barthelemeo from its Customer Assistance office contact petitioner to explore eligibility for help through the Universal Service Fund (Fresh Start) or any other avail. programs;

(4) P.S.E. & G. will work out a payment plan with petitioner today before leaving OAL's premises; and

(5) Petitioner hereby withdraws her request for an OAL hearing in this matter.

7/11/07

Denita A. Graham
Denita A. Graham
Petitioner
Sheree L. Kelly - ESQ -
Att. Gen. PSE & G

COPY



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.

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CASE MANAGEMENT
2007 AUG 1 PM 3:52
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.
Robert J. Giordano, P.E. &
Manager of Organizational Development

NORTH

Date JUL 30 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

5066-07

Robert D'Angelo

3946-07

Denita A. Graham

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

Date:

8-1-07

[Signature]
Board of Public Utilities