



Agenda Date: 1/16/08  
Agenda Item: VIIC

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

**CUSTOMER ASSISTANCE**

SHERL WILSHER,	)	ORDER ADOPTING INITIAL DECISION
	)	SETTLEMENT
PETITIONER,	)	
	)	
V.	)	
	)	
PUBLIC SERVICE ELECTRIC AND GAS	)	BPU DOCKET NO. EC06100765U
COMPANY,	)	OAL DOCKET NO. PUC11852-2006N
	)	
RESPONDENT	)	

(SERVICE LIST ATTACHED)

BY THE BOARD:

On October 31, 2006, Sherl Wilsher (Petitioner) filed a petition with the Board disputing the bill of Public Service Electric and Gas Company (Respondent) for electric 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-B1 et seq. and N.J.S.A. 52:14F-1 et seq. The matter was assigned to Administrative Law Judge (ALJ) Sandra Ann Robinson.

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 21, 2007 and submitted to the Board on November 30, 2007, to which the Stipulation was attached and made part thereof, ALJ Robinson 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.

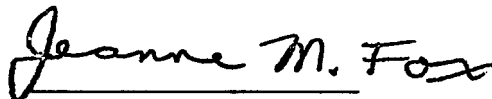
Pursuant to the terms of the Stipulation, Respondent has agreed to bill the account which is the subject of this matter at its residential rate and issue a credit to that account in the amount of \$1,130.00, leaving a balance of \$9,026.00. In turn, the Petitioner has agreed to timely pay all current bills beginning with the November 2007 bill and continuing until April 2008, during which time no payments on the arrears will be due. In April 2008, the parties will negotiate a payment

plan for the arrears if Petitioner does not qualify for Universal Service Fund (USF) assistance.<sup>1</sup> In addition, Respondent further agreed to provide the Petitioner with information on USF and other payment assistance programs. Respondent will also provide the Petitioner with a six-year history of electric usage on the subject account, after which a conference call will be held in order to discuss any concerns or issues that Petitioner may have and effort will be made to reach a resolution on any such issues. Finally, the Petitioner agreed to allow access to Respondent on November 19, 2007 for the purpose of reading the meter.

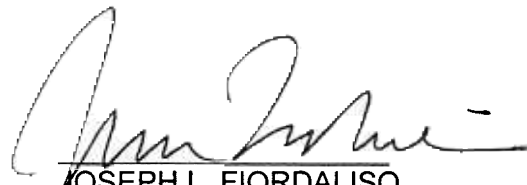
After review and consideration, the Board FINDS that the terms of the Stipulation are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and Stipulation of Settlement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length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

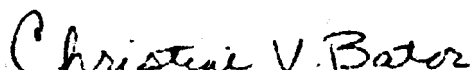
DATED: 1/17/08

BOARD OF PUBLIC UTILITIES  
BY:

  
JEANNE M. FOX  
PRESIDENT

  
FREDERICK F. BUTLER  
COMMISSIONER

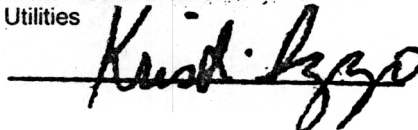
  
JOSEPH L. FIORDALISO  
COMMISSIONER

  
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



<sup>1</sup> It is noted that the Settlement provides that Petitioner must pay all current bills continuing until April 2007, and that in April 2007 the parties will then negotiate a payment plan. Given that the Stipulation was entered in November 2007, it clearly was the intention of the parties to use April 2008 in the Settlement and not April 2007, and this Order reflects a correction of that error.

**SHERL WILSHER**

**v.**

**PUBLIC SERVICE ELECTRIC AND GAS COMPANY**

**BPU DOCKET NO. EC06100765U  
OAL DOCKET NO. PUC11852-2006N**

**SERVICE LIST**

Sherl Wilsher  
153 Fairmont Avenue, 2<sup>nd</sup> Floor  
Newark, New Jersey 07103

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

Eric Hartsfield, Director  
Division of Customer Assistance  
Board of Public Utilities  
Two Gateway Center  
Newark, New jersey 07102

Julie Ford-Williams  
Division of Customer Assistance  
Board of Public Utilities  
Two Gateway Center  
Newark, New jersey 07102

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



**State of New Jersey**  
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

**SETTLEMENT**

OAL DKT. NO. PUC 11852-06

AGENCY DKT. NO. EC06100765U

RECEIVED  
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BOARD OF PUBLIC UTILITIES  
NEWARK, N.J.

**SHERL WILSHER,**

Petitioner,

v.

**PUBLIC SERVICE ELECTRIC AND GAS COMPANY,**

Respondent.

2007 NOV 30 PM 12:54  
CASE MAIL ROOM  
BOARD OF PUBLIC UTILITIES  
NEWARK, N.J.

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Sherl Wilsher, pro se

Sheree L. Kelly, Esq., for respondent

Record Closed: November 21, 2007

Decided: November 21, 2007

**BEFORE SANDRA ANN ROBINSON, ALJ:**

The hearing scheduled for November 16, 2007 was converted to a settlement conference. On November 16, 2007, the undersigned discussed the terms and conditions of the attached settlement agreement with the parties and language for the proposed agreement were placed on the record. Prior to the date of hearing the parties settled the matter. The attached executed Stipulation of Settlement was submitted on November 21, 2007, setting forth the terms of agreement which are incorporated herein by reference.

CMS  
BESLOW  
RPA  
PASKO  
FOTO-WILLIAMS

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

- 1 The parties have voluntarily agreed to the settlement as evidenced by their signatures and/or the signatures of their representatives.
2. The settlement fully disposes of all issues in controversy and is consistent with the law.

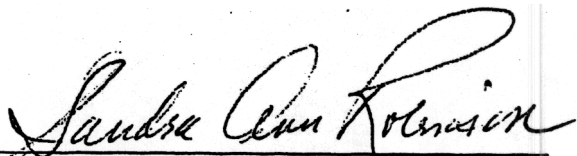
I **CONCLUDE** that this agreement meets the requirements of N.J.A.C. 1:1-19.1 and that the settlement should be approved. I approve the settlement and, therefore, **ORDER** that the parties comply with the settlement terms and that these proceedings be concluded.

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

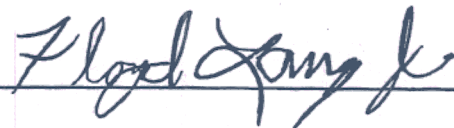
This recommended decision may be adopted, modified or rejected by the **BOARD OF PUBLIC UTILITIES**, which by law is authorized to make a final decision in this matter. If the Board of Public Utilities does not adopt, modify or reject this decision within forty-five days and unless such time limit is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

November 21, 2007

\_\_\_\_\_  
DATE

  
\_\_\_\_\_  
SANDRA ANN ROBINSON, ALJ

Date Received at Agency: 11-30-07

  
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Mailed to Parties:

\_\_\_\_\_  
DATE

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NEWARK, N.J.

**State of New Jersey  
Board of Public Utilities**

<b>Sheri Wilsher</b> <b>Petitioner</b>	X X X X X X X X X X	<b>BPU Docket No. EC06100765U</b> <b>PUCCC 11852-2006N</b>
<b>v.</b>  <b>Public Service Electric and Gas Company,</b> <b>Respondent</b>	X X X X X X X X X X	

**STIPULATION OF SETTLEMENT**

This matter having been brought before the New Jersey Board of Public Utilities by the Petitioner, Sheri Wilsher ("Petitioner"), against Respondent Public Service Electric and Gas Company ("PSE&G" or "Respondent") and transferred to the Office of Administrative Law before the Honorable Sandra Ann Robinson, A.L.J., for utility service rendered by PSE&G to the Petitioner at 153 Fairmont Avenue, Newark, New Jersey 07103 ("the Property"), and the Parties having agreed to settle this matter, hereby set forth the terms and conditions of their settlement agreement as follows:

1. As of November 13, 2007, balance on account number 11 410 384 20 is \$10,156.65.
2. PSE&G agrees to bill the customer at the residential rate for account number 11 410 384 20.
3. PSE&G will credit Petitioner's account number 11 410 384 20 in the amount of \$1,130.00, leaving an amount due of \$9,026.00, ("arrear") on the subject account.
4. Petitioner agrees to pay current bills monthly bills on account number 11 410 384 20 on a timely basis beginning with the November 2007 bill and continuing until April 2007. During this time period no payments on the arrears shall be due.
5. In April 2007, a payment plan to address the arrears shall be negotiated between Petitioner and Respondent, if Petitioner does not qualify for the Universal Service Fund ("USF") Assistance.
6. Respondent agrees to have a representative from PSE&G's payment assistance group call Petitioner to provide information on USF and other payment assistance programs.
7. Respondent will provide Petitioner with the electric usage history for account number 11 410 384 20 for a period of six years. Once Petitioner has had an opportunity to review same, a conference call will be held between Respondent and Petitioner to

discuss and concerns or issues Petitioner may have in connection with the electric usage on the subject account. Every effort will be made to reach a resolution on those issues.

8. Petitioner will allow PSE&G representative access to read the meters <sup>at</sup> the Property on November 19, 2007.

Petitioner Sheri Wilsher

By:

Sheri Wilsher  
Sheri Wilsher

Date:

November 20, 2007

Respondent PSE&G

By:

Edward B Sullivan  
Edward B. Sullivan  
Manager Customer Operations

Date:

November 21, 2007



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

Robert J. Giordano, ALJ  
Manager of Organizational Development

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BOARD OF PUBLIC UTILITIES  
NEWARK, N.J.

NORTH

Date NOV 27 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

11852-06

Sherk Wilsher

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

Date: \_\_\_\_\_

Board of Public Utilities