



CUSTOMER ASSISTANCE

BPU Dkt. No. EC09030232U
OAL Dkt. No. PUC07623-09

Felix M. Khalatnikov, Esq., Newark, New Jersey, on behalf of Respondent, Public Service
Electric and Gas Company

On March 26, 2009, Dirk and Lisa McCoy ("Petitioners") filed a petition with the Board of Public Utilities ("Board") requesting a formal hearing related to a billing dispute with Public Service Electric and Gas Company ("Respondent") for utility services rendered by Respondent.

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. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. This matter was assigned to Administrative Law Judge ("ALJ") Mumtaz Bari-Brown.

While this matter was pending at the OAL, the parties engaged in negotiations and entered into and signed a Stipulation of Settlement ("Stipulation") that was submitted to the ALJ. By Initial Decision issued on August 30, 2010, and submitted to the Board on September 1, 2010, to which the Stipulation was attached and made part thereof, ALJ Bari-Brown found that the Stipulation was voluntary, that its terms fully disposed of all issues in controversy and that it satisfied the requirements of N.J.A.C. 1:1-19.1. Pursuant to the terms of the Stipulation, the parties agreed that as of July 14, 2010, Petitioner had an outstanding bill for Respondent's services in the amount of \$7,737.94. Respondent agreed to credit Petitioner's account in the amount of \$2,500.00, leaving a balance of \$5,292.93 and, further, to waive its request for a security deposit at this time. In return, Petitioner agreed to timely pay \$71.00 per month over


the next seventy-two (72) months plus current bills commencing in September 2010.

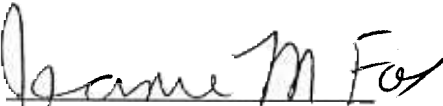
After review of the record and the Stipulation of Settlement of the parties, the Board HEREBY FINDS that the parties have voluntarily agreed to the settlement as evidenced by their signatures and that by the terms of the Stipulation of Settlement, have fully resolved all outstanding contested issues in this matter.

Accordingly, the Board HEREBY ADOPTS the Initial Decision and the Stipulation of Settlement executed by the parties in their entirety as if fully set forth herein.

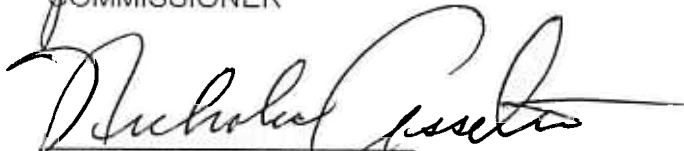
DATED: 10/5/10


BOARD OF PUBLIC UTILITIES
BY:


LEE A. SOLOMON
PRESIDENT


JEANNE M. FOX
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER

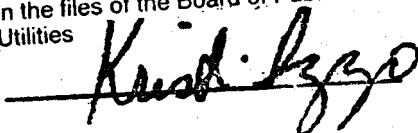

NICHOLAS ASSELTA
COMMISSIONER


ELIZABETH RANDALL
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



DIRK AND LISA McCOY
V.
PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. EC09030232U
OAL DOCKET NO. PUC07623-09

SERVICE LIST

Dirk and Lisa McCoy
262 Sherman Street
Passaic, New Jersey 07055

Felix M. Khalatnikov, Esq.
PSEG Services Corporation
80 Park Plaza – T5
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

Caroline Vachier, DAG
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101

CMS
BESLOW
RJA
CAMPBELL
FORD-Williams
(2)



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 07623-09

AGENCY DKT. NO. EC09030232U

DIRK AND LISA MCCOY,

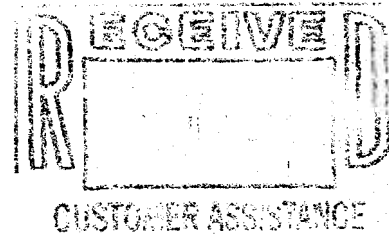
Petitioners,

v.

PUBLIC SERVICE ELECTRIC AND

GAS COMPANY,

Respondent.



Dirk and Lisa McCoy, petitioners, pro se

Felix M. Khalatnikov, Esq., for respondent

Record Closed: August 19, 2010

Decided: August 30, 2010

BEFORE MUMTAZ BARI-BROWN, ALJ:

This matter was transmitted to the Office of Administrative Law (OAL) on July 10, 2009, for resolution as a contested case pursuant to N.J.S.A. 52:14B-1 to -15 and N.J.S.A. 52:14F1 to -13.

A hearing was scheduled on January 5, 2011. Prior to the date of hearing the parties settled the matter. The attached Stipulation of Settlement was submitted on

February 16, 2010, indicating the terms of agreement which are incorporated herein by reference.

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.

Aug 30, 2010
DATE

Mumtaz Qari-Brown
MUMTAZ QARI-BROWN, ALJ

Date Received at Agency: 9-1-10

[Signature]

Date Mailed to Parties:

dr

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

Dirk & Lisa McCoy
Petitioner

v.

Public Service Electric and Gas Company,
Respondent

STIPULATION OF SETTLEMENT

1. Petitioners have an outstanding PSE&G bill in the amount of \$7,737.94 on account no. ~~6300~~ 63 01 as of July 14, 2010.
2. PSE&G agrees to credit Petitioners' account \$2,500.00, leaving a balance of \$5,292.93.
3. Petitioner agrees to pay \$71 over the next seventy-two (72) months plus current bills starting in September 2010.
4. PSE&G agrees to waive the request for security deposit at this time.
5. Going forward, Petitioners agree to pay their PSE&G bill for electric and gas service in a timely manner.

Petitioner: Dirk & Lisa McCoy

By: 

By: 

Date: 8/7/10

Respondent: PSE&G

By: 

Edward B. Sullivan
Manager Customer Operations

Date: 8/12/10

COPY



COPY

RECEIVED
MAIL ROOM

10 SEP -1 PM 12:00

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

BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

Robert J. Giordano, ALJ &
Manager of Organizational Development

NORTH

AUG 31 2010

Date _____

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

7623-09

Dirk + Lisa McCoy

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

Date: _____

[Signature]
Board of Public Utilities