



Agenda Date: 11/10/10
Agenda Item: VIIB

STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center, Suite 801
Newark, NJ 07102
www.nj.gov/bpu/

CUSTOMER ASSISTANCE

FRANK AND BARBARA GRAZIOLI,
Petitioners

ORDER ADOPTING INITIAL
DECISION SETTLEMENT

V

PUBLIC SERVICE ELECTRIC AND GAS COMPANY,
Respondent

BPU Dkt. No. EC09110937U
OAL Dkt. No. PUC2160-10

Frank and Barbara Grazioli, Maple Shade, New Jersey, appearing *pro se*

Sheree L. Kelly, Esq., Newark, New Jersey, on behalf of Respondent, Public Service
Electric and Gas Company

BY THE BOARD:

On November 18, 2009, Frank and Barbara Grazioli ("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") Susan M. Scarola.

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 October 5, 2010, and submitted to the Board on October 7, 2010, to which the Stipulation was attached and made part thereof, ALJ Scarola 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, Respondent has agreed to credit Petitioners' account in the amount of \$1,000.00 leaving an outstanding balance on that account of \$1,062.72. In return, Respondent has agreed, starting with the October 2010

bill, to pay current bills plus \$100.00 each month for the next ten (10) months and to pay the current bill plus the \$62.72 balance in the eleventh month. Petitioners furthered agreed that payments shall be made by the 20th of each month, that they will pay their electric bills in a timely manner and that they will withdraw their request for a hearing.

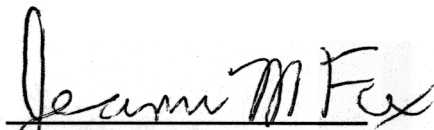
After review of the record and the Stipulation of Settlement of the parties, the Board HEREBY FINDS that the parties have voluntarily agreed to the settlement as evidenced by their signatures and that by the terms of the Stipulation of Settlement, have fully resolved all outstanding contested issues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

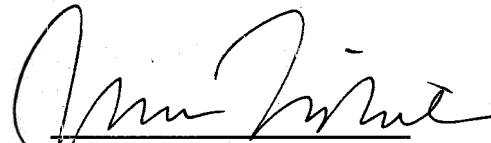
Accordingly, the Board HEREBY ADOPTS the Initial Decision and the Stipulation of Settlement executed by the parties in their entirety as if fully set forth herein.

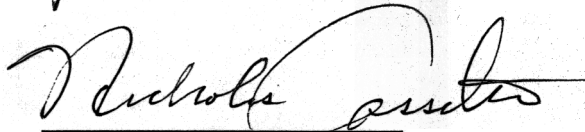
DATED: 11/10/10

BOARD OF PUBLIC UTILITIES
BY:



LEE A. SOLOMON
PRESIDENT


JEANNE M. FOX
COMMISSIONER

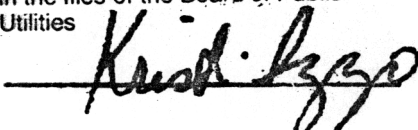

JOSEPH L. FIORDALISO
COMMISSIONER


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



FRANK AND BARBARA GRAZIOLI

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. EC09110937U
OAL DOCKET NO. PUC2160-10

SERVICE LIST

Frank and Barbara Grazioli
503 N. Forklanding Road
Maple Shade, New Jersey 08052

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

Cynthia L.M. Holland, DAG
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101

CMS
Beslow
DAG - Miller
RPA
Customer Assist.
J. Ford-Williams



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

RECEIVED
MAIL ROOM
10 OCT 14 AM 9:56
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 2160-10

AGENCY DKT. NO. EC09110937U

FRANK AND BARBARA GRAZIOLI,

Petitioners,

v.

**PUBLIC SERVICE ELECTRIC AND GAS
COMPANY,**

Respondent.

Frank and Barbara Grazioli, appellants, pro se

Sheree L. Kelly, Esq., for respondent



Record Closed October 4, 2010

Decided: October 5, 2010

BEFORE SUSAN M. SCAROLA, ALJ:

This matter was transmitted to the Office of Administrative Law on February 4, 2010, 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.

After several prehearing conferences, hearing was scheduled for July 21, 2010, but adjourned at the request of petitioner. The matter was rescheduled for October 5, 2010. On the record closed date a faxed executed settlement agreement was received indicating the terms of the settlement.

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

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

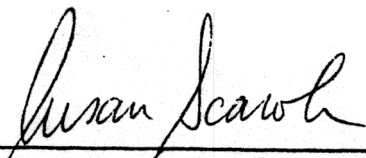
I **CONCLUDE** that this agreement meets the requirements of N.J.A.C. 1:1-19.1 and that the settlement should be approved. I approve the settlement and therefore **ORDER** that the parties comply with the settlement terms and that these proceedings be concluded.

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.

October 5, 2010

DATE



SUSAN M. SCAROLA, ALJ

Date Received at Agency:

OCT - 7 2010

Date Mailed to Parties:

OCT - 7 2010

mph

**STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW**

Frank & Barbara Grazioli
Petitioner

OAL Docket No. PUC #2160-2010S
BPU Docket No. EC09110937U

Public Service Electric and Gas Company,
Respondent

STIPULATION OF SETTLEMENT

This matter having been brought before the Office of Administrative Law by the Petitioners, Frank and Barbara Grazioli ("Petitioner"), against Respondent Public Service Electric and Gas Company ("PSE&G" or "Respondent") for utility service rendered by PSE&G to the premises ~~at 1000 10th Avenue, Newark, New Jersey 07102~~ (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. PSE&G will credit Petitioners' account no. ~~00000000000000000000~~ 27 18 in the amount of \$1,000 and Petitioners will withdraw request for a hearing.
2. The current account balance is \$2,062.72 less the \$1,000 adjustment will leave a balance of \$1,062.72.
3. Starting with October, 2010 bill, Petitioners agree to pay current bills plus \$100.00 each month for the next ten (10) months and pay the current bill plus the \$62.72 balance in the eleventh month.
4. Payments should be paid by the 20th of each month.
5. Going forward, Petitioner agrees to pay their PSE&G bill for electric service in a timely manner.

Petitioner: Frank Grazioli

Respondent: PSE&G

By:  BG

By: 

Sherice L. Kelly

Date: 10/4/10

Date: 10-4-10

Petitioner: Barbara Grazioli

By: 

Date: 10/4/10

OFFICE OF ADMINISTRATIVE LAW