



Agenda Date: 2/11/10

Agenda Item: VIIB

STATE OF NEW JERSEY

Board of Public Utilities

Two Gateway Center

Newark, NJ 07102

www.nj.gov/bpu/

CUSTOMER ASSISTANCE

SHERRIE CORNELL,
Petitioner
v.

) ORDER ADOPTING INITIAL DECISION
) SETTLEMENT
)

PUBLIC SERVICE ELECTRIC AND GAS
COMPANY
Respondent

) BPU DOCKET NO. EC09040335U
) OAL DOCKET NO. PUC6175-09
)

Sherrie Cornell, Browns Mills, New Jersey, pro se

Sheree L. Kelly, Esq., PSEG Services Corporation, Newark, New Jersey, for the
Respondent

Cynthia L.M. Holland, DAG, Division of Law, Newark, New Jersey, on behalf of
the Staff of the Board of Public Utilities

BY THE BOARD:

On April 27, 2009, Sherrie Cornell ("Petitioner") filed a petition with the Board requesting a formal hearing related to a billing dispute with Public Service Electric and Gas Company ("Respondent" or "PSE&G") regarding a bill for utility service provided 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") Edward J. Delanoy, Jr.

While this matter was pending at the OAL, the parties engaged in negotiations and entered into and signed a Stipulation of Settlement ("Settlement") that was submitted to the ALJ. By Initial Decision issued on December 24, 2009, to which the Settlement was attached and made part thereof, ALJ Delanoy found that the Settlement 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. The Initial Decision was filed with the Board on January 7, 2010. Pursuant to the terms of the Settlement, Respondent has agreed to credit the Petitioner's account in the amount of \$1,750.00. In return, Petitioner has agreed to pay \$125.00 per month towards the outstanding balance on the

account plus current bills beginning on January 15, 2010. Petitioner also agreed to pay her PSE&G bills for electric and gas service in a timely manner.

After review of the Initial Decision and Settlement of the parties, the Board HEREBY FINDS that, by the terms of the Stipulation of Settlement the parties have 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: 2/11/10

BOARD OF PUBLIC UTILITIES
BY:


ELIZABETH RANDALL
ACTING PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER


JEANNE M. FOX
COMMISSIONER

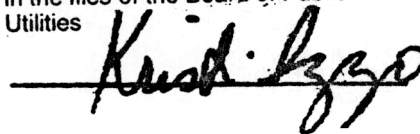

JOSEPH L. FIORDALISO
COMMISSIONER


NICHOLAS ASSELTA
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



SHERRIE CORNELL

v.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

**BPU DOCKET NO. EC09040335U
OAL DOCKET NO. PUC6175-09**

SERVICE LIST

Sherrie Cornell
201 N. Lakeshore Drive
Browns Mills, New Jersey 08015

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

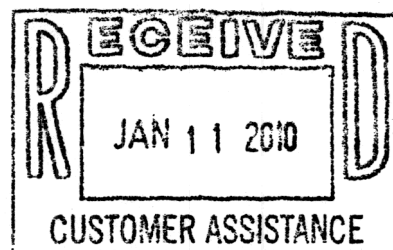
Eric Hartsfield, Director
Julie Ford-Williams
Division of Customer Assistance
Board of Public Utilities
Two Gateway Center
Newark, New Jersey 07102

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

CMS
BESLOW
TPH
CAMPBELL, J
FOR WILLIAMS
(2)



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW



INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 11358-09

AGENCY DKT. NO. GC 09070535U

ROBERT AND SARA JACOBS,

Petitioner,

v.

**PUBLIC SERVICE ELECTRIC AND GAS
COMPANY**

Respondent.

2010 JAN -8 PM 3:01
OAL OCEAN COUNTY
NEWARK, NJ

Sara Jacobs, Esq., for petitioner Robert and Sara Jacobs, (Cowen Jacobs and Rothman, attorneys)

Sharee L. Kelly, Esq., for respondent Public Service Electric and Gas Company (Board of Public Utilities, Law Department)

Record Closed: December 23, 2009

Decided: January 6, 2010

BEFORE IRENE JONES, ALJ:

STATEMENT OF THE CASE

On September 25, 2009, this matter was transmitted to the Office of Administrative Law (OAL) for hearing 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 telephone conference was held on November 17, 2009. Subsequently, the parties agreed to settle the matter and filed the attached executed Stipulation of Settlement and Dismissal.

After reviewing the record and the settlement, **FIND:**

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

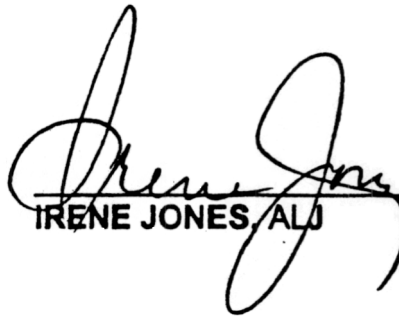
Therefore, **CONCLUDE** that this agreement meets the requirements of N.J.A.C. 17:27-19.1(d) and should be approved. It is further **ORDERED** that the parties comply with the settlement terms and the proceedings be **CONCLUDED**.

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 (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*.

January 6, 2010

DATE



IRENE JONES, ALJ

Date Received at Agency: 1-8-10

FZ

January 6, 2010

Mailed to Parties:

January 6, 2010

DATE

sej

OFFICE OF ADMINISTRATIVE LAW

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

Robert & Sara Jacobs

Petitioner,

v.

Public Service Electric & Gas Company

Respondent.

BPU DOCKET NO. GC09070535U
OAL DOCKET NO. PUC 11358-2009N

STIPULATION OF SETTLEMENT

On or about July 30, 2009, Petitioner filed the above-referenced billing dispute. Public Service Electric & Gas Company ("PSE&G" or "Respondent") filed an answer to Petitioner's petition and the New Jersey Board of Public Utilities ("NJBP" or "Board") transmitted the matter to the Office of Administrative Law ("OAL") as a contested case for adjudication.

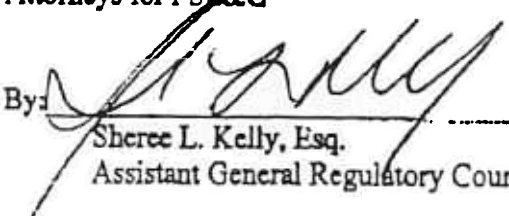
In the interests of resolving this matter without further delay, extensive effort and cost, the parties hereto agreed to settle this matter in accordance with the following terms:

1. PSE&G agrees to credit Petitioner's account no. [REDACTED] 48 03 in the amount of \$1,411.00.
2. This agreement is in settlement of the Petition filed by Petitioner on or about July 30, 2009.
3. The undersigned agree that this Settlement contains mutually balancing and interdependent provisions and is intended to be accepted and approved in its entirety. In the event any particular aspect of this Settlement is not accepted and approved by the Board or modified by the Board, the party that is adversely affected by the modification can either accept the modification or declare this Settlement to be null and void, and the parties shall be placed in the same position that they were in immediately prior to its execution.
4. The Parties on behalf of itself and any and all of its subsidiaries and affiliated corporations, companies and divisions, its and their predecessors, successors and assigns, and its and their respective directors, stockholders, officers and employees, hereby acknowledges, fully and forever remises, releases and discharges each other from any and all claims, demands, agreements, contracts, covenants, representations, warranties, promises, undertakings, damages, debts, accounts, reckonings, bonds, bills, controversies, damages, judgments, causes of action, suits, dues, sums of money, costs and expenses of each and every kind and nature, whether in

contract, tort, or otherwise, whether known or unknown, whether statutory or common law actions, both at law and in equity, including, without limitation, any causes of action which the parties might have for any utility bills on account ~~XXXXXX~~ 48 03 arising prior to July 31, 2009.

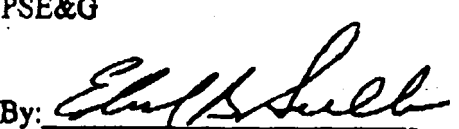
PSEG SERVICES CORPORATION
Attorneys for PSE&G

DATED:

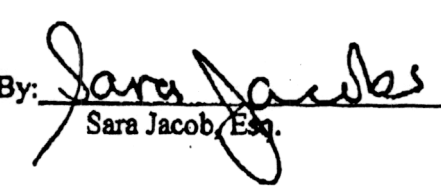
By: 
Sheree L. Kelly, Esq.
Assistant General Regulatory Counsel

PSE&G

DATED:

By: 
Edward B. Sullivan
Manager of Customer Operations

DATED;

By: 
Sara Jacob, Esq.

COPY



COPY

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

10:00-00 PM 2/22
NORTH

Date JAN 7 2010

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

1381-09

HOLY ROSARY DAY
CARE INC. D/B/A
RIISING SUN ACADEMY

11358-09

Robert & SARA
JACOBS

13093-09

Rob Grenoble

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

Date: 1-8-10

Flood Long
Public Utilities