



Agenda Date: 8/18/10  
Agenda Item: VIIB

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

**CUSTOMER ASSISTANCE**

LAZARE L. LEKADOU,  
Petitioner,

V

PUBLIC SERVICE ELECTRIC AND GAS COMPANY,  
Respondent.

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ORDER ADOPTING INITIAL  
DECISION SETTLEMENT

BPU Dkt. No. GC10020108U  
OAL Dkt. No. PUC3600-10

Lazare Lekadou, Newark, New Jersey, Petitioner, appearing *pro se*

Alexander C. Stern, Esq., Newark, New Jersey, on behalf of Respondent, Public Service  
Electric and Gas Company

**BY THE BOARD:**

On February 9, 2010, Lazare L. Lekadou ("Petitioner") 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") Evelyn J. Marose.

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 July 23, 2010, and submitted to the Board on July 28, 2010<sup>1</sup>, to which the Settlement was attached and made part thereof, ALJ Marose 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.

Pursuant to the terms of the Settlement, which was signed and executed by Petitioner and

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<sup>1</sup> To correct a typographic mistake that had no substantive effect, ALJ Marose submitted a corrected version of the Initial Decision on July 30, 2010.

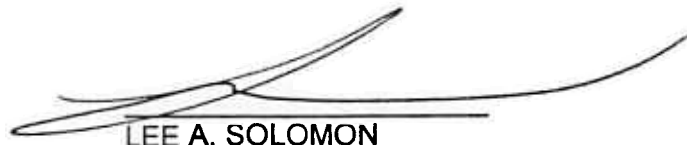
Respondent on July 12, 2010, and July 16, 2010, respectively, the parties agreed that Respondent would credit Petitioner's electric and gas account in the amount of \$3,559.25, with Petitioner acknowledging that after the credit is applied, an outstanding over due balance of \$3,300.00 remains for past electric and gas service provided by Respondent. Petitioner has agreed to make a lump sum payment of \$300.00 upon the execution of the Settlement as well as enter into a deferred payment arrangement (DBA) with Respondent for the remaining balance of \$3,000.00 which will take the form of thirty (30) supplemental payments of \$100.00 per month, in addition to monthly bills, commencing with the first bill received after the execution of the Settlement. Should Petitioner fail to keep the agreement as set forth in the DBA, Petitioner understands that Respondent may exercise its rights under N.J.A.C. 14:3-3A.1 et seq. The parties further agreed that this agreement is in full settlement of the petition filed by Petitioner in this matter.

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 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: 8/18/10

BOARD OF PUBLIC UTILITIES  
BY:



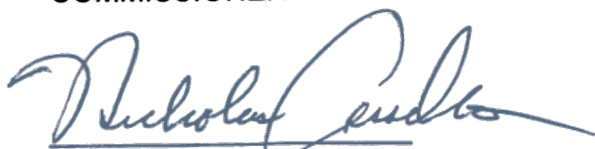
LEE A. SOLOMON  
PRESIDENT




JEANNE M. FOX  
COMMISSIONER



JOSEPH L. FIORDALISO  
COMMISSIONER



NICHOLAS ASSELTA  
COMMISSIONER

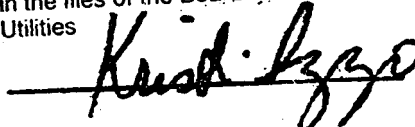


ATTEST:



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



LAZARE L. LEKADOU

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. GC10020108U

OAL DOCKET NO. PUC3600-10

SERVICE LIST

Lazare L. Lekadou  
45 Leslie Street  
Newark, New Jersey 07108

Alexander C. Stern, 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

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

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10 AUG -5 AM 11:33

BOARD OF PUBLIC UTILITIES  
NEWARK, N.J.



State of New Jersey  
**OFFICE OF ADMINISTRATIVE LAW**  
33 Washington Street  
Newark, New Jersey 07102  
(973) 648-7143 (Tel.)

William Speziale  
Legal Assistant III

July 30, 20010

Regina Conlon, Transmitting Officer  
Board of Public Utilities  
2 Gateway Center, 8<sup>th</sup> Floor  
Newark, N.J. 07102

Re: Lazare L. Lekadou v. Public Service Electric and Gas  
OAL DKT. NO.: PUC 3600-10  
AGENCY DKT. NO. GC10020108U

Dear Ms Conlon:

The decision issued on July 23, 2010 in the above referenced matter contained an error in the boilerplate language on pages 2 and 3. I have made the appropriate changes and have enclosed a copy of the corrected decision.

The copy on file with this office has been revised in accordance with the attached. Kindly discard the previous decision which has been filed with your agency.

Please note that by copy of this letter, I am requesting that the parties also correct their copies of the decision.

Very truly yours,

*William Speziale*  
William Speziale,  
Legal Assistant, III

WS/

cc: Lazare L. Lekadou., pro se  
Alexander Stern, Esq.

*EMS*  
*Boston*  
*Miller*  
*Redd*

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BOARD OF PUBLIC UTILITIES  
NEWARK, N.J.



*State of New Jersey*  
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

**SETTLEMENT**

OAL DKT. NO. PUC 3600-10

AGENCY DKT. NO. GC10020108U

**LAZARE L. LEKADOU,**

Petitioner,

v.

**PUBLIC SERVICE ELECTRIC & GAS CO,**

Respondent.

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Lazare L. Lekadou, petitioner, pro se

Alexander C. Stern, Esq., for respondent (PSE&G Services Corporation  
attorney)

Record Closed: July 20, 2010

Decided: July 23, 2010

**BEFORE EVELYN J. MAROSE, ALJ:**

On April 14, 2010, the above referenced 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 Prehearing Conference took place on June 25, 2010 at which time the matter was settled and the terms placed on the record.

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.

July 30, 2 010

\_\_\_\_\_  
DATE



\_\_\_\_\_  
EVELYN J. MAROSE, ALJ

Date Received at Agency:

Date Mailed to Parties:

sej

RECEIVED  
STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW

Lazare Lekadou

Petitioner,

v.

Public Service Electric & Gas Company

Respondent.

2010 JUL 20 P 6:50

) BPU DOCKET NO. GC10020108U

) OAL DOCKET NO. PUC03600-2010N

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) **STIPULATION OF SETTLEMENT**

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On or about March 1, 2010, Petitioner filed the above-referenced billing dispute. Public Service Electric & Gas Company ("PSE&G" or "Respondent") filed an answer to the petition and the New Jersey Board of Public Utilities ("NJBPU" 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 amicably and to avoid further delay and costs to the parties, the parties hereto agreed to settle this matter in accordance with the following terms:

1. Petitioner has an account with PSE&G for electric and gas service to a premise located at 45 Leslie St, Newark, New Jersey.
2. Although not agreeing with the merits of the allegations expressed in the Petition, PSE&G agrees to credit \$3,559.25 to Petitioner's account.
3. After application of the \$3,559.25 bill credit referenced in paragraph 2, Petitioner acknowledges that there will still be an outstanding overdue balance on the account owed to PSE&G for past electric and gas service rendered by PSE&G in the amount of \$3,300.
4. Upon execution of this Stipulation, Petitioner agrees to make a lump sum payment of \$300.00.
5. Petitioner agrees to timely pay his PSE&G bills for electric and gas service as well as to enter into a deferred payment arrangement ("DPA") with PSE&G to pay off the \$3,000 remaining settlement amount agreed to at the time of settlement.
6. In addition to current bills due and owing for the electric and gas service provided by PSE&G, Petitioner agrees to make thirty (30) supplemental payments of \$100 per month in addition to monthly utility bills commencing with the first bill received after execution of this Stipulation of Settlement. Petitioner is not foreclosed

from paying off the \$3,000 settlement amount due prior to the thirty (30) month deferred payment period allotted.

7. If Petitioner fails to keep the agreement as set forth in the deferred payment arrangement established in paragraph 6 above and/or fails to make payments associated with current electric and gas service, Petitioner understands that PSE&G may exercise its authority in accordance with its tariffs and the provisions of N.J.A.C. 14:3-3A.1 et seq. to discontinue service.

8. In addition to payments under the deferred payment arrangement established in paragraph 6, Petitioner agrees and understands that he must make timely payment of PSE&G monthly utility bills for utility service so long as he remains a PSE&G customer.

9. This agreement is in full settlement of the Petition filed by Petitioner on or about March 1, 2010.

10. 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.

PSEG SERVICES CORPORATION  
Attorneys for PSE&G

DATED: 7-16-10

By: Alexander C. Stern  
Alexander C. Stern, Esq.  
Assistant General Regulatory Counsel

PUBLIC SERVICE ELECTRIC & GAS CO.

DATED:

By: Edward B. Sullivan  
Edward B. Sullivan  
Manager of Customer Operations

PETITIONER

DATED:

By: Lazare Lekadou 7/12/2010  
Lazare Lekadou



COPY

# NORTH