



Agenda Date: 4/27/11  
Agenda Item: VIIA

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

CUSTOMER ASSISTANCE

DESIREE HENDERSON, Petitioner	)	ORDER ADOPTING INITIAL
	)	DECISION SETTLEMENT
V	)	
	)	
PUBLIC SERVICE ELECTRIC AND GAS COMPANY, Respondent	)	BPU Docket No. EC10020136U
	)	OAL Docket No. PUC03597-10

Joel L. Rachmiel, Esq., Springfield, New Jersey, on behalf of Petitioner, Desiree Henderson

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

BY THE BOARD:

On February 22, 2010, Desiree Henderson ("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") Kimberly A. Moss.

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 March 1, 2011, to which the Stipulation was attached and made part thereof, ALJ Moss 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, Petitioner has agreed to pay the final billing as of January 20, 2011, in the amount of \$705.55 over a period of six (6) months in addition to current bills. The payments for the final billing shall be in the amount of \$117.60 per month over the six (6) month period, starting with the March 2011 bill.

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: 4/27/11

BOARD OF PUBLIC UTILITIES  
BY:

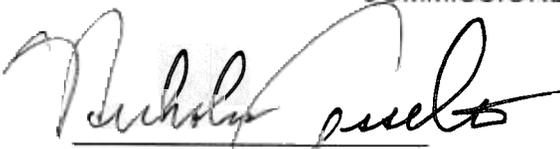


LEE A. SOLOMON  
PRESIDENT

JE  
CC

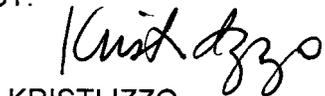


JOSEPH L. FIORDALISO  
COMMISSIONER



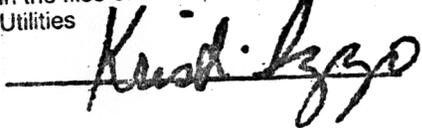
NICHOLAS ASSELTA  
COMMISSIONER

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



DESIREE HENDERSON

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. EC10020136U

OAL DOCKET NO. PUC03597-10

SERVICE LIST

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Springfield, New Jersey 07081

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80 Park Plaza – T5G  
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Division of Customer Assistance  
Board of Public Utilities  
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Newark, New Jersey 07102

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



State of New Jersey  
OFFICE OF ADMINISTRATIVE LAW

CMS  
Beslow  
DAG(2)  
RPA  
Lee-Thomas  
Sambut  
Ford-Williams

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 03597-10

AGENCY DKT. NO. EC10020136U

RECEIVED  
MAIL ROOM  
11 MAR 25 AM 10:59  
BOARD OF PUBLIC UTILITIES  
NEWARK, N.J.

**DESIREE HENDERSON.,**

Petitioner,

v.

**PUBLIC SERVICE ELECTRIC AND GAS  
COMPANY,**

Respondent.

Joel L. Rachmiel, Esq. on behalf of petitioner

Sheree L. Kelly, Esq. on behalf of respondent (PSE&G Services Corporation)

Record Closed: March 1, 2011

Decided: March 1, 2011

**BEFORE KIMBERLY A. MOSS, ALJ:**

On April 14, 2010, 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. 52:14F 1 to- 13. A telephone prehearing was scheduled and conducted on May 11, 2010 during which time a hearing was scheduled for July 19, 2010. Several status conferences were scheduled and conducted the last one being March 1, 2011 during which time the parties forwarded a copy of the fully executed Stipulation of Settlement indicating the terms of the agreement, which are incorporated herein by reference.

have reviewed the record and terms of the Stipulation of Settlement and **FIND:**

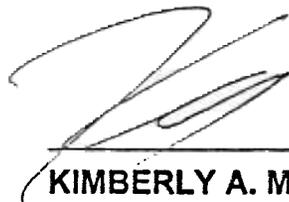
1. The parties have voluntarily agreed to the settlement as evidenced by the signatures of the parties or their representatives.
2. The settlement fully disposes of all issues in controversy and is consistent with law.

I **CONCLUDE** that the agreement meets the requirements of N.J.A.C. 1:1-19.1 and therefore, it is **ORDERED** that the parties comply with the settlement terms and that these proceedings be and are hereby 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 (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.

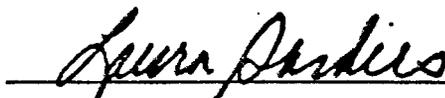
MARCH 1, 2011  
DATE

  
KIMBERLY A. MOSS, ALJ

Date Received at Agency:

MARCH 7, 2011

Date Mailed to Parties: MARCH 7, 2011  
ljb

  
DIRECTOR AND  
CHIEF ADMINISTRATIVE LAW JUDGE

Sheree L. Kelly  
Assistant General Regulatory Counsel

Law Department  
80 Park Plaza, T5G, Newark, NJ 07102-4194  
tel: 973.430.6468 fax: 973.430.5983  
email: sheree.kelly@psc.com



March 1, 2011

**VIA FAX**

Honorable Kimberly Moss  
Office of Administrative Law  
33 Washington Street  
Newark, NJ 07102

Re: Desiree Henderson v. PSE&G  
BPU Docket No. EC10020136U  
OAL Docket No. PUC 03597-2010N  
Stipulation of Settlement

Dear Judge Moss:

Enclosed please find a signed Stipulation of Settlement with reference to the above-captioned matter. Accordingly, please cancel the Status Conference scheduled for this afternoon, March 1, 2011 at 3:00 p.m.

Respectfully submitted,

A handwritten signature in black ink that reads "Sheree L. Kelly" with a stylized flourish at the end.

Sheree L. Kelly

SLK/jb  
Enclosure

cc: Joel I. Rachmiel, Esq. (w/enc.)  
Edward B. Sullivan (w/enc.)



