



Agenda Date: 4/11/12
Agenda Item: VIIB

STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, NJ 08625-0350
www.nj.gov/bpu/

CUSTOMER ASSISTANCE

LDR EQUITIES, LLC
Petitioner

v.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY
Respondent

) ORDER ADOPTING INITIAL
DECISION SETTLEMENT

BPU DOCKET NO. GC08111016U
OAL DOCKET NO. PUC01648-09

Parties of Record:

Daniel Rubin, on behalf of Petitioner, *pro se*
Sheree L. Kelly, Esq., on behalf of Respondent, Public Service Electric and Gas Company

BY THE BOARD

On November 25, 2008, Daniel Rubin, on behalf of LDR Equities, LLC ("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") Mumtaz Bari-Brown.

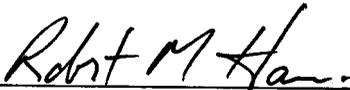
While this matter was pending at the OAL, the parties engaged in negotiations and entered into and signed a Stipulation of Settlement ("Stipulation") that was submitted to the ALJ. By Initial Decision issued on February 29, 2012, and received by the Board on February 29, 2012, to which the Stipulation was attached and made part thereof, ALJ Bari-Brown 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, and in order to fully resolve this matter, the parties have agreed that the current balance on Petitioner's electric and gas account with Respondent is \$48,387.99. Respondent has agreed to credit Petitioner's account in the amount of \$23,784.00 leaving a balance of \$24,603.99. In return, Petitioner has agreed to pay bills on time by the due date on the 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 Stipulation as evidenced by their signatures and that by the terms of the Stipulation, have fully resolved all outstanding contested issues in this matter.

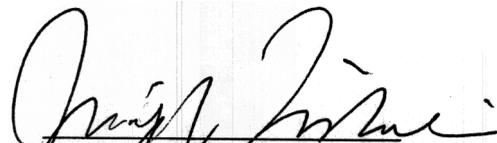
Accordingly, the Board HEREBY ADOPTS the Initial Decision and the Stipulation of Settlement executed by the parties in their entirety as if fully set forth herein.

DATED: 4/11/12

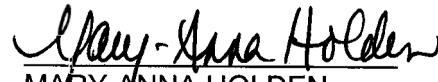
BOARD OF PUBLIC UTILITIES
BY:


ROBERT M. HANNA
PRESIDENT


JEANNE M. FOX
COMMISSIONER

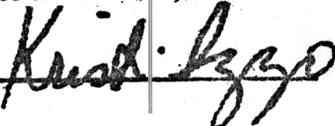

JOSEPH L. FIORDALISO
COMMISSIONER


NICHOLAS ASSELTA
COMMISSIONER


MARY-ANNA HOLDEN
COMMISSIONER

ATTEST: 
KRISTI IZZO
SECRETARY

HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities



LDR EQUITIES, LLC

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. GC08111016U

OAL DOCKET NO. PUC01648-09

SERVICE LIST

Daniel Rubin
LDR Equities, LLC
501 Broad Avenue
Ridgefield, New Jersey 07657

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
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350

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

final
3/1/12
7:53



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

FEB 29 2012

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 01648-2009

AGENCY DKT. NO. GC08111016U

LDR EQUITIES, LLC,

Petitioner,

v.

PUBLIC SERVICE ELECTRIC AND

GAS COMPANY,

Respondent.

CMG
E. Beslow-Jegal
V. Haynes
D. Lee-Thomas
C. Vachier
J. Ford-Williams
R. Lambert
DAG
RPA

Daniel Rubin, pro se

Shere L. Kelly, Esq., for respondent

Record Closed: February 23, 2012

Decided: February 24, 2012

BEFORE MUIWTAZ BARI-BROWN, ALJ:

This matter was transmitted to the Office of Administrative Law (OAL) on February 6, 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 February 27, 2012. Prior to the date of hearing the parties settled the matter. The attached Stipulation of Settlement was submitted on

February 23, 2012, indicating the terms of agreement which are incorporated herein by reference.

Having reviewed the record and the settlement terms, I **FIND:**

FEB 29 2012

RECEIVED

- 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.

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.

Feb. 24, 2012
DATE

Mumtaz Bari Brown
MUMTAZ BARI-BROWN, ALJ

Date Received at Agency:

2-28-12
Aura Sanders

Date Mailed to Parties: FEB 28 2012
dr

DIRECTOR AND
CHIEF ADMINISTRATIVE LAW JUDGE

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

FEB 23 2012

LDR Equities, LLC Petitioner)	OAL Docket No. PUC 01648-2009N
v.)	BPU Docket No. GC08111016U
Public Service Electric and Gas Company, Respondent)	STIPULATION OF SETTLEMENT

This matter having been brought before the Office of Administrative Law by the Petitioner, LDR Equities, LLC ("Petitioner"), against Respondent Public Service Electric and Gas Company ("PSE&G" or "Respondent") for utility service rendered by PSE&G to the premises 501 Broad Avenue, Ridgefield, NJ, 07657 (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. As of February 2012, Petitioner's current balance on account no. [REDACTED] (prior account no. [REDACTED] for PSE&G gas and electric charges is \$48,387.99.
2. Respondent agrees to credit Petitioner's account in the amount of \$23,784.00, leaving a balance of \$24,603.99.
3. Petitioner agrees to pay bills on time by the due date on the bill.

Petitioner: LDR Equities, LLC

Respondent: PSE&G

By: [Signature]
Daniel Rubin

By: [Signature]
Sheree L. Kelly
Attorney for Respondent

Date: 2/23/12

Date: 2/23/12