

Pursuant to the terms of the Stipulation, the parties agreed that as of February 14, 2012, Petitioner's current balance for electric and gas service was \$38,035.10. Respondent has agreed to credit Petitioner's account in the amount of \$18,035.10 to reduce the outstanding account balance to \$20,000.00. In return, Petitioner has agreed to pay its current bills in addition to the above outstanding balance of \$20,000.00 due to Respondent over a period of twenty-four (24) months, beginning with the March 2012 bill and to pay bills on time by the due date set out 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 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: 5/23/12

BOARD OF PUBLIC UTILITIES
BY:



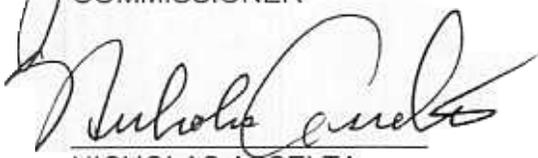
ROBERT M. HANNA
PRESIDENT



JEANNE M. FOX
COMMISSIONER



JOSEPH L. FIORDALISO
COMMISSIONER



NICHOLAS ASSELTA
COMMISSIONER



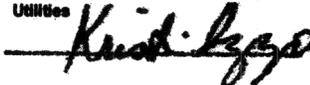
MARYANNA HOLDEN
COMMISSIONER

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



AGIOS FANOURIOUS, INC. T/A LIGHTHOUSE RESTAURANT AND MICHAEL L. BERTOS

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. EC11090546U

OAL DOCKET NO. PUC12947-11

SERVICE LIST

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Newark, New Jersey 07101

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DAG
Kachier
RPA
Haynes
Lee-Thomas 2012
Lambert
Ford-Williams

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State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

BPU MAILROOM

RECEIVING

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 12947-2011

AGENCY DKT. NO. EC11090546U

**AGIOS FANOURIOUS, INC. T/A LIGHTHOUSE
RESTAURANT AND MICHAEL L. BERTOS**

Petitioner,

v.

**PUBLIC SERVICE ELECTRIC AND GAS
COMPANY,**

Respondent.

Patrick J. O'Dea, Esq. on behalf of petitioner (Maneri and Maroules, LLC)

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

Record Closed: April 27, 2012

Decided: April 27, 2012

BEFORE KIMBERLY A. MOSS, ALJ:

On October 28, 2011, 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 November 28, 2011 wherein the parties scheduled a status conference for December 27, 2011. A hearing was scheduled and for February 24, 2012. Prior to the hearing date the parties engaged in extensive settlement discussions, agreed on a settlement. The

undersigned received the Stipulation of Settlement, which is 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.

4 12

DATE



KIMBERLY A. MOSS, ALJ

Date Received at Agency: _____

Date Mailed to Parties: _____

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

BPU MAIL ROOM

RECEIVING

Agios Fanourios, Inc. t/a Lighthouse
Restaurant and Michail L. Bertos
Petitioner

OAL Docket No. PUC 12947-2011N
BPU Docket No. EC11090546U

v.

Public Service Electric and Gas Company,
Respondent

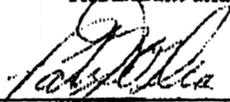
STIPULATION OF SETTLEMENT

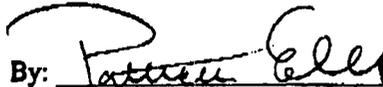
This matter having been brought before the Office of Administrative Law by the Petitioner, Agios Fanourios, Inc. t/a Lighthouse Restaurant and Michail L. Bertos ("Petitioner"), against Respondent Public Service Electric and Gas Company ("PSE&G" or "Respondent") for utility service rendered by PSE&G to the premises 669 Broadway, Bayonne, NJ, (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 14, 2012, Petitioner's current balance for PSE&G gas and electric charges is \$38,035.10.
2. Respondent agrees to credit Petitioner's account in the amount of \$18,035.10, leaving a balance of \$20,000.00.
3. Petitioner agrees to pay current bills in addition to the balance of \$20,000.00 owed to PSE&G over a period of twenty-four (24) months starting with March 2012 bill.
4. Petitioner agrees to pay bills on time by the due date on the bill.

Petitioner: Agios Fanourios, Inc., t/a Lighthouse
Restaurant and Michail L. Bertos

Respondent: PSE&G

By: 
Patrick J. O'Dea, Esq.
Attorney for Petitioner

By: 
Patricia Esler
Customer Operations Manager

Date: 02/23/2012

Date: 2/23/12



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State of New Jersey
OFFICE OF ADMINISTRATIVE LAW
33 Washington Street
Newark, New Jersey 07102
(973) 648-6008
(973-648-6058)

BPU MAILROOM
APR 30 2012
RECEIVING

Robert J. Giordano, ALJ &
Manager of Organizational Development

NORTH

Date APR 30 2012

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

12947-11

Agios FANOURIOS, INC
TIA LightHouse RESTAURANT
+ MICHAEL L. GERARDIS

Board of Public Utilities
44 South Clinton Avenue
Floor 10 East
Trenton, NJ 08625-0350

Date: _____

Board of Public Utilities