



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

CUSTOMER ASSISTANCE

CAROL KAPLAN,	)	
	)	ORDER ADOPTING INITIAL DECISION
PETITIONER,	)	
v.	)	
	)	
PUBLIC SERVICE ELECTRIC AND GAS	)	
COMPANY, _____	)	BPU DOCKET NO. GC07080641U
	)	OAL DOCKET NO. PUC 11172-07
RESPONDENT	)	

(SERVICE LIST ATTACHED)

BY THE BOARD:

On August 27, 2007, Carol Kaplan (Petitioner) filed a petition with the Board requesting a hearing regarding charges of Public Service Electric and Gas Company (Respondent) for utility services.

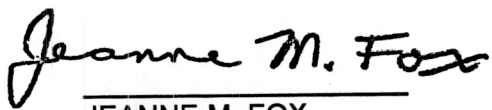
After the filing of Respondent's answer, the Board transmitted this matter to the Office of Administrative Law (OAL) for hearing and initial disposition as a contested case pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. This matter was assigned to Administrative Law Judge (ALJ) Walter M. Braswell.

While this matter was pending at the OAL, the parties engaged in negotiations and executed a Stipulation of Dismissal that was submitted to the ALJ. By Initial Decision issued on March 17, 2008, and submitted to the Board on March 20, 2008, to which the Stipulation of Dismissal was attached and made part thereof, ALJ Braswell found that the agreement was voluntary, that its terms fully disposed of all issues in controversy and that it met the requirements of N.J.A.C. 1:1-19.1. Pursuant to the terms of their settlement, the Petitioner has agreed to pay the amount of \$14,000.00 in full settlement of the matter. The parties have further agreed that the matter be dismissed with prejudice.

After a review and consideration of the Initial Decision and the agreement of the parties, the Board HEREBY FINDS that the agreement represents a fair and reasonable resolution of all outstanding contested issues. Accordingly, the Board HEREBY ADOPTS the Initial Decision and agreement of the parties in their entirety as if fully set out herein.

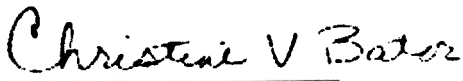
DATED: 4/9/08

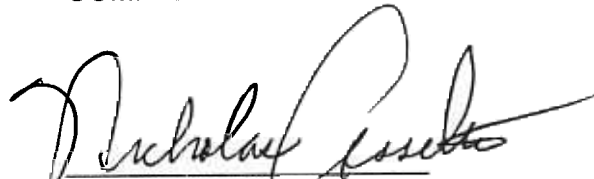
BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT


FREDERICK F. BUTLER
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER

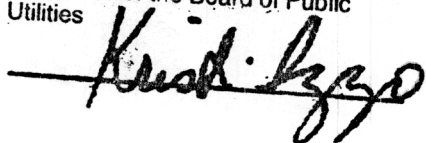

CHRISTINE V. BATOR
COMMISSIONER


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



CAROL KAPLAN

v.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU Docket No. GC07080641U

OAL Docket No. PUC 11172-07

SERVICE LIST

Gregory G. Campisi, Esq.
Sharkey & Campisi
P.O. Box 419
188 Eagle Rock Avenue
Roseland, New Jersey 07068

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

Jessica Campbell, DAG
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

CMS

BESLOW

RPA

CAMPBELL, J

~~FOTO WILLIAMS~~ (D)

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 11172-07

AGENCY DKT. NO. GC07080641U

CAROL KAPLAN,

Petitioner,

v.

PUBLIC SERVICE ELECTRIC AND GAS

COMPANY,

Respondent.

Gregory Campisi, Esq., appearing on behalf of petitioner

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

RECEIVED
MAIL ROOM
08 MAR 20 PM 12:20
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

Record Closed: March 14, 2008

Decided: March 17, 2008

BEFORE WALTER M. BRASWELL, ALJ:

On October 15, 2007, 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. The matter was scheduled for a telephone prehearing on November 7, 2007 at which time the parties reached a tentative settlement. A status conference was scheduled for December 10, 2008. The Stipulation of Dismissal indicating the terms of the settlement was signed by all parties and submitted to the OAL on March 14, 2008.

have reviewed the record and terms of the Stipulation of Dismissal and **FIND**

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.

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.

March 14, 2008
DATE

Walter M. Braswell
WALTER M. BRASWELL, ALJ

Date Received at Agency: 3-24-08

Floyd X. [Signature]
Mailed to Parties:

DATE
ljb

OFFICE OF ADMINISTRATIVE LAW

RECEIVED
MAIL ROOM
08 MAR 29 PM 12:23
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

SHARKEY & CAMPISI
P.O. Box 419
188 Eagle Rock Avenue
Roseland, NJ 07068
(973) 226-7155
Attorneys for Petitioner

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STATE OF N.J.
ADMINISTRATIVE LAW

2008 MAR 4 P 43

CAROL KAPLAN,

Petitioner,

vs.

PUBLIC SERVICE ELECTRIC
AND GAS COMPANY,

Respondent.

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW
OAL DOCKET NO.: PUC 11172-2007N

Honorable Walter M. Braswell, ALJ

**STIPULATION OF DISMISSAL
WITH PREJUDICE**

The matter in difference in the above-entitled action having been amicably adjusted by and between the parties to this administrative law proceeding, it is hereby stipulated and agreed that the same be and it is hereby dismissed with prejudice and without costs against any party.

PUBLIC SERVICE ELECTRIC
AND GAS COMPANY

By: _____

Sheree L. Kelly

PSEG Services Corporation

SHARKEY & CAMPISI
Attorneys for Petitioner

By: _____

Gregory G. Campisi

Dated: February 27, 2008

SHARKEY & CAMPISI
ATTORNEYS AT LAW
P. O. BOX 419
188 EAGLE ROCK AVENUE
ROSELAND, NEW JERSEY 07068

RECEIVED
STATE OF NJ
2008 MAR 4 P : 43

RICHARD G. SHARKEY
GREGORY G. CAMPISI
JEFFREY CAMPISI

March 11, 2008

(973) 226-7155
Fax #: (973) 226-0167

Sheree L. Kelly, Esq.
PSE&G - Law Department
80 Park Plaza, T5G
Newark, NJ 07102-4194

Re: Carol Kaplan v. Public Service Electric & Gas Company
Billing Dispute
Docket No. GC07080641U
OAL Docket No. PUC 11172-07

Dear Ms. Kelly:

I have enclosed herewith two separate checks from my client totaling \$14,000 representing payment in full of the settlement in the above-referenced matter. I hope that all is well.

Very truly yours,

SHARKEY & CAMPISI

By: Greg Campisi
Gregory G. Campisi

GGC:PCR

Enclosures

cc: Honorable Walter M. Braswell, ALJ
Ms. Carol Kaplan

Kaplan-Kelly 031108

SHARKEY & CAMPISI

ATTORNEYS AT LAW

P. O. BOX 419

188 EAGLE ROCK AVENUE

ROSELAND, NEW JERSEY 07068

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STATE OF N.J.

2008 MAR 14 P 4:43

RICHARD G. SHARKEY
GREGORY G. CAMPISI
JEFFREY CAMPISI

March 11, 2008

(973) 226-7155
Fax #: (973) 226-0167

William G. Speziale
Deputy Clerk
State of New Jersey
Office of Administrative Law
33 Washington Street
Newark, NJ 07102-3011

Re: Carol Kaplan v. Public Service Electric & Gas Company
Billing Dispute
Docket No. GC07080641U
OAL Docket No. PUC 11172-07

Dear Mr. Speziale:

I have enclosed herewith for filing an original and two (2) copies of a Stipulation of Dismissal with Prejudice with regard to the above-referenced matter. Kindly file the same and return a copy to my attention in the self-addressed, stamped envelope provided. Thank you very much for extending the courtesies of your office.

Very truly yours,

SHARKEY & CAMPISI
Attorneys for Petitioner

By: Gregory G. Campisi
Gregory G. Campisi

GGC:PCR

Enclosures

cc: Honorable Walter M. Braswell, ALJ
Sheree L. Kelly, Esq.
Ms. Carol Kaplan

Kaplan-Speziale 031108

92

2008 MAR 24 PM 3:19
CASE MANAGEMENT



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

RECEIVED
MAIL ROOM
08 MAR 20 PM 12:22
BOARD OF PUBLIC UTILITIES
NEWARK, N.J.

NORTH

Date MAR 18 2008

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

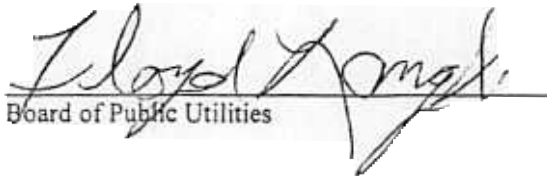
11172-07

CAROL KAPLAN

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

Date:

3-24-08


Board of Public Utilities