



**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
44 South Clinton Avenue, 9<sup>th</sup> Floor  
Post Office Box 350  
Trenton, New Jersey 08625-0350  
[www.nj.gov/bpu/](http://www.nj.gov/bpu/)

CUSTOMER ASSISTANCE

HUDSON VIEW GARDENS, LLC, Petitioner <p style="text-align: center;">V.</p> PUBLIC SERVICE ELECTRIC AND GAS COMPANY, Respondent	) ORDER ADOPTING INITIAL ) DECISION SETTLEMENT ) ) BPU DOCKET NO. EC10010063U ) OAL DOCKET NO. PUC 03599-10 ) & PUC 14806-11
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Parties of Record:

**Glenn A. Farrell, Esq.**, appearing on behalf of Petitioner, Hudson View Gardens, LLC  
**Sheree L. Kelly, Esq.**, appearing on behalf of Respondent, Public Service Electric and Gas Company

BY THE BOARD:

On January 27, 2010, Hudson View Gardens, 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")<sup>1</sup> 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 July 23, 2012 and submitted to the Board on July 25, 2012, to which the Stipulation was attached and made part thereof, ALJ Bari-Brown 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.

<sup>1</sup> This matter was initially transmitted to OAL on April 1, 2010 and was returned to the Board by OAL pursuant to N.J.A.C. 1:1-3.3(b) because of the failure of Petitioner to appear at a scheduled hearing. Pursuant to the same rule, Petitioner submitted an explanation which the Board deemed acceptable and determined that the matter be re-transmitted to OAL for hearing pursuant to N.J.A.C. 1:1-8.2. The matter was returned to OAL on December 16, 2011.

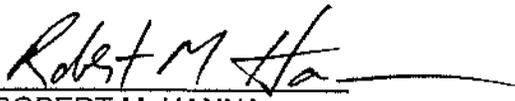
Pursuant to the terms of the Stipulation, Petitioner shall pay, on its Boulevard East account in Weehawken, the sum of \$18,555.00 by November 15, 2012 and shall keep the billings on this account current. In addition, Petitioner has agreed to pay a total of \$36,525.00 on its now inactive account located on 48<sup>th</sup> Street in Weehawken in five (5) payments of \$2,000.00 due on August 5, September 5, October 5, November 5 and December 5, 2012, and one (1) payment of \$26,525.00 due on January 5, 2013.

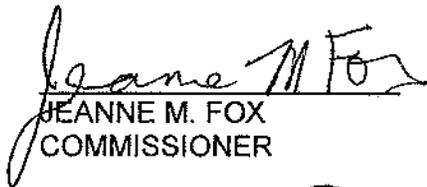
After review of the record and the Stipulation of Settlement of the parties, the Board **HEREBY FINDS** that the parties have voluntarily agreed to the settlement as evidenced by their signatures and that by the terms of the Stipulation of Settlement, have fully resolved all outstanding contested issues in this matter.

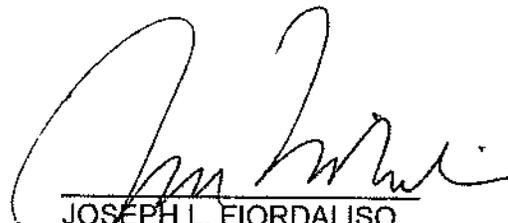
Accordingly, the Board **HEREBY ADOPTS** the Initial Decision and the Stipulation of Settlement executed by the parties in their entirety as if fully set forth herein.

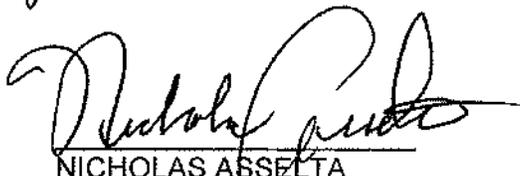
DATED: 8/15/12

BOARD OF PUBLIC UTILITIES  
BY:

  
ROBERT M. HANNA  
PRESIDENT

  
JEANNE M. FOX  
COMMISSIONER

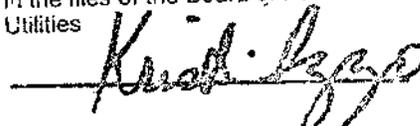
  
JOSEPH L. FIORDALISO  
COMMISSIONER

  
NICHOLAS ASSELTA  
COMMISSIONER

  
MARY-ANNA HOLDEN  
COMMISSIONER

ATTEST:   
KRISTI IZZO  
SECRETARY

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



HUDSON VIEW GARDENS, LLC

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. EC10010063U

OAL DOCKET NO. PUC 03599-10

PUC 14806-11

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final  
7/26/12

REC'D  
2012 JUL 26 PM 2 31  
NJ BPU  
CASE MANAGEMENT



**State of New Jersey**  
OFFICE OF ADMINISTRATIVE LAW

2012 JUL 26 PM 2 31  
2012  
JUL 26 2012

**INITIAL DECISION**

**SETTLEMENT**

OAL DKT. NO. PUC 14806-11  
AGENCY DKT. NO. EC10010063U

**HUDSON VIEW GARDENS, LLC,**

Petitioner,

v.

**PUBLIC SERVICE ELECTRIC AND  
GAS COMPANY,**

Respondent.

**ON REMAND**

OAL DKT. NO. PUC 03599-10

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**Glenn A. Farrell, Esq.,** for petitioner (Sachs, Maitlin, Fleming & Greene,  
attorneys)

**Sheree L. Kelly, Esq.,** for respondent

Record Closed: July 19, 2012

Decided: July 23, 2012

**BEFORE MUMTAZ BARI-BROWN, ALJ:**

This matter was transmitted to the Office of Administrative Law (OAL) on December 16, 2011, 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 March 15, 2013. Prior to the date of hearing the parties settled the matter. The attached Stipulation of Settlement was submitted on July 19, 2012, indicating the terms of agreement which are incorporated herein by reference.

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

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.

July 23, 2012  
DATE

Mumtaz Bari Brown  
MUMTAZ BARI-BROWN, ALJ

Date Received at Agency:

7-25-12  
Azura Sanders

Date Mailed to Parties:

**JUL 25 2012**

dr

DIRECTOR AND  
CHIEF ADMINISTRATIVE LAW JUDGE

**STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW**

Hudson View Gardens, LLC  
Petitioner

)  
) OAL Docket No. PUC 14806-2011N  
) BPU Docket No. GC08111016U

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, Hudson View Gardens, LLC ("Petitioner"), against Respondent Public Service Electric and Gas Company ("PSE&G" or "Respondent") for utility service rendered by PSE&G to the premises 989 Kennedy Boulevard East, Weehawken, New Jersey (the "Property") and 10-12-48<sup>th</sup> Street, Weehawken, New Jersey (the "Property"), the Parties having agreed to settle this matter, hereby set forth the terms and conditions of their settlement agreement as follows:

This shall confirm that this matter has been settled as follows:

1) As to the 989 Boulevard East, Weehawken New Jersey Charges (active account -- ending in 700-04):

- a) Hudson View Gardens shall pay \$18,555.00 by November 15, 2012;
- b) Hudson View Gardens shall keep current, its current billings on this account;
- c) If current charges are not paid by the due date, gas and electric service may be interrupted.

2) As to the 10-12 48th Street Halls, Weehawken, New Jersey Charges (inactive account -- ending in 528-09):

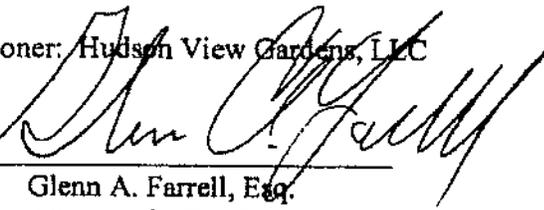
- a) Hudson View Gardens shall pay a total amount of \$36,525.00;

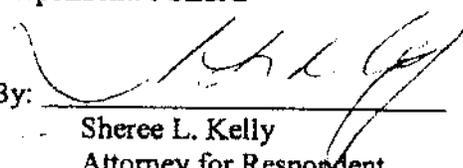
b) That amount shall be payable as follows:

\$2,000 on August 5, 2012;  
\$2,000 on September 5, 2012;  
\$2,000 on October 5, 2012;  
\$2,000 on November 5, 2012;  
\$2,000 on December 5, 2012; and  
\$26,525 on January 5, 2013.

Petitioner: Hudson View Gardens, LLC

Respondent: PSE&G

By: 

By: 

Glenn A. Farrell, Esq.  
Attorney for Petitioner

Sheree L. Kelly  
Attorney for Respondent

Date: 7/17/12

Date: 7-17-12