



Agenda Date: 9/13/12
Agenda Item: VIIA

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

GARCIA OLAWOORE)	ORDER ADOPTING INITIAL
Petitioner)	DECISION SETTLEMENT
v.)	
)	
PUBLIC SERVICE ELECTRIC AND GAS COMPANY,)	BPU Docket No. EC12040355U
Respondent)	OAL Docket No. PUC 07701-12N

Parties of Record:

Garcia Olawoore, Petitioner, appearing *pro se*
Alexander C. Stern, Esq., on behalf of Respondent, Public Service Electric and Gas Company

BY THE BOARD:

On April 30, 2012, Garcia Olawoore ("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 August 8, 2012, and received by the Board on August 13, 2012, to which the Stipulation was attached and made part thereof, ALJ Moss 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 Respondent will reconnect electric and gas service to Petitioner's premises at no charge as soon as practicable. In return, Petitioner has agreed that she owes Respondent a balance of \$3,951.99 of which she will make a payment of \$987.00 by August 9, 2012. This will leave an outstanding balance of \$2,964.99. In addition, Petitioner has agreed to make, in addition to current bills, nineteen (19) monthly payments of \$150.00 and one (1) payment of \$114.99 to satisfy the outstanding balance of \$2,964.99.

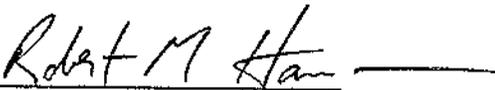
Petitioner has further agreed to pay all current and future electric and gas bills in a timely manner.

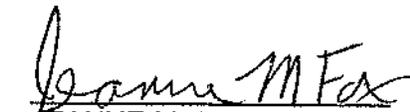
After review of the record and the Stipulation of Settlement of the parties, the Board HEREBY FINDS that the parties have voluntarily agreed to the Stipulation as evidenced by their signatures and that by the terms of the Stipulation, have fully resolved all outstanding contested issues in this matter.

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: 9/13/12

BOARD OF PUBLIC UTILITIES
BY:


ROBERT M. HANNA
PRESIDENT


JEANNE M. FOX
COMMISSIONER

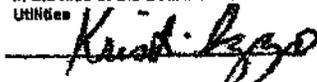

JOSEPH L. FIORDALISO
COMMISSIONER


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



GARCIA OLAWOORE

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

**BPU DOCKET NO. EC12040355U
OAL DOCKET NO. PUC07701-12N**

SERVICE LIST

Garcia Olawoore
22 Silkman Place, Floor 2
Irvington, New Jersey 07111

Alexander C. Stern, Esq.
PSEG Services Corporation
80 Park Plaza – T5G
Newark, New Jersey 07102-4194

Eric Hartsfield, Director
Julie Ford-Williams
Board of Public Utilities
Division of Customer Assistance
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350

Jennifer S. Hsia, DAG
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101

8/13/12



REC'D
2012 AUG 13 PM 1 52
NJ BPU
CASE MANAGEMENT

State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

RECEIVED
2012 AUG 13 PM 2 17
INITIAL DECISION
SETTLEMENT
MAIL ROOM
OAL DKT. NO. PUC 07701-12N
AGENCY DKT. NO. EC12040355U

GARCIA OLAWOORE,
Petitioner,
v.
PUBLIC SERVICE ELECTRIC AND GAS
COMPANY,
Respondent.

Garcia Olawoore, pro se petitioner

Alexander Stern, Esq on behalf of respondent (PSE&G Services Corporation)

Record Closed: August 1, 2012 Decided: August 8, 2012

BEFORE KIMBERLY A. MOSS, ALJ:

On June 11, 2012 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 conducted on July 19, 2012 during which time the parties engaged in settlement discussion and the matter resolved. On August 1, 2012 a signed Stipulation of Settlement was submitted to the OAL which is attached hereto for reference.

I 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.

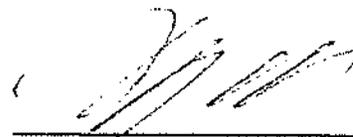
I **CONCLUDE** that the agreement meets the requirements of N.J.A.C. 1:1-19.1 and therefore, it is **ORDERED** that the parties comply with the settlement terms and that these proceedings be and are hereby concluded.

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.

8-8-12

DATE



KIMBERLY A. MOSS, ALJ

Date Received at Agency: _____

Date Mailed to Parties: _____

ljb

September 2012 bill, Petitioner agrees to make a payment of \$114.99 in addition to current bills due and owing. Petitioner is not foreclosed from paying off the \$2,964.99 settlement amount due prior to the 20 month deferred payment period allotted.

6. If Petitioner fails to keep the agreement as set forth in the deferred payment arrangement established in paragraph 5 above and/or fails to make payments associated with current electric and gas service associated with her utility account, Petitioner understands that PSE&G would be entitled to immediate payment of all amounts due and owing and that PSE&G may exercise its authority in accordance with its tariffs and the provisions of N.J.A.C. 14:3-3A.1 et seq. and N.J.A.C. 14:3-7.7(f) to discontinue service.

11. In addition to payments under the deferred payment arrangement established in paragraph 5, Petitioner agrees and understands that she must make timely payment of PSE&G monthly utility bills for utility service associated with her utility account so long as she remains a PSE&G customer.

12. This agreement is in full settlement of the Petition filed by Petitioner on or about May 10, 2012.

13. The undersigned agree that this Settlement contains mutually balancing and interdependent provisions and is intended to be accepted and approved in its entirety. In the event any particular aspect of this Settlement is not accepted and approved by the Board or modified by the Board, the party that is adversely affected by the modification can either accept the modification or declare this Settlement to be null and void, and the parties shall be placed in the same position that they were in immediately prior to its execution.

PSEG SERVICES CORPORATION
Attorneys for PSE&G

DATED: 7/20/12

By: Alexander C. Stern
Alexander C. Stern, Esq.
Assistant General Regulatory Counsel

PUBLIC SERVICE ELECTRIC & GAS CO.

DATED: 7/30/12

By: Edward B. Sullivan
Edward B. Sullivan
Manager of Customer Operations

DATED: 7/12/12

By: Garcia Olawoore
Garcia Olawoore, Petitioner

Alexander C. Stern
Assistant General Regulatory Counsel

Law Department
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email: alexander.stern@pseg.com



July 30, 2012

RECEIVED
STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW
2012 AUG -1 P 2:42

Honorable Kimberly A. Moss
Office of Administrative Law
33 Washington Street
Newark, NJ 07102-3011

Re: Garcia Olawoore v. PSE&G
BPU Docket No.: EC12040355U
OAL Docket No.: PUC17701-2012N

Dear Judge Moss:

Enclosed please find a signed Stipulation of Settlement with reference to the above-captioned matter.

Respectfully submitted,

A handwritten signature in cursive script that reads "Alexander C. Stern".

Alexander C. Stern

ACS/jb
Enclosure

cc: Garcia Olawoore (w/enc.)
Patricia Esler (w/enc.)
Jacqueline Pereira (w/enc.)
Edward B. Sullivan (w/enc.)