



**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

BRIAN O'CONNOR,	)	ORDER ADOPTING INITIAL
Petitioner	)	DECISION SETTLEMENT
	)	
v.	)	
	)	
PUBLIC SERVICE ELECTRIC AND GAS COMPANY,	)	
Respondent	)	BPU DKT. NO. GC12030237U
	)	OAL DKT. NO. PUC 05418-12

Parties of Record:

**Michael F. O'Connor, Esq.**, appearing on behalf of Petitioner, Brian O'Connor  
**Amanda Johnson, Esq.**, on behalf of Respondent, Public Service Electric and Gas Company

BY THE BOARD:

On March 16, 2012, Brian O'Connor (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.

Following receipt 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 signed a Stipulation of Settlement (Stipulation) that was submitted to the ALJ. The Stipulation states the parties intend to fully resolve this matter on the following terms:

1. Petitioner shall credit Petitioner's account \$750 for electric and gas service leaving an overdue balance of \$3,757.83.
2. To satisfy the remainder of the outstanding bill, Petitioner shall make seventeen monthly payments of \$209 and one monthly payment of \$204.83.

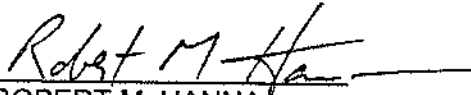
On January 4, 2013, ALJ Moss issued an Initial Decision, with the Stipulation attached for reference, finding that the Stipulation was voluntary, that its terms fully disposed of all issues in controversy and that it was consistent with law. Based on these findings, ALJ Moss concluded that the Stipulation satisfied the requirements of N.J.A.C. 1:1-19.1.

Having reviewed the Initial Decision, the record, and the Stipulation, the Board **HEREBY FINDS** that the parties have voluntarily agreed to the settlement as evidenced by their signatures, that by the terms of the Stipulation fully resolved all outstanding contested issues in this matter, and the terms of the Stipulation are consistent with law.

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: 2/20/13

BOARD OF PUBLIC UTILITIES  
BY:

  
ROBERT M. HANNA  
PRESIDENT

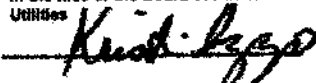
  
JEANNE M. FOX  
COMMISSIONER

  
JOSEPH L. FIORDALISO  
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



BRIAN O'CONNOR

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. GC12030237U

OAL DOCKET NO. PUC05418-12

SERVICE LIST

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



*State of New Jersey*  
OFFICE OF ADMINISTRATIVE LAW

**INITIAL DECISION**

**SETTLEMENT**

OAL DKT. NO. PUC 05418-12N

AGENCY DKT. NO. GC12030237U

**BRIAN O'CONNOR,**

Petitioner,

v.

**PUBLIC SERVICE ELECTRIC AND GAS  
COMPANY,**

Respondent.

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**Michael F. O'Connor, Esq.** appearing on behalf of petitioner

**Amanda Johnson, Esq.** on behalf of respondent (PSE&G Services Corporation)

Record Closed: December 14, 2012

Decided: January 4, 2013

BEFORE **KIMBERLY A. MOSS, ALJ:**

On April 24, 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 May 18, 2012 during which time the hearing was scheduled for August 1, 2012. The August 1, 2012 hearing was adjourned due an administrative error. The matter was rescheduled to August 2, 2012. During the pendency of the hearing the parties reached a settlement. On December 14, 2012 the undersigned received a copy of the executed Stipulation of Settlement, 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.

January 4, 2013  
DATE

  
\_\_\_\_\_  
KIMBERLY A. MOSS, ALJ

Date Received at Agency: \_\_\_\_\_

Date Mailed to Parties: \_\_\_\_\_

ljb

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STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW

STATE OF NEW JERSEY  
OFFICE OF ADMIN LAW

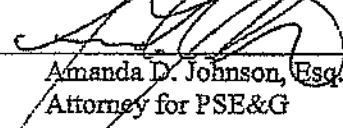
Brian O'Connor	)	
	)	BPU DOCKET NO. GC12030237U
Petitioner,	)	
	)	OAL DOCKET NO. PUC 05418-12N
v.	)	
	)	
	)	STIPULATION OF SETTLEMENT
Public Service Electric & Gas Company	)	
	)	
Respondent.	)	

On or about March 15, 2012 Petitioner filed the above-referenced billing dispute. Public Service Electric & Gas Company ("PSE&G" or "Respondent") filed an answer to Petitioner's petition and the New Jersey Board of Public Utilities ("NJBP" or "Board") transmitted the matter to the Office of Administrative Law ("OAL") as a contested case for adjudication.

In the interests of resolving this matter without further delay, extensive effort and cost, the parties hereto agreed to settle this matter in accordance with the following terms:

1. PSE&G agrees to credit \$750.00 to Petitioner's account for electric and gas service to bring the outstanding overdue balance owed on the account to \$3,757.83. Petitioner will pay the remainder of the outstanding balance in 18 monthly installment payments. Petitioner will make seventeen (17) monthly payments of \$209.00 and one (1) monthly payment of \$204.83 towards the outstanding balance.
2. This agreement is in settlement of the Petition filed by Petitioner on or about March 15, 2012.
3. 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

DATED: 8/1/2012 By:   
Amanda D. Johnson, Esq.  
Attorney for PSE&G

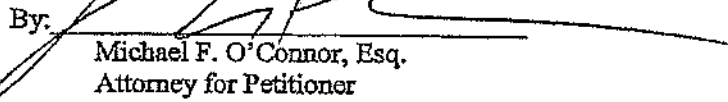
PUBLIC SERVICE ELECTRIC & GAS CO.

DATED:

By: \_\_\_\_\_  
Edward Sullivan  
Product Manager

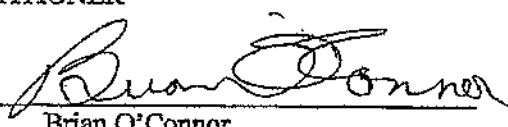
ATTORNEY AT LAW

DATED:

By:   
Michael F. O'Connor, Esq.  
Attorney for Petitioner

PETITIONER

DATED:

By:   
Brian O'Connor  
Petitioner