



Agenda Date: 1/18/12  
Agenda Item: VIIF

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

CUSTOMER ASSISTANCE

Elizabeth L. Polster  
Petitioner

ORDER ADOPTING INITIAL  
DECISION SETTLEMENT

PUBLIC SERVICE ELECTRIC AND GAS COMPANY  
Respondent

BPU DKT. NO. EC11030113U  
OAL DKT. NO. PUC8820-11

Parties of Record

**Gregory Gogo, Esq.**, on behalf of Petitioner, Elizabeth L. Polster  
**Sheree L. Kelly, Esq.**, on behalf of Respondent, Public Service Electric and Gas Company

BY THE BOARD:

On March 3, 2011, Elizabeth L. Polster ("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") Edward J. Delanoy, Jr.

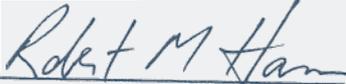
While this matter was pending at the OAL, the parties engaged in negotiations and entered into and signed a Stipulation of Settlement ("Stipulation") that was submitted to the ALJ. By Initial Decision issued on November 17, 2011, and submitted to the Board on November 29, 2011, to which the Stipulation was attached and made part thereof, ALJ Delanoy 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. Pursuant to the terms of the Stipulation, and in order to fully resolve this matter, the parties have agreed that from the period of June 30, 2008 through September 21, 2011, Petitioner's indebtedness on her accounts with Respondent is \$11,682.85. Respondent has agreed to credit the account in the amount of \$7,182.85, leaving an outstanding balance due for this period of \$4,500.00. Petitioner has agreed to pay this outstanding balance over a period of eighty (80) months beginning on December 1, 2011 and ending about July 1, 2018, in the amount of \$56.25 per month in addition to the monthly payments due to Respondent for services provided.

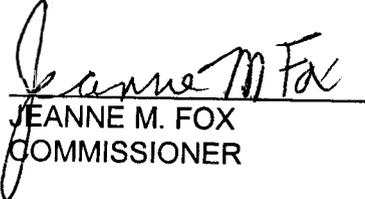
After review of the record and the Stipulation of Settlement of the parties, the Board HEREBY FINDS that the parties have voluntarily agreed to the settlement as evidenced by their signatures and that by the terms of the Stipulation of Settlement, have fully resolved all outstanding contested issues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

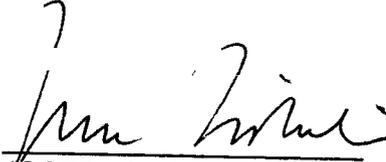
Accordingly, the Board HEREBY ADOPTS the Initial Decision and the Stipulation of Settlement executed by the parties in their entirety as if fully set forth herein.

DATED: 1/18/12

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



**ELIZABETH L. POLSTER**

**V.**

**PUBLIC SERVICE ELECTRIC AND GAS COMPANY**

**BPU DOCKET NO. EC11030113U**

**OAL DOCKET NO. PUC8820-11**

**SERVICE LIST**

Gregory Gogo, Esq.  
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Mercerville, New Jersey 08619

Sheree L. Kelly, Esq.  
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Newark, New Jersey 07102-4194

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Julie Ford-Williams  
Division of Customer Assistance  
Board of Public Utilities  
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P.O. Box 45029  
Newark, New Jersey 07101

*EW 12/1/11*

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BOARD OF PUBLIC UTILITIES  
NEWARK, N.J.



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

BPU MAILROOM  
NOV 29 2011  
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INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 8820-11  
AGENCY DKT. NO. EC11030113U

**ELIZABETH L. POLSTER,**

Petitioner,

v.

**PUBLIC SERVICE ENERGY**

**& GAS COMPANY,**

Respondent.

*CMS  
E. Baslow  
C. Vachin  
DAG  
RPA  
V. Haynes  
D. Lee-Thompson  
J. Ford-Wilkins  
R. Lambert*

**Gregory Gogo, Esq.,** for petitioner

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

Record Closed: November 9, 2011

Decided: November 17, 2011

BEFORE EDWARD J. DELANOY, JR., ALJ:

This matter was transmitted to the Office of Administrative Law on July 28, 2011, for determination 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 parties have agreed to a settlement and have prepared a Stipulation of Settlement indicating the terms thereof, which is attached and fully incorporated herein.

have reviewed the record and the terms of settlement and I **FIND**:

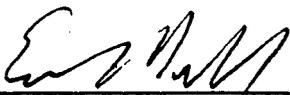
- 1 The parties have voluntarily agreed to the settlement as evidenced by their signatures or their representatives' signatures.
2. The settlement fully disposes of all issues in controversy and is consistent with the law.

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.

November 17, 2011  
DATE

  
\_\_\_\_\_  
EDWARD J. DELANOY, JR., ALJ  
NOV 22 2011

Date Received at Agency:

\_\_\_\_\_

Date Mailed to Parties:

NOV 22 2011  
\_\_\_\_\_

GREGORY GOGO  
1542 Kuser Road, Suite B-  
Mercerville, NJ 08619  
609-585-5151  
Attorney for Petitioner

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STATE OF NEW JERSEY  
OFFICE OF ADMIN LAW

STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW

Elizabeth L. Polster )  
Petitioner, )  
v. )  
Public Service Electric and Gas Company )  
Respondent. )

OAL Docket No. PUC 08820-2011-S  
AGENCY REFERENCE NO. EC11030113U  
STIPULATION OF SETTLEMENT

WHEREAS, Elizabeth L. Polster, as Petitioner, has opened this matter with the Board of Public Utilities, and the same having been transmitted to the Office of Administrative Law as a contested case;

THEREAFTER, the Parties hereto having engaged in discovery and having amicably resolved their differences:

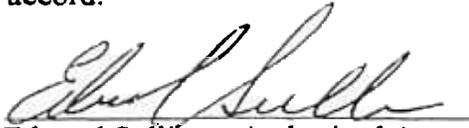
NOW THEREFORE, on this 28<sup>th</sup> day of October, 2011, the Parties enter into the following Stipulation of Settlement.

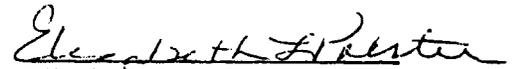
1. The indebtedness of Petitioner Elizabeth L. Polster as to Legacee Account No. [REDACTED] and Contract Account No. [REDACTED] (attached hereto) for the period from

June 30, 2008 through to and including the period of September 21, 2011, showing an account balance of \$11,682.85, is hereby reduced, pursuant to a credit of \$7,182.85<sup>el</sup> so that the remaining balance due and owing for this period is \$4,500.00.

2. PSE&G Company hereby grants and Petitioner agrees to make payments of the balance due of \$4,500.00 over eighty (80) months, beginning December 1, 2011 and thereafter ending about July 1, 2018, said payments to be in the amount of \$56.25 per month which shall be received by PSE&G along with Petitioner's regular monthly payment, but by separate check.

3. The Parties hereto represent that each has had the benefit of the advice of counsel and each has entered into this Stipulation of Settlement freely, voluntarily, and of her or its own accord.

  
Edward Sullivan, Authorized Agent  
Public Service Electric & Gas Company

  
Elizabeth L. Polster  
Petitioner