



Agenda Date: 12/19/12  
Agenda Item: VIIB

**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

CARLOS J. PINTO/CJP INVESTMENTS LLC D/B/A )  
MANUS'S KITCHEN BAR & SUSHI LOUNGE, )  
Petitioner )  
 )  
V. )  
 )  
PUBLIC SERVICE ELECTRIC AND GAS COMPANY, )  
Respondent )

ORDER ADOPTING INITIAL  
DECISION SETTLEMENT

BPU DKT. NO. EC12040295U  
OAL DKT. NO. PUC 06945-12

Parties of Record:

**Carlos J. Pinto**, Petitioner, appearing *pro se*  
**Sheree L. Kelly, Esq.**, on behalf of Respondent, Public Service Electric and Gas Company

BY THE BOARD:

On April 2, 2012, Carlos J. Pinto ("Petitioner"), filed a petition with the Board of Public Utilities ("Board"), on behalf of CJP Investments, LLC d/b/a Manus's Kitchen Bar & Sushi Lounge, requesting a formal hearing related to a billing dispute with Public Service Electric and Gas Company ("Respondent") for utility services rendered by Respondent.

After Respondent filed an answer, the Board transmitted this matter to the Office of Administrative Law ("OAL") 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. on May 21, 2012. The matter was assigned to Administrative Law Judge ("ALJ") Michael Antoniewicz.

A hearing was initially scheduled for September 26, 2012, but was adjourned and rescheduled to October 15, 2012. At the hearing, the parties engaged in settlement negotiations and on November 16, 2012, a Stipulation of Settlement ("Stipulation") was submitted to ALJ Antoniewicz.

Pursuant to the terms of the Stipulation, the parties have agree to the following:

1. As of October 8, 2012, Petitioner had an account balance of \$45,526.89;
2. Respondent will credit Petitioner's account in the amount of \$2,000.00 leaving a balance of \$43,526.89;

3. Petitioner shall pay \$10,000.00 within ten (10) days from October 15, 2012, leaving a balance of \$33,526.89; and
4. Petitioner shall pay the balance in eighteen (18) equal monthly installments of \$1,862.00 plus current bills starting with the November 12, 2012 bill.

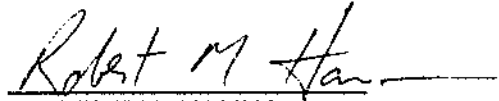
On November 19, 2012, ALJ Antoniewicz issued an Initial Decision finding that the settlement satisfied the requirements of N.J.A.C. 1:1-19.1, because it was voluntary, its terms fully disposed of all issues in controversy and it was consistent with the law.

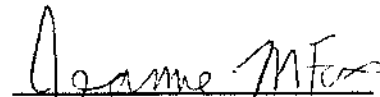
Upon review of the record and the Stipulation of Settlement of the parties, the Board **HEREBY FINDS** that the parties have voluntarily agreed to the settlement as evidenced by their signatures and that by the terms of the Stipulation of Settlement fully resolved all outstanding contested issues in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

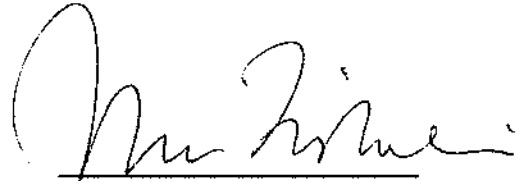
Accordingly, the Board **HEREBY ADOPTS** the Initial Decision in its entirety as if fully set forth herein.

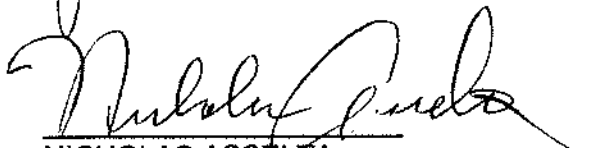
DATED: 12/19/12

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  


CARLOS J. PINTO/CJP INVESTMENTS, LLC D/B/A MANUS'S KITCHEN BAR & SUSHI  
LOUNGE

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

BPU DOCKET NO. EC12040295U  
OAL DOCKET NO. PUC 06945-12

SERVICE LIST

Carlos J. Pinto  
90 Ferry Street  
Newark, New Jersey 07103

Sheree 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, 9<sup>th</sup> Floor  
44 South Clinton Avenue  
P.O. Box 350  
Trenton, New Jersey 08625-0350

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

*11/26/12*

REC'D

2012 NOV 25 AM 9 49

CASE MANAGEMENT



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

RECEIVED  
2012 NOV 21 PM 1 13  
NJ LPO  
MAILROOM

**INITIAL DECISION**

**SETTLEMENT**

OAL DKT. NO. PUC 06945-12

AGENCY DKT. NO. EC12040295U

**CARLOS J. PINTO/CJP INVESTMENTS,  
LLC D/B/A MANUS'S KITCHEN BAR &  
SUSHI LOUNGE,**

Petitioner,

v.

**PUBLIC SERVICE ELECTRIC  
AND GAS COMPANY,**

Respondent.

---

**Carlos J. Pinto, appearing pro se**

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

Record Closed: November 16, 2012

Decided: November 19, 2012

**BEFORE MICHAEL ANTONIEWICZ, ALJ:**

This matter concerns a billing dispute by petitioner Carlos J. Pinto against respondent Public Service Electric and Gas Company. The Board of Public Utilities transmitted this matter to the Office of Administrative Law, where it was filed May 21, 2012, 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 hearing scheduled for September 26, 2012, was adjourned at respondent's request and rescheduled for October 15, 2012. At the hearing, the parties engaged in settlement discussions toward an amicable resolution of this matter. Subsequently, under letter dated November 12, 2012, counsel for respondent submitted the attached Stipulation of Settlement setting forth the terms of agreement.

I have reviewed the record and the settlement terms and **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.

11/19/12

DATE

  
MICHAEL ANTONIEWICZ, ALJ

Date Received at Agency: ✓

Date Mailed to Parties:

jb


STATE OF NEW JERSEY  
OFFICE OF ADMINISTRATIVE LAW

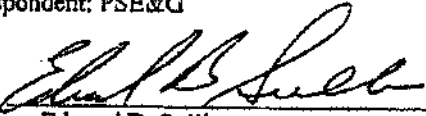
RECEIVED  
NOV 15 10 56 23  
OFFICE OF NEW JERSEY  
OFFICE OF ADMIN LAW

Carlos J. Pinto/CJP Investments, LLC d/b/a Manus's Kitchen Bar & Sushi Lounge Petitioner	) OAL Docket No. PUC 06945-2012N ) BPU Docket No. EC12040295U ) ) )
v.	) STIPULATION OF SETTLEMENT ) )
Public Service Electric and Gas Company, Respondent	)

This matter having been brought before the Office of Administrative Law by the Petitioner, Carlos J. Pinto/CJP Investments, LLC d/b/a Manus's Kitchen Bar & Sushi Lounge, ("Petitioner"), against Respondent Public Service Electric and Gas Company ("PSE&G" or "Respondent") for utility service rendered by PSE&G to the premises 90 Ferry Street, Newark, NJ, 07105 (the "Property") and the Parties having agreed to settle this matter, hereby set forth the terms and conditions of their settlement agreement as follows:

1. As of October 8, 2012, Petitioner had an account balance of \$45,526.89.
2. PSE&G agrees to credit Petitioner's account for \$2,000.00, leaving a balance of \$43,526.89.
3. Petitioner agrees to pay \$10,000.00 within ten (10) days from October 15, 2012, leaving a balance of \$33,526.89.
4. Petitioner will pay the balance which will be in eighteen (18) equal monthly installments of \$1,862.00 plus current bills starting with the November 2012 bill.

Petitioner: Carlos J. Pinto  
By:   
Date: 11/8/12

Respondent: PSE&G  
By:   
Edward B. Sullivan  
Manager, Regulatory Services  
Date: 11/12/12