



STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.bpu.state.nj.us

IN THE MATTER OF THE PETITION OF)	<u>DIVISION OF</u>
UNITED WATER NEW JERSEY, UNITED WATER)	<u>WATER</u>
TOMS RIVER, UNITED WATER LAMBERTVILLE,)	<u>PROVISIONAL</u>
UNITED WATER MID-ATLANTIC AND GAZ de FRANCE)	<u>SCHEDULING ORDER</u>
FOR APPROVAL AS NEED FOR A CHANGE IN)	
OWNERSHIP AND CONTROL)	DOCKET NO. DOCKET NO.
		WM06110767

SERVICE LIST ATTACHED

BY COMMISSIONER CHRISTINE V. BATOR:

In the Board's May 15, 2007 Prehearing Order in this matter, a procedural schedule was set, which included evidentiary hearing dates of June 11, 12, and 13, 2007. On June 6, 2007, the Joint Petitioners advised the Board and the parties to this proceeding via letter that the transaction as originally proposed has been delayed, due the uncertainty of the merger's status as between Joint Petitioners' corporate parent, Suez, and Gaz de France. Consequently, Joint Petitioners request that the schedule for this matter, including the aforementioned hearing dates, be suspended until such time as sufficient information becomes available regarding the proposed transaction between Suez and Gaz de France. In their June 6, 2007 letter, Joint Petitioners state that Staff and Rate Counsel have agreed to a suspension of the schedule in this matter.

Based on the facts presented, the schedule in the above matter shall be suspended for not more than six (6) months, and the matter be designated as inactive, subject to the following provisions:


- The Joint Petitioners shall advise the Board and the parties to this proceeding in writing regarding the status of the above-referenced matter by the 15th day of each month, or sooner, should circumstances so warrant, in order that an appropriate determination regarding the schedule can be made.

- Given the uncertainty of the schedule or the conclusion of the suspension, the parties to this proceeding may be allowed to conduct further discovery in this matter as appropriate.
- Given the uncertainty of the schedule or the conclusion of the suspension, the parties to this proceeding may be permitted to file amended testimony as appropriate.
- Should there be no change in the status of this matter within six (6) months from the date of this Provisional Order, Joint Petitioners may be required to refile their petition in accordance with the applicable statutory requirements.
- The matter shall be returned to active status upon the expiration of six (6) months from the date of this Provisional Order, unless the matter has, prior thereto, been returned to active status, or unless prior thereto the Joint Petitioners move for an extension of the suspension and demonstrate good cause to continue the suspension.
- Given the uncertainty of the schedule, the Joint Petitioners were unable to completely answer all of the discovery requests propounded to date in this matter. Within fifteen (15) days of the date when this matter is returned to active status as per the terms of this Provisional Order, Joint Petitioners shall answer all outstanding discovery requests propounded by the parties in this proceeding, in accordance with all applicable rules and regulations.
- At the end of any suspension, the Board may determine whether the petition must be amended or withdrawn and refiled.

This provisional ruling is subject to ratification or other alteration by the Board as it deems appropriate during the proceedings in this matter.

DATED: 7/5/07

BY:


CHRISTINE V. BATOR
COMMISSIONER

I/M/O the Petition of United Water
New Jersey, United Water Toms River,
United Water Lambertville, United Water
Mid-Atlantic, and Gaz de France for
Approval as Needed for a Change in
Ownership and Control
BPU Docket No.: WM06110767

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