

Agenda Date: 12/14/11 Agenda Item: VIIG

STATE OF NEW JERSEY Board of Public Utilities 44 South Clinton Avenue Post Office Box 350 Trenton, NJ 08625-0350 www.nj.gov/bpu/

CUSTOMER ASSISTANCE

ELIZABETH L. POLSTER, Petitioner

ORDER OF EXTENSION

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY, Respondent

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

(SERVICE LIST ATTACHED)

The Initial Decision of the Administrative Law Judge was received by the Board of Public Utilities (Board) on November 29, 2011; therefore, the 45-day statutory period for review and the issuing of a Final Decision will expire on January 13, 2012. Prior to that date, the Board requests a 45-day extension of time for issuing the Final Decision to ensure that it has sufficient time to review the file in this matter as well as to allow for the filing of timely exceptions. Good cause having been shown, pursuant to <u>N.J.S.A.</u> 52:14B-10(c) and N.J.A.C. 1:1-18.8, <u>IT IS</u> <u>ORDERED</u> that the time limit for the Board to render a Final Decision is extended until February 27, 2012.

DATED: 12/15/11 BOARD OF PUBLIC UTILITIES BY: LEE A. SOLOMON PRESIDENT 11. 70 JEANNE M. FOX OSEPH L. FIORDALISO COMMISSIONER COMMISSIONER NICHOL ASSELTA COMMISSIONER I HEREBY CERTIFY that the within ATTEST document is a true copy of the original in the files of the Board of Public STI 1770 Utilities SECRETARY

Date Board mailed Order to OAL: 12/16/11

Service List Attached CC:

DATED 12/24/11

HUR SANDERS, ACTING **DIRECTOR & CHIEF** ADMINISTRATIVE LAW JUDGE

Date OAL mailed executed Order to Board

Date Board mailed executed Order to Parties: 12/12/11

ELIZABETH L. POLSTER

V.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

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

SERVICE LIST

Gregory Gogo, Esq. 1542 Kuser Road, Suite B-1 Mercerville, New Jersey 08619

Sheree L. 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 44 South Clinton Avenue P.O. Box 350 Trenton, New Jersey 08625-0350

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





BPU MAILROOM NOV 292011 RECEIVED

State of New Jersey OFFICE OF ADMINISTRATIVE LAW RECEIV

INITIAL DECISION

<u>SETTLEMENT</u> OAL DKT. NO. PUC 8820-11 AGENCY DKT. NO. EC11030113U

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ELIZABETH L. POLSTER,

Petitioner,

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PUBLIC SERVICE ENERGY & GAS COMPANY.

Respondent.

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 <u>N.J.S.A.</u> 52:14B-1 to -15 and <u>N.J.S.A.</u> 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.

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

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

DELANOY, JR., ALJ

EDWARD J.

VUV 222201

Date Received at Agency:

Date Mailed to Parties:

/lmz

GREGORY GOGO 1542 Kuser Road, Suite B-1 Mercerville, NJ 08619 609-585-5151 Attorney for Petitioner

ECEIVED 2011 HOV -9 P 1: 11 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 <u>28</u>^M day of October, 2011, the Parties enter into the following Stipulation of Settlement.

The indebtedness of Petitioner Elizabeth L. Polster as to Legacee Account No.

62566 368 2 1 and Contract Account No. 65 125 616 0 0 (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 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

izabeth L. Polster

Petitioner

PUBLIC SERVICE ELECTRIC AND GAS COMPANY STATEMENT OF ELECTRIC AND/OR GAS BILLING & PAYMENTS

ELIZABETH POLISTER 27 GASKILL AVE HAMILTON TWP NJ 08610 LEGACY ACCOUNT# 62 566 368 2 1 CONTRACT ACCOUNT# 65 125 616 0 0

DATE	GAS # 1736562			READ		ELECTRIC # 1654034			T	AMOUNT WORRY OTHER			PAGE 1	
OF	RATE RSGH			TYPE		RATE RS				USED	WORRY FREE	OTHER	WE WANTED TO THE PARTY OF	RUNNING
ACTION	INDEX	USE	CHARGES		Philip Philip Provide	INDEX	USE	CHARGES		USED	CHARGES	ACCOUNT	PAYMENTS	BALANCE
10/30/08	MBEX				OF 10/30/2008		0.02					ACTIVITY	States and the product of	2
11/12/08				DALANCE AU			I T	And a state of the	., ¢	CUNDD)			10 - 10 - 10 - 10 - 10 - 10 - 10 - 10 -	\$
11/18/08	6259	42.504	\$ 76.08	ACTUAL	ACTUAL	2087	47159	\$ 8.042.80	-		SALES CHARGE	\$ 179.76		\$ 179.76
12/19/08	6373	115.368		ACTUAL	REFUSED	14639	12552			8,118.88 2,315.72				\$ 8,316.35
12/24/08	0070	113.300	4 130.20				12552	\$ (2,117.44)	Þ	2,315.72	\$ 18.55			\$ 10,650.62
12/26/08				UNITE OTTE	ESTIMATE	3252	1165			199.43	<u></u>			\$ 8,533.18
01/14/09	6446	73.876	\$ 125.40	ESTIMATE		10602	7350			1.386.67	\$ 18.55			\$ 8,732.61
02/06/09		10.010	• 120.40					\$ (1,460.70)			ə 16.55			\$ 10,137.83
02/11/09	6613	169.000	\$ 274.71		ACTUAL	3852	1765			584.10	\$ 185.49			\$ 8,677.13
02/11/09		LONG	TERMESTIMATE	RE-BILLING =	=> AVERAGED	OVER 6 YRS	==> WAS BILL	ED \$8042 80 SHC		BE BILLED CO	145.12 = GREDIT	f 14 007 col		\$ 9,446.72
02/12/09		Lono		I					A DESC	DE DIELED ØC	\$ (179.90)	φ (1,891.68)		\$ 7,549.04
03/11/09	6705	93.104	\$ 149.27	ACTUAL	CAR//NA	4277	425	\$ 77.90	15	227.17	* (175.50)			\$ 7,369.14
04/16/09	6770	67.885		ACTUAL	ESTIMATE	4828	551			195.09				\$ 7,596.31
05/18/09	6788	18,762		ACTUAL	ESTIMATE	4919	91			49.25				\$ 7,791.40 \$ 7,840.65
06/18/09	6801	13.551		ACTUAL	ESTIMATE	5072	153			52.70			**************************************	
07/21/09	6813	12.508		ACTUAL	ESTIMATE	5200	128			48.06				\$. 7,893.35 \$ 7.941.41
08/19/09	6823	10.424		ACTUAL	ESTIMATE	5324	124		Ś	44.70		······		\$ 7,941.41 \$ 7,986.11
09/21/09	6835	12.533		ACTUAL	ESTIMATE	5457	133		Ś	48.71				\$ 7,966.11
10/20/09	6856	21.911		ACTUAL	ESTIMATE	5565	108		Ś	55.00				\$ 8,034.82 \$ 8,089.82
11/19/09	6883	28.062		ACTUAL	ESTIMATE	5670	105		Ś	63.10				\$ 8,152.92
12/12/09					CUSTOMER	11097	5427							\$ 8,152.92
12/21/09	6952	71,434	\$ 99.98	ACTUAL	ESTIMATE	11220	123	\$ 974.75	\$	1,074.73				\$ 9,227.65
01/25/10	7090	142.589	\$ 194.94	ACTUAL	ACTUAL	11345	125	\$ 24.66	\$	219.60				\$ 9.447.25
02/22/10	7217	131.609	\$ 180.55	ACTUAL	ESTIMATE	11459	114	\$ 22.85	\$	203.40			·	
03/15/10				and the state of the	CUSTOMER	13820	2361							\$ 9,650,65
03/24/10	7286	71.713	\$ 100,56	ACTUAL	ESTIMATE	13927	107	\$ 442.50	\$	543.06				\$ 3,030.05
04/13/10	the second second	175 - 18 A 1974	\$ (281.11)	CR	REDIT 02/22/10-	03/24/10 BILL	ING	\$ (465.35)	S	(746.46)				\$ 9,447.25
	BELOW BILLING OCCURRED ON 04/13/2010 AFTER ADJUSMENTS													\$ 9,447.25
02/22/10	7217	131.609	\$ 180.55	ACTUAL	ESTIMATE	11459	114	\$ 22.85						\$ 9,447.25
03/15/10					ESTIMATE	12328	869							\$ 9,447.25
03/24/10	7286	71.713	\$ 100.56	ACTUAL	ESTIMATE	12581	253	\$ 202.54						\$ 9,447.25
04/10/10					ACTUAL	13270	689	\$ 124.40						\$ 0,
04/13/10		ing a straight	ONE BILL SENT	TOUT FOR AB	OVE BILLING 0	2/22/10-04/10	/10	1. S.	\$	630.90		1		HARDER DE TRANSPORT
04/13/10	7305	19.766		ACTUAL					1					\$ 10,078,15
04/22/10	7312	7.282	\$ 39.52	ACTUAL	ESTIMATE	15840	2570	\$ 458.87	\$	498.39				
05/21/10	7324	12,460	\$ 21.43	ACTUAL	ESTIMATE	15917	77		\$	37.52				te serie de la
06/08/10	Without .	1000000	\$ (342.06)	CF	REDIT 02/22/10-)5/21/10 BILL	ING	\$ (824.75)	\$	(1,166.81)	· · · · · · · · · · · · · · · · · · ·			\$ 9.447.25
PAGE TO	TALS		\$ 1,411.26					\$ 9,693.51		11,104.77	\$ 60.40	\$ (1,717.92)	\$	

STATEMENT OF ACCOUNT FOR ELIZABETH POLSTER

ACCOUNT TOTALS S 311:86 (1'500'10) we we we 14'201'23 2 \$ 129'621'21 \$ \$ (26'229'1) \$ 07'09 5 PAGE TOTALS 09'096 (1,206,16) \$ 00.57 5 1.000 3'396'16 2 5'436'16 2 \$ TOTAL AMOUNT DUE ON 10/07/2011 11'682'89 i s 9111 11/12/60 ACTUAL 18.91 \$ 255.01 101123 REMOTE 61.911 \$ 86'891 \$ 678 28.285,11 11/22/80 \$ 662'6 9911 12,20 ACTUAL REMOTE 20,191 \$ ZC'SLL \$ 196 6263 11,507.06 4 11/50/80 11'316'04 \$ (55,631) \$ 11/92/20 19'987'11 \$ (96'522) \$ 11/92/14 10'333 2 LGLL 16.56 REMOTE ACTUAL 23.117,11 S 169'63 \$ 16.221 \$ 198 8345 11/22/90 LVLL 13'423 2 ACTUAL 19.61 120.74 \$ \$ 272 2845 REMOTE 11'245'00 s 120'22 11/02/50 1134 19.91 \$ \$2201 8143 REMOTE ACTUAL \$ 18.99 85.48 3220 2 51,391.45 \$ \$ 602'61 1154 11/12/10 ACTUAL \$9'58 REMOTE 11,307,97 142,48 \$ 28'99 \$ 967 2809 \$ 11/12/20 9022 ACTUAL 247.94 \$ 61.201,11 5 11/12/20 9011 NO NHAL RECONNECTION CHARGE 67'591'11 \$ 42'00 5 \$077 11/12/20 SHUT OFF \$ 11'150'48 s 11/12/20 ONE BILL SENTIOUT FOR ABOVE BILLING 01/24/11-03/24/11 15'192 \$ 11'120'46 S 11/17/10 ACTUAL \$ 110 1609 26.858,01 s 97.8 1991 11/22/20 85'520 2 110.03 **3TAMIT23** ACTUAL \$ 122 0909 26'898'01 \$ 94°L \$ 682'66 8957 11/1/10 **ESTIMATE** ACTUAL 86'211 30 2 6033 26'898'01 s \$8.T BELOW BILLING OCCURRED ON 03/24/11 AFTER ADJUSMENTS 26.838,01 S (\$28.01) 11/12/111 1115 5 1111 CEEDIT 01/24/11/02/23/11 BILLING 26,838,01 ŝ 2 (492.41) (99'922) 11/22/20 (50.622) \$ 1991 11/22/20 ACTUAL 110'03 5 022.26 1521 **BTAMITEE** 211.83 1130 2 11'261'44 321.86 s 3 11/11/20 11,239,58 \$ (00.001) Ś. LL/9Z/LO 895L 86'211 \$ 68Z'66 ACTUAL 191111 23.63 5 911 1219 **BTAMITSB** \$ \$\$/\$\$/10 26'261'11 (00.001) \$ \$ 12/21/10 ACTUAL 101,04 \$ 117/78 21415 6003 10'6SE \$ 9861 **ESTIMATE** 16'162'11 5 11'09* \$ ZGCL 01/61/11 31'10 5 292'12 ACTUAL 98'758,01 5 P0Z 2102 *<u>ESTIMATE</u>* S 91.07 \$ 29,06 11,32 10.383 5 1261 01/12/01 07.767,01 \$ 51,215 \$ 138'43 \$ 9201 3843 REMOTE ACTUAL \$ \$748 8 1361 01/12/60 **ESTIMATE** ACTUAL 18.91 \$ 12131 56.122,01 s 74.67 \$ 521 82.15 ZSEL 01/22/10 ACTUAL 12'51 \$ 862'8 74.012,01 S 92'961 S 181'05 \$ 166 2612 REMOTE 01/60/80 17,515,01 \$ (29'1'82) ŝ \$ 2415'6 1244 01/22/10 ££'\$69'01 62.712 \$ 2601 1621 REMOTE ACTUAL 11'30 \$ s 66'661 11'366 2 1332 01/22/90 REMOTE ACTUAL 80'0Z \$0.874,01 \$ 164.33 ŝ 52.441 \$ 879 825 01/10/90 11,213,73,71 \$ 00000 135 11,515,01 5 MEM EFECLERC # 156313028 01/10/90 10'213'14 S. 582 G8Z 142577 REMOVE 01/80/90 ONE BILL SENT DUT FOR ABOVE BILLING 02/22/10-05/21/10 10,313,71 s 866.46 5 01/12/90 1354 SC.744,0 s \$ 221 14238 **BIAMIT23** ACTUAL 51.43 15'4601 2 129,86 \$ 992 ACTUAL 11'53 7.282 \$ 21212 04/22/10 SZ.744,9 \$ 51.44 13216 **ESTIMATE** ACTUAL 58'53 \$ 992'61 1302 01/01/20 52'177'6 * \$ 689 13510 ACTUAL 124.40 \$ \$12.13 1286 01/1/20 92'277'6 s ACTUAL 100'26 202.54 \$ 293 189Z1 ESTIMATE **BTAMIT23** 01/191/20 52.744,9 \$ 698 13358 \$ 609'121 1511 01/22/20 52'177'6 S S PLL **ESTIMATE** ACTUAL 22,081 22,85 65111 BELOW BILLING OCCURRED ON 06/08/10 AFTER ADJUSMENTS 92'144'6 \$ XEDNI **ACTION** CHARGES 3SU ATIVITY **USE XEX SEDFIAHO** Contraction of the CHARGES RATE RSGH CE. BALANCE **STNEWYER** ACCOUNT **RATE RS** LAbE FREE **O3ED** CAS # 1736562 DATE READ BNINNAY 已统成时期代 OTHER WORRY INDOMA ELECTRIC # 1654034 PAGE 2