

NOTICE TO NEW JERSEY NATURAL GAS CUSTOMERS
Docket No. AX12070601

PLEASE TAKE NOTICE that the New Jersey Board of Public Utilities (BPU) issued an Order dated July 19, 2013 in Docket No. AX12070601 concerning certain non-refundable payments customers made for main extensions in locations that had previously been determined in BPU regulations to be Areas Not Designated for Growth. Those regulations have been overturned and certain customers may be entitled to a return of part of or the entire amount paid towards the construction of facilities to provide natural gas service, known as contributions, when certain criteria are met.

At this time, New Jersey Natural Gas Company (NJNG or the Company) is providing notice of the BPU-mandated criteria that must be met when seeking a refund of money paid between March 20, 2005 and December 30, 2009 for a main extension that was in an Area Not Designated for Growth at that time. This notice does not apply to customer deposits for establishing service or when the main extension was in an Area Designated for Growth but required a customer payment for other reasons.

The following criteria must be met:

1. The party requesting the refund must submit a written request to NJNG for a refund of the amount paid.
2. NJNG and the party requesting the refund must agree upon the appropriate recipient of the refund which shall be the person, or entity, that made the original payment or the appropriate successor entity as described in 3. below.
3. Where necessary, due to changes in control, ownership, assignment, or bankruptcy, the party requesting the refund has provided sufficient evidence, with supporting affidavits, of entitlement.
4. The utility and the party requesting the refund agree upon the appropriate amount of the refund which shall be equal to the amount that would have been refunded had the extension been built to serve an Area Designated for Growth.
5. The party requesting the refund has agreed in writing to hold harmless and indemnify the utility, as to the amount of the refund against any competing claim for the refund.
6. Where the utility does not have sufficient documentation reflecting proof of payment and if requested by the utility, the party requesting the refund shall submit proof of payment of the original amount paid for the extension. For example, the party requesting the refund may provide a copy of the cancelled check, a copy of the receipt from the utility or a bank record.

Any customer who paid made a payment between March 20, 2005 and December 30, 2009 for a main extension in an Area Not Designated for Growth and who meets the BPU-mandated criteria above must contact nongrowth@njng.com or the NJNG Call Center at (800) 221-0051 to obtain the necessary form to be completed. If the utility and a requesting party cannot agree as to the amount of a refund, the BPU will look to its refund formula for extensions to determine the amount that would have been refunded if the extension were built to serve an Area Designated for Growth set forth in N.J.A.C. 14:3-8.1.