# REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

220 U. 1947 14779 17	CLASS TIPE)
DateMay 9, 1996	DOCKET NO 960582. EI
LEG / Lohnson	i.
1. Division Name/Staff Name	
5. OCR_ FAG (Goad), CAF (Durbin)	
4. Supposted Booket Title Complaint of	Ron Dvorak against Florida Power
The state of the s	illing for electric consumption
prior to establishment of an a	ccount.
5. Suggested Docket Mailing List (attach separate	e sheet if necessary)
A. Provide NAMES DNLY for regulated companies	or ACRONYMS ONLY regulated industries,
as shown in Rule 25-22.104, F.A.C. B. Provide COMPLETE name and address for all of	others. (Match representatives to clients.)
1. Parties and their representatives (if an	Ty)
FT - 1 D - 2 T - 1 - 7	Mr. Ron Dvorak
florida Power & Light Company	10410 S. W. 200th Street
	Miami, Fl 33157
	11 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
2. Interested Persons and their representat	ives (if any)
6. Check one: X Documentation is attached.	
Documentation will be provided a	with recommendation,
Intermul conference has been be	EL a
1:\PSC\RAR\WP\ESTDKT.	EGGINET
PSC/RAR 10 (Revised D1/96)	
THE STATE OF THE PROPERTY ASSESSED.	05202 MAY-92

Part of Carter Front 185

Name DVORAK, RON	From FLORIDA POWER & LIGHT COMPANY	Request No. 67002P
Address 10410 SW 2001H ST.	Attn. JUDI IKIAB 67002P	8y ERL Time 8:17 AM 241e05/12/95
	Consumer's Telephone # (305)-253-4333	To CO. Time FAX Date05/12/95
County_DAD	Can Ba	
Account Number		
Ras consumer contacted company? Tes_XNoWho		
Customer says that he is being charged \$	1200 for the previous owner's bill. He	Closed by PJ1 Date 08/16/95
ays that his service has been disconnec		Reply Received T
they are demanding a \$200 payment or ser	and the control of th	
says that he has left many messages for get them to return his calls. He says h		CONSUMER REQUEST
the account but no one knows where the p		CONSUMER REQUEST
have this problem solved. Please do not		
or cut service until complaint has been	resolved.	
10:20 a.m Customer called and said he	had spoken to Miyar Garcia who said	FLORIDA PUBLIC
	. The customer asked if his service was	SERVICE
going to be disconnected anyway if payme		COMMISSION
Garcia said that she could not tell him		
if it was then he has to pay it. Custon		3510 SHEWLDD GLY DOLLEVADD
agreement, made two days after the disco		2540 SHUMARD OAK BOULEVARD TALLAHASSEE, L. 32399-0850
	He says he just has a simple question of	904-413-6100
what happened to the \$400 he paid and wh		
	would call him back within 15 minutes to	PLEASE RETURN THIS FORM
tell him what happened to the payment.		WITH REPORT OF ACTION TO:
that she was going to be out of the off		Elizabeth Lefler
did not get an answer from her this more		CLIZabeth Fellet
the previous arrangements were made. Ms.	Garcia told him that his account was	DUE: OF OF OF

"protected" but a serviceman was at his house yesterday requesting immediate

payment of \$200 or he was going to cut his service. He would like to have someone else handle his complaint that is filed with the PSC. Please send me, along with the report, a complete breakdown of his bills, including charges and credits beginning from the date that he is responsible. Do not cut the service until I have received the report, reviewed it and have closed the complaint. Thank you.

05/16 - Final report received.

NOTE: The report's page two cut off at the bottom. Called Yolanda Dilella on 5/25 and asked that page two be refaxed.

05/25 - Report received.

05/31 - Ms. DiLella: Please respond to the following. 1) Give service dates of the two Ron Fletcher accounts (10701 SW 26 Street, #12 and 10410 SW 200 Street), the Viking Marine account (18710 SW 105 Place), and the two Ron Dvorak accounts (10410 SW 200 Street and 18686 SW 105 Place) and outstanding balance, if any, broken down by account name and address. 2) Has Mr. Dvorak provided you with any documentation proving he is not responsible for the transferred balance? 3) Is Viking Marine a corporation? If not, who applied for the service? Who is the responsible party on the account? 4) Since your records show the social security numbers for Fletcher and Dvorak are only off by one digit, have you asked either to provide you with proof? Please respond by June 7. Thanks. \pji

06/01 - I returned Mr. Dvorak's call at 12:50 a.m. \pji

06/07 - Final report received.

06/14 - Clara Phillips called at 2:48 p.m. to question the status of this case. FPL wants to take collection action if the case is closed. \lar Closed by letter.

08/21 - Customer called and said he had received my letter but disagrees. He asked what his next step is. I explained our informal conference rules. He said he will request one today by faxing a letter to Ms. DeMello so that FPL

PAGE: 3

will not take collection action. \pji

8/21 Customer called later this afternoon complaining that he had been disconnected. He said he faxed a nice letter to us earlier (we could not find a first letter). Customer faxed a second letter which we received. I contacted the company to inform them of the informal conference request by this customer, and to see if service can be reconnected. At 5:23 PM Yolanda of FPL called to tell me that service will be reconnected today. At 5:25 PM I called customer. He will fax me a copy of the first letter to review and I will have the company review it for reconsideration.lar

8/23 Customer called to see if we received his fax, we have not so he will fax it again tomorrow morning (Thursday). 4:36PM Yolanda called from FPL to see if I received anything from this customer, we have not but when I get the fax I will forward to them for consideration.lar

8/24 Fax received sending to company to review for consideration.lar 8/25 I called customer to tell him we received his fax and have sent it to the company to review.lar

#### Ron Dvorak 67002P

8/28/95 I called FPL and spoke to Yolanda about the Dvorak letter. She will check with the field and see if they've considered his letter and call me. lar

8/29/95 Yolanda from FPL called to say that the information Mr. Dvorak provided in his 8/21/95 letter is not sufficient and does not tell them anything. FPL does not have access to Tennessee records to check the driver's license number he gave, and the address is a P.O. box so they can't check the address either. FPL has requested documentation in the past but has not received it. When he bought his home, from whom, and when the business was purchased (with documentation) is part of the information needed. Assigning informal conference to Nancy Pruitt. lar

9/5/95 Conference reassigned to Dick Durbin.

9/13/95 Conference held via video at Department of Education.

9/13/95 Received faxed copy of current audit of account from FPL.

9/14/95 Received letter and report from FPL. Report states that Mr. Dvorak used the same address in Tennessee that Ron Fletcher used. This was in 1985.

9/19/95 Spoke with Yolanda Dilella and found that the information provided on 9/14 was received from Database Technology using a system called Auto Track.

9/20/95 Spoke to Mr. Dvorak who says he never used the Tennessee address and never lived in Smithville. He says he did live and work in Oak Ridge, TN, on Robertsville Road. He says the address in Smithville is owned by John Anthony (Tony) Baker. He says FPL should have a record of an electric account at his current address under the name of Wes and Debbie Rosier, his sister and brother-in-law.

10/2/95 Called Mr. Dvorak and asked him to try to get information from Tony Baker in Tennessee to back up his claims.

11/1/95 Called Mr. Dvorak who said that he has not been able to locate Tony Baker. He asked for more time.

#### Ron Dvorak 67002P

12/4/95 Mr. Dvorak called and asked for a copy of the PSC rules concerning interruption of service. I sent him a copy of 25-6.105.

12/20/95 Customer called to question how the company could threaten disconnection for a previous customer's bill when the rule specifically states that it can not. I explained to him that the company is of the belief that there never was another person, and that he was the customer all along. He then asked for time to discuss the matter with an attorney.

1/19/96 Called customer and asked if he had gotten an opinion from his attorney. He said the attorney was researching the matter and he would get back to me.

2/16/96 Called customer and told him I was going to have to get a recommendation filed pretty soon and that if he needed to get me any followup he needed to do it soon.



# FACSIMILE COVER SHEET Florida Power and Light Company

SEND TO:	Dick	DURBIN	)		
FLORIDA PUBL	IC SERVIC	E COMMISSIO	N		
FROM:	YOLANDA TARIFF A 305-552-27	A DI LELLA, ADMINISTRATI 145			
DATE: 9-14-	95		TIME: _	315pm	
FAX NUMBER: TOTAL PAGES		737			
SPECIAL INSTRUCTION	s: <u>Ne : -</u>	ROMALD D	Z-P	(Add+1)	Info).
	•				

ON SEPTEMBER 13, 1995, DEBRA B. SELF, REVENUE PROTECTION FRAUD, CONTACTED THE DECAB COUNTY SHERIFFS DEPARTMENT, SMITHVILLE, TENNESSEE THE FOLLOWING INFORMATION WAS OBTAINED.

THE TENNESSEE DRIVERS LICENSE #57387688 THAT MR. DVORAK PROVIDED TO FLORIDA PUBLIC SERVICE COMMISSION FOR MR. RONALD FLETCHER DOES IN FACT COME BACK TO A RONALD FLETCHER, DOB 1/22/54, HEIGHT 6FT.2IN, BROWN HAIR, BROWN EYES, ADDRESS RT.2 BOX 115AA, SMITHVILLE, TENN. THE LICENSE EXPIRED IN 1986 AND HAS NOT BEEN RENEWED.

FURTHER INVESTIGATION REVEALS MR. DVORAK USED THE SAME MAILING ADDRESS IN 1985 AS MR.FLETCHER., RT. 2 BOX 115AA, SMITHVILLE, TENN. (SEE ATTACHED)

MRS. GARCIA AND MRS. SELF, REVENUE PROTECTION, CONTACTED MR. ALVIN DAVIDSON, (305/666-4225), ON SEPTEMBER 13,1995, REFERENCE MR. RONALD FLETCHER MR. DAVIDSON OWNED THE PROPERTY AT 10410 SW 200 STREET, PRIOR, TO MR. DVORAK'S PURCHASE OF SAID PROPERTY. MR. DAVIDSON STATED IN SUBSTANCE THE FOLLOWING:

MR. DAVIDSON STATED HE LEASED THE PROPERTY LOCATED AT 10410 SW 200 STREET TO A MR. RONALD DVORAK 5 TO 6 YEARS PRIOR TO MR. DVORAK'S PURCHASE OF THE PROPERTY IN 1993. WHEN ASKED IF MR. DAVIDSON KNEW OR LEASED ANY PROPERTY TO A MR. RONALD FLETCHER, MR. DAVIDSON'S REPLY WAS NO. MR. DAVIDSON WENT ON TO STATE HE DID NOT KEEP ANY LEASE INFORMATION ON THE AFOREMENTIONED PROPERTY.

BASED ON THE ADDITIONAL FINDINGS IT APPEARS THAT MR. DVORAK BENEFITED FROM THE SERVICE WITH INTENT TO DEFRAUD FPL.

DEBRA B. SELF REVENUE PROTECTION FRAUD

#### Comprehensive Report ...... September 13, 1995

RONALD FRANK DVORAK a 40 year old, 6'01" white male, was born in florida on January 22, 1955. His social security number, 165-06-4264, was issued in Plorida in 1966.

He was first issued a Florida drivers license on November 6, 1972. His current license, D162-726-55-022-0 (Class: "C" - ANY /EHICLE UNDER 26,000 LB), was issued on November 21, 1974 and expires on January 22, 1977.

Possible other SS# : 265-86-4264

## Known Subject Addresses

-----NOV-74/APR-95 - 10410 SW 200 ST, MIAMI FL 33157 JAN-95/JAN-95 - 18686 SW 105 ACE, MIAMI PL 33157 AUG-94/AUG-94 - 3210 NW 41 ST, MIAMI PL 33142

SEP-86/SEP 86 - 1040 SW 200 ST, MIAMI 33185

\*JUL-85/JUL-85 - RT 2 BOX 125 AA, SMITHVILLE 05783\*

2 Accident Records Found for: DVORAK, RONALD FRANK

Accident #-sillL&N 7/24/85 - Driver - Not CITTÝSSR

SHP~Zýent #:2

\*Bus.acgu\*

No Worker Comp clah\*s found in our records for: DVCRAK, RONALE FRANK

### Possible Property Ownership

Owner's Name : RONALD F DVORAK Property Type : Single Family Residence County/Property No.: DADE 3060080090110 Legal Description : 8-56-40 BENSON MANOR PB 6 1994 Assessed Value \$44,538 Purchased in March 1993 for \$22,000

### Professional Licenses

..... NO PROFESSIONAL LICENSES FOUND .....

# Telephone Listings for Subject Addresses

18686 SW 105 PLACE, MIAMI FL 33.57

JAS BROTHERS KITCHEN CABI (305)254-5616

3210 NW 41 ST, MIAMI FL 33142

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# FACSIMILE COVER SHEET Florida Power and Light Company

S	SEND TO:	Dick Durbin	)
F	FLORIDA PUBLI	IC SERVICE COMMISSI	ON
I	FROM:	YOLANDA DI LELLA, TARIFF ADMINISTRA 305-552-2745	TION
1	DATE: 9-13-	95	TIME: 1:30m
	FAX NUMBER:		
•	TOTAL PAGES:	_4_	
1	SPECIAL INSTRUCTIONS	Re: RONALD ]	WORAK # 67002-P
X	Current A	WAL INFORMATION 2005+	RAK'S Account
(.	10410 SU	U 2005/	QNI

DATE	BILL/DEBIT	PAYMENT/CREDIT	TOTAL
01.20.94	25.00 (deposit)		25
01.20.94	18.00 (service chrg)		41
01.20.94	101.56		142.56
01.26.94		25.00-	117.56
02.07.94		117.56-	-0-
02.18.94	79.31		79.31
03.22.94	71.11		150.02
03.29.94	19.00(reco)		169.42
03.30.94		79.31-	90.11
04.20.94	90.44		180.15
04.26.94	5.5		185.65
04.28.94		100.00-	85.66
05.19.94	125.44		211.09
06.20.94	154.49		385.58
06.24.94	19.00(reco)		384.58
06.24.94		211.09	173.49
07.20.94	147.69		321.18
07.29.94		154.49-	168.69
08.04.94	19.00(raco)		185.69
08 18.94	140.37		326.06
08.29.94		166.69-	189.37
09.19.94	137.14		298.51
09.28.94	19.00(reco)		315.51
09.26.94		159.37	156.14
10.19.94	138.3		294.44
10.27.94	5.50 (field coll)		299.94
10.27.34		137.14	162.8
11.18.94	137.87		300.67
12.01.94		157.30	148.87
12.20.94	115.18		264.08
01.06.95	5.50(field coll)		269.58
01.06.95		143.37-	126.10
01.20.95	113.06		239.20
02.20.95		120.68-	118.50

#### DVORAK.XLS

00.00.05	134.61				253.07
02.20.96		743			473.07
02.27,95	220.00(depo	2511)	11000		354.51
03.02.94	J		118.56-		and the second second
03.17.95	862.13(debi	t-revenue prictn)			1198.84
03.21.95	93.28				1289.92
			134.51-	55.00	1155.41
03.29.95			104.01		1160.91
03.29.95	5.50(field co	0113			1179.91
04.10.95	19.00(reco)				
04.11.95			400.00-		779.91
04.19.95	115.65				895.56
04.25.95		675.56(paymne)	t extention)		-
				TOTAL	895.56

#### AUDITFRM.XLS

86978-42568	82 16 423 EL	EACT 12	/20/93 1/044/ L	.C05111	UCSN	<u> </u>		
RONALD DVC			3051252-3101		EC I		·	
10410 SW 20	OOTH ST		/T# 285-06-428					
MIAMI	FL 33157				Cont		ļ	
CHODENT OF							-	
CURRENT PEX	(I BALANCE		0.00					-
			PEXT		- nev-			
DATE	BILL	LPC	INSTALLM	MiSC	PEXT			
04.25.95			HIOT ALLIN	IVIISC	SET-UP	PMNT	BALANCE	REMARKS
04.25.95			<del></del>				895.56	
05.18.95	139.45	3.30	100.00		675.86		220.00	deposit 2-27-95
06.19.95	215.62	5.41	100.00				462.75	
08.19.95			100.00				783.78	
06.27.95			475.56			2.22	781.56	deposit int.
07.19.95	130.04	18.86	4/5.50				1257.12	pext defaulted
07.27.95		10.00					1406.02	
08 09.95			1188.24		1188.24		217.78	pext PSC
08.17.95	160.80	21.09	1100.24				1406.02	pext defaulted
08.22.95	19.00	21.03					1587.91	
	13.00						1606.91	reco chrg
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### State of Florida

Commissioners SUSAN F. CLARK, CHAIRMAN J. TEPRY DEASON JULIA L. JOHNSON DIANE K. KIESLING JOE GARCIA



DIVISION OF CONSUMER AFFAIRS DEVERLEE DEMELLO DIRECTOR (904) 413-6100 TOLL PRIEE 1-800-342-3/52

# Public Service Commission

September 1, 1995

Mr. Ron Dvorak 10410 SW 200th Street Miami, Florida 33157

Dear Mr. Dvorak:

This is a follow-up to our conversation regarding the informal conference request concerning your complaint against Florida Power & Light Company.

As we discussed, I have made arrangements to hold the Video Teleconference on September 13 at 9:00 a.m., in the Public Service Commission Miami District Office. I have also been in touch with Florida Power & Light Company and confirmed this date.

The office is located 3625 NW 82nd Avenue, Suite 400, Miami, Florida. If you need further directions to get there, please call the district office at 470-5600.

If you have any written documents in support of your position that have not been provided, please bring them with you.

I've enclosed copies of commission's rules and regulations regarding customer complaints and conferences for your review.

I look forward to meeting you and hope that we can successfully resolve this matter. Please let me know if you have any questions.

Sincerely.

Maney Pruitt

Consumer Services Consultant Division of Consumer Affairs

NP: kst

cc: Florida Power & Light Company

### ATTENTION: MR. RASBERRY. THIS IS THE FAX I SENT YESTERDAY

### VIKING MARINE SERVICES 18686 SW 105 Place Miami, Florida 33157 (305) 253-4333

Attention BUVURLEE DeMELLO

August 21, 1995

I recently received a letter prepared by Paula Isler, and dated August 16, 1995. It is a case that I had originally begun with Elizabeth [last name unk ] on May 12, 1995.

I had originally told Elizabeth of the circumstances surrounding my taking over of VIKING MARINE SERVICES" and the purchasing of the house. I basically purchased, from Ron Eletcher, the phone number and a very small amount of equipment and inventory. I immediately moved the shop two bays down to a building [18686] that I had rented and built all new work benches and a second floor storage area in

I also bought the house [that Mr. Fetcher was renting] from his landlord as a humcane house, as is

I realize that I am responsible for service after those dates, but my understanding was that Ron Fletcher would pay the past due rent and bills.

I had worked in his shop, on and off, for several years and saw a lot of bill collectors visit

The fact that he may for may not] have used my social security number is not haid to believe because he had easy access to far records in the shop to do so

Since the filing of my complaint, I have found an old Address and Drivers License. Number for him Rt. 2 - Box 115AA - Smithville, Tenn. DL# 57387688

I would like to request an INFORMAL CONFERENCE, so you may judge your decision on ALL the facts

I have also sent another payment to FPL but would also request that you please put a hold on any further action by FPL until you can see all the facts.

# VIKING MARINE SERVICES

VIII CHANNEL 16 • DO. BOX 9/0494 • HIAMI, FLORIDA 33/97 • (305/53/4323-

ATTIV! LERUY RASBERRY

Martin Road Harehouses

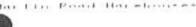
PRINCE BE ADVISED THAT IM AM NOW FAXING, AGAIN, A LETTERL REQUESTING AN INTURMAL CONCERNING

THIS MORNING TO 487-1716 AND
RECIEVED A CENTERMATION WITH THE
IDENTIFIER A FPSC 90491363350

THAT BOTH FOLL AND THE PSC.

TOPING TO MADE THE DARK HOPING TO MADE THE POWER RESTORMED OF ME. THE DESPUTED A MOUNT IS \$ 1800,00 AND THE DIS CONNECT AMOUNT IS \$ 1800,00 TURN MY

PLEASE HAVE THEM TURN MY POWER. EN DRORLEM.









# DISCONNECT NOTICE

ACCOUNT NUMBER 42569 . S AMOUNT DUE

CASH ONLY

DVOPAK

CUSTOMED NAME

10410 SW 20051

CONTRACTORIE

YOUR SERVICE HAS BEEN DISCONNECTED

must be paid at an ITH AUTHORIZE.

1257.12 PAY AGENT\* (listed on back) to have your convice restored. A \$19.00 BH (1.4) NECT CHARGE will be billed to your account

After the bill is paid, service may be restored even if no one is home. For safety reasons, please turn your main circuit breaker or fuse block to the off position.

Payment most be made within seven days or your account will be closed out a the deposit applied to the balance. In this event, payment of the final bill series paid deposit, and a service charge will be required to remotate service

TO AVOID DISCONNECTION OF SERVICE, \$

Louis 1100 DESK (Non-Stockeds Un-



From: Paula Isler To: Leroy Rasberry

Subject: fwd: Informal Conference

Ron Dvorak (67002P) called and is going to fax a letter today to Bev requesting an informal conference. He is due for collection action and does not want his service disconnected. Please be on the lookout for his letter and make sure FPL is notified as soon as it is received. Thanks.

Fwd to: Paula Isler

Thanks will do!

Phil placed the first letter in Bev's bot by mistake

25-6.105 Refusal or Discontinuance of Service by Utility. (1) Until adequate facilities can be provided, each utility may refuse to serve an applicant if, in the best judgment of the utility, it does not have adequate facilities to render the service applied for. (2) Each utility may refuse to serve any person whose service requirements or equipment is of a character that is likely to affect unfavorably service to other customers. (3) Each utility may refuse to render any service other than that character of service which is normally furnished, unless such service is readily available. (4) Each utility shall not be required to furnish service under conditions requiring operation in parallel with generating equipment connected to the customer's system if, in the opinion of the utility, such operation is hazardous or may interfere with its own operations or service to other customers or with service furnished by others. Each utility may specify requirements as to connection and operation as a condition of rendering service under such circumstances. (5) If the utility refuses service for any reason specified in this subsection, the utility shall notify the applicant for service as soon as practicable, pursuant to subsection (7), of the reason for refusal of service. If the utility will discontinue service, the utility shall notify the customer at least 5 working days prior to discontinuance, that service will cease unless the deficiency is corrected in compliance with the utility's regulations, resolved through mutual agreement, or successfully disputed by the customer. The 5-day notice provision does not apply to paragraphs (h), (i), or (j). In all instances involving refusal or discontinuance of service the utility shall advise in its notice that persons dissatisfied with the utility's decision to refuse or discontinue service may register their complaint with the utility's customer relations personnel and to the Florida Public Service Commission at 1-800-342-3552, which is a toll free number. As applicable, each utility may refuse or discontinue service under the following conditions: (a) For non-compliance with or violation of any State or municipal law or regulation governing electric service. (b) For failure or refusal of the customer to correct any deficiencies or defects in his wiring or equipment which are reported to him by the utility. (c) For the use of energy for any other property or purpose than that described in the application. (d) For failure or refusal to provide adequate space for the meter and service equipment of the utility. (e) For failure or refusal to provide the utility with a deposit to insure payment of bills in accordance with the utility's regulation, provided that written notice, separate and apart from any bill for service, be given the customer. (f) For neglect or refusal to provide safe and reasonable access to the utility for the purpose of reading meters or inspection and maintenance of equipment owned by the utility, (c) 1995 Compass Data Systems, Inc.

provided that written notice, separate and apart from any bill for service, be given the customer. (g) For non-payment of bills or non-compliance with the utility's rules and regulations, and only after there has been a diligent attempt to have the customer comply, including at least 5 working days' written notice to the customer, such notice being separate and apart from any bill for service, provided that those customers who so desire may designate a third party in the company's service area to receive a copy of such delinquent notice. For purposes of this subsection, "working day" means any day on which the utility's business office is open and the U.S. Mail is delivered. A utility shall not, however, refuse or discontinue service for nonpayment of a dishonored check service charge imposed by the utility. (h) Without notice in the event of a condition known to the utility to be hazardous. (i) Without notice in the event of tampering with meters or other facilities furnished and owned by the utility. (j) Without notice in the event of unauthorized or fraudulent use of service. Whenever service is discontinued for fraudulent use of service, the utility may, before restoring service, require the customer to make at his own expense all changes in facilities or equipment necessary to eliminate illegal use and to pay an amount reasonably estimated as the loss in revenue resulting from such fraudulent use. (6) Service shall be restored when cause for discontinuance has been satisfactorily adjusted. (7) In case of refusal to establish service or whenever service is intentionally discontinued by the utility for other than routine maintenance, the utility shall notify the applicant or customer in writing of the reason for such refusal or discontinuance. (8) The following shall not constitute sufficient cause for refusal or discontinuance of service to an applicant or customer: (a) Delinquency in payment for service by a previous occupant of the premises unless the current applicant or customer occupied the premises at the time the delinquency occurred and the previous customer continues to occupy the premises and such previous customer shall benefit from such service. (b) Failure to pay for merchandise purchased from the utility. (c) Failure to pay for a service rendered by the utility which is non-regulated. (d) Failure to pay for a different type of utility service, such as gas or water. (e) Failure to pay for a different class of service. (f) Failure to pay the bill of another customer as quarantor thereof. (q) Failure to pay a dishonored check service charge imposed by the utility. (9) When service has been discontinued for proper cause, each utility may charge a reasonable fee to defray the cost of (c) 1995 Compass Data Systems, Inc.

restoring service, provided such fee is included in its filed tariff.

(10) No utility shall discontinue service to any non-commercial customer between 12:00 noon on a Friday and 8:00 a.m. the following Monday or between 12:00 noon on the day preceding a holiday and 8:00 a.m. the next working day. Provided, however, this prohibition shall not apply when:

(a) Discontinuance is requested by or agreed to by the

customer; or

(b) A hazardous condition exists; or

(c) Meters or other utility owned facilities have been tampered with; or

(d) Service is being obtained fraudulently or is being used

for unlawful purposes.

Holiday as used in this subsection shall mean New Year's Day, Memorial Day, July 4, Labor Day, Thanksgiving Day and Christmas Day.

(11) Each utility shall submit, as a tariff item, a procedure for discontinuance of service when that service is

medically essential.

Specific Authority 366.05 FS. Law Implemented 366.05(1) FS. History-New 2-25-76, Amended 2-3-77, 2-6-79, 4-13-80, 11-26-80, 1-1-91, 1-7-93.

#### State of Florida

Commissioners: SUSAN F CLARK, CHAIRMAN J TERRY DEASON JULIA L JOHNSON DIANE K KIESLING JOE GARCIA



DIVISION OF CONSUMER AFFAIRS BEVERLIE DeMELLO DIRECTOR (904) 413-6100 TOLL FREE 1-800-342-3552

# Public Service Commission

August 16, 1995

Mr. Ron Dvorak 10410 SW 200 Street Miami, FL 33157

Dear Mr. Dvorak:

This is in response to your May 12 complaint concerning Florida Power & Light Company (FPL). The issues you raised, as I understand it, are listed below.

- ·You are being charged \$1,200 for the previous owner's electric bill.
- •FPL is demanding a \$220 payment or your service will be disconnected.
- ·You have left many messages for FPL to return your calls, but no one does.
- ·You paid \$400 but FPL cannot advise you to which account the payment was credited.

After receiving the complaint, it was logged against FPL and a report was requested. The details of FPL's investigation are listed below.

#### 10410 SW 200 Street

•Service in the name of Ron Fletcher was active from September 15, 1986 to December 20, 1993. The account was established for Mr. Fletcher with social security #265-06-4265. Mr. Fletcher left owing a balance of \$315.49.

Page 3

If you wish to discuss my decision, or if you have any questions or documentation you would like me to review, please let me know.

Sincerely,

Paula J. Isler

Complaint Analyst Supervisor Division of Consumer Affairs

Aaula J. Islen

PJI:kt

cc: Florida Power & Light Company

- 1) Ron Fletcher 10705 S.W. 216 Street Service from 8/19/92 until 2/10/94 Transferred to: Ron Fletcher 18710 S.W. 105 Place Service from 2/1/94 until 4/25/94
- 2) Ron Fletcher 10701 S.W. 26 Street, #12 check dated 3/25/92 (Viking Marine, Account #0100104384)
- 3) Ron Fletcher 10410 S.W. 200 Street Acct #19101-73895 Account active from 9/15/86 until 12/20/93
- 4) Ron Dvorak 10410 S.W. 200 Street Same address as #2 Acct #86978-42568, opened 12/20/93
- Viking Marine
  18710 S.W. 105 Place
  Account opened under Viking Marine 4/25/94, same phone number
  Check dated 9/23/94 (Viking Marine, Account #0100104384, same as #2, same signature)
- 6) Viking Marine Service Inc. 18686 S.W. 105 Place Filed corporate papers with Secretary of State January 10, 1995 Sole owner - Ronald F. Dvorak Acct#55772-51068, opened 1/3/95

FPL

RONALD DVORAK 10410 SW 200 ST MIAMI, FL

SUPPLEMENTAL REPORT #1

7000

TO

1) RON FLETCHER - 10705 SW 216 ST - (SERVICE FROM 08/19/92-02/10/94) THIS ACCOUNT AND IT'S BALANCE WERE TRANSFERRED, AS REQUESTED BY THE CUSTOMER TO AN ACCOUNT UNDER RON FLETCHER AT 18710 SW 105 PL - (SERVICE FROM 02/01/94-04/25/94). THE BALANCE LEFT OWING ON THIS ACCOUNT WAS \$170.88.

ON 04/25/94, THE SERVICE ADDRESS OF 18710 SW 105 PL ACCOUNT WAS FINAL BILLED FOR RON FLETCHER AND A NEW ACCOUNT WAS OPENED FOR VIKING MARINE (WITH THE SAME PHONE NUMBER, AND BILLS WERE PAID BY SAME CHECKS).

- Bon Firstener (1919, -121-1919) 331: 49 \*10410 SW 200 ST RONALD DVORAK # 86978-42568- OPENED ON 12/20/93 CURRENTLY ACTIVE 265-06-4264 \$462.75
- \*SAME ADDRESS (AS ABOVE) RONALD FLETCHER # 19101-73895 09/15/86-12/20/93 265-06-4265 FINAL BILL PAID
- \*18686 SW 105 PL RONALD DVORAK # 55772-51068- OPENED ON 01/03/95 CURRENTLY ACTIVE 265-06-4264 \$179.89
- 2). MR. DVORAK CLAIMS THAT MR. FLETCHER SOLD HIM THE PROPERTY. THE STATE OF FLORIDA TAX ROLL RECORDS NEVER SHOW ANYONE WITH THE NAME FLETCHER OWNING THE PROPERTY OF 10410 SW 200 ST. MRS. GARCIA, REVENUE PROTECTION INVESTIGATOR, SPOKE WITH MR. DVORAK, WHO WOULD SUPPLY THE DOCUMENTS FOR PERSONAL PROPERTY AND BUSINESS DEED AND/OR SALE. AS OF TODAY JUNE 7, 1995, NO DOCUMENTS HAVE BEEN PROVIDED.
- 3). VIKING MARINE IS A CORPORATION AND MR. DVORAK IS THE DIRECTOR.
- 4). MR. DVORAK WAS ADVISED THAT THE SOCIAL SECURITY NUMBERS ARE OFF BY ONE DIGIT AND WHY WOULD HE OPEN A NEW ACCOUNT AT 18686 SW 105 PL ON JANUARY 3, 1995, WITH MR. FLETCHEI'S SOCIAL SECURITY NUMBER. HE WAS THEN ASKED TO SHOW PROPER IDENTIFICATION. AS OF TODAY, WE HAVE NOT RECEIVED ANY PROOF. MR. DVORAK WAS IDENTIFIED THROUGH OUR INVESTIGATIONS BUT, MR. FLETCHER'S IDENTITY ALL DOCUMENTS SHOW TO BE AT THE SAME ADDRESSES AS MR. DVORAK. WE BELIEVE THLY ARE ONE AND THE SAME PERSON.

DEBBIE SELF ---------

----- 06/01/95

FRAUD SUPERVISOR

FPL

RONALD DVORAK 10410 SW 200 ST MIAMI, FL 33157 NEXT MEET - ---

FINAL REPORT

ON FEBRUARY 22, 1995, FPL'S REVENUE PROTECTION FRAUD DEPARTMENT BEGAN AN INVESTIGATION FOR SAME RETURN CHECKS BEING USED FOR PAYMENT AT DIFFERENT PREMISES.

ON MARCH 11, 1995, OUR INVESTIGATION REVEALED THAT THE PHONE NUMBER 305-253-4333 WAS THE SAME AT ALL PREMISES, WHERE SAID CHECKS WERE USED. (SEE ATTACHED)

ANOTHER ACCOUNT FOR RON FLETCHER AT 10701 SW 26 ST #12 HAD A RETURN CHECK DATED 3/25/92, AND HAND WRITTEN WAS THE NAME "VIKING MARINE". THE SAME CHECKING ACCOUNT NUMBER ISSUED A CHECK FOR PAYMENT OF ELECTRIC SERVICE FOR VIKING MARINES AT 18710 SW 105 PL, DATED SEPTEMBER 23, 1994, WHICH WAS ALSO RETURNED "DO NOT PRESENT AGAIN" (SAME SIGNATURES) . (COPY ENCLOSED) .

THE ACCOUNTS FOR RON FLETCHER AND RONALD DVORAK FOR THE PREMISE 10410 SW 200 ST, HAVE A SOCIAL SECURITY NUMBER THAT IS OFF BY ONE DIGIT ONLY.

THE ACCOUNT FOR VIKING MARINE, LOCATED AT 18710 SW 105 PL INDICATES A FAYMENT EXTENSION GRANTED ON SEPTEMBER 23, 1994, THAT WAS REQUESTED BY A MR. DVORAK.

A NEW ACCOUNT FOR RON DVORAK AT 18686 SW 105 PL WAS OPENED ON JANUARY 3, 1995, WITH RON FLETCHER'S SOCIAL SECURITY NUMBER.

ON MARCH 11, 1995, A TRANSFER LETTER WAS MAILED TO MR. DVORAK, FOR A TOTAL OF \$842.13.

ON MARCH 27, 1995, MR. DVORAK LET A MESSAGE ON MRS. GARCIA'S VOICE MAIL. SEVERAL CALLS WERE MADE TO 253-4333 BUT, MRS. GARCIA EITHER REACHED A BUSY SIGNAL OR NO ANSWER.

ON APRIL 7, 1995, MRS. GARCIA AGAIN TRIED CALLING MR. DVORAK. ONCE AGAIN THERE WAS NO ANSWER, SO MRS. GARCIA NOTED THE ACCOUNT ACCORDINGLY.

ON APRIL 10, 1995, MRS. GETCHELL, OF FPL'S COLLECTIONS DEPARTMENT, SPOKE TO MR. DVORAK AND REFERRED THE CALL TO OUR INVESTIGATOR, MR. MYERS. MR. MYERS RETURNED HIS CALL, AND MR. DVORAK CLAIMED THAT MR. GETCHELL WAS VERY RUDE AND MRS. GARCIA WAS NOT RETURNING ANY OF HIS CALLS. MR. MYERS TRANSFERRED THE CALL TO MRS. SELF, FRAUD SUPERVISOR, WHO AGREED TO RECONNECT HIS SERVICE FOR \$400.00 CASH, AND MRS. GARCIA WOULD CALL HIM ON THE FOLLOWING DAY FOR FURTHER ARRANGEMENTS. HIS SERVICE WAS THEN RECONECTED, AFTER THE \$400.00 PAYMENT WAS MADE.

TC

ON APRIL 11, 1995, MRS. GARCIA LEFT A MESSAGE ON MR. DVORAK'S VOICE MAIL AT 12:25 PM.

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ON APRIL 21, 1995, MRS. GARCIA CALLED MR. DVORAK AT 8:05AM, AND HIS ANSWERING MACHINE CAME ON. A MESSAGE WAS LEFT FOR HIM TO CALL MRS. GARCIA.

ON APRIL 25, 1995, MR. DVORAK CALLED MRS. GARCIA, AND SHE WENT OVER THE BILLS WITH HIM. MR. DVORAK SAID THAT HE DID NOT OWE THAT KIND OF MONEY SINCE HE HAD RECENTLY BOUGHT THE BUSINESS FROM A MR. FLETCHER, NOW RESIDING IN GEORGIA. MRS. GARCIA EXPLAINED THAT THE HOUSE WAS PURCHASED BY HIM IN MARCH, 1993, AND THAT A MR. FLETCHER WAS NOT THE SELLER. MRS. GARCIA AGAIN EXPLAINED TO MR. DVCRAK THAT THERE WERE RETURN CHECKS INVOLVED WITH THE SAME ACCOUNT NUMBER AND SIGNATURE, AND THAT PHONE NUMBERS WERE THE SAME FOR ALL BILLS IN QUESTION. MR. DVORAK THEN AGREED TO PRODUCE THE CONTRACT FOR THE BUSINESS HE HAD PURCHASED, AND OTHER DOCUMENTS THAT INDICATED HE WAS NOT LIABLE FOR SAID BILLS BY MAY 9TH. MEANWHILE, WE WOULD PROTECT THE ACOUNT FOR \$675.56. SINCE THE DEPOSIT WAS BILLED ON FEBRUARY 27, 1995, AND IT WAS OVER A MONTH PAST DUE, THE PAYMENT WAS DUE IMMEDIATELY.

ON MAY 11, 1995, A DISCONNECT ORDER WAS ISSUED FOR NON-PAYMENT OF THE \$220.00 DEPOSIT AND MR. DVORAK CALLED MS. SELF STATING THAT MRS. GARCIA HAD MADE PAYMENT ARRANGEMENTS. MS. SELF ADVISED MR. DVORAK THAT MRS. GARCIA WAS IN HER OFFICE, AND HE WAS THEN PLACED ON SPEAKER PHONE. MRS. GARCIA WOULD AUDIT THE ACCOUNT, AND ONCE AGAIN WENT OVER THE ACCOUNT WITH HIM. MR. DVORAK WAS ON HIS WAY TO WORK, AND IT WAS AGREED TO HOLD OFF ON COLLECTION ACTION, UNTIL AN AUDIT WAS PREFARED ON THE ACCOUNT. AT 1:00PM, MRS. GARCIA CALLED MR. DVORAK, AND LEFT A MESSAGE FOR HIM.

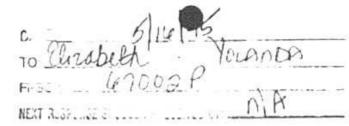
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MRS. GARCIA NOTIFIED MR. DVORAK THAT WE WERE IN RECEIPT OF HIS FPSC COMPLAINT.

DEBBIE SELF -----04/15/95 SUPERVISER FRAUD

FPL

RCNALD DVORAK 10410 SW 200 ST MIAMI, FL 33157



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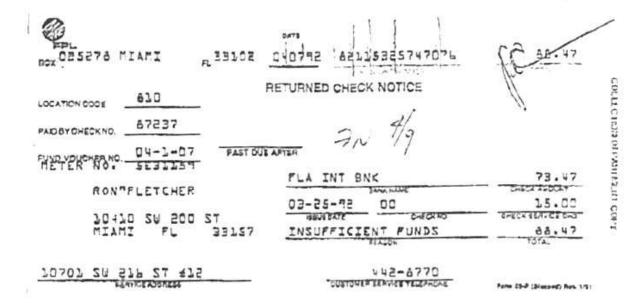
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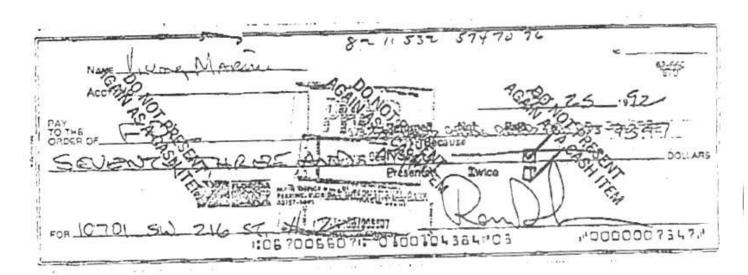
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FETT TOTAL TRANSPORTED ( \* H & PAGE \_ 1 UF - 18710 BM 105TH PL 357.76 DEST COSTONER NAME 7 V P 3 ---355.76 4-02 VINING MODINE BERVISE C. T. LUL RON - ET: IER 0.2 E.E. - #... E. - #4. SE REN - ETEMBE BE RENGLE GVERAK BE YEN F. ETCHES -B 315.49

CZ-TOP LIST

4575





10643-96235

Notioned 10.13°44 Aunier add (8710 SW 105 PC

BYOS BY'S DUTSINANDING 81573-75993 82 11 532 ELE FEL 02/10/04 2/068 NO XYP 19705 Sh 2:674 STIGHTOZEN 871 0702EN 871 207-11 207-59018 4 207-1207-59018 64 13031569an38484 6 E7 # 25 - Ub - 426 @ 87 23 7 11/10/93

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4: 4: . . .

MEXT.

ST-SILL RATHE 33-58EM MOTHE

TC

10 to 5 A ...

BENERAL DATE MAINTENANCE CUSTOMER MAINTERANCE 55772-51066 02 14 623 ELS PET | D:/03/95 2/064/ 8315030 FEN LUDRAK PH (305)252-3107 U 1866 SW 105TH PL ./T# 265-05-4265 M . DH . FL 23157 3 TUSTORES NUMBER 730381105 Chaicked Stains Motins CUSTOMER STATUS HOTIVE DATE 03/20/00 SUSTOMER ACTIVATION CATE CTICS OF CUSTOMER NAME SOMEDERN CATE CTICS OF CUSTOMER NAME SOMEDERN CATE CTICS OF CUSTOMER NAME SOME SOMESTICS OF CUSTOMER NAMED ACTIVATION CATE CONTROL OF C MAIL TO MUDE FUR ALL BILLS (SEADO, DECHO, DECEND CATE WINTED SECIENCE MAIL ROOP 10610 SH 2011 SE CITY BEARETTEETTEETTEETEETEETEETTEETEETE SSRINCT MASKE THE CONTRACT CONTRACT PERCENT BY CONTROL TO SECURE OF THE PROPERTY O TOURTHURE CONTACT Y 1897AC MEXT TYPE 9 FIND CONTRACTOR



Florida Power & Light Company, P.O. Box 025209, Miami, FL 33102-5209

March 11, 1995

Ronald Dvorak 10410 SW 200 ST Miami, FL. 33157

Re: Current Account Number: 86978.42568

Case Number: 732a94

Dear Customer:

In reviewing our records, we have found an unpaid balance as follows:.

Final Bill Date: MULT

Account Name: MULT

Service Address: MULT

Balance Due: \$842.13

Old Account Number: MULT

while a statement of this balance was mailed to the address on record, it either did not reach you or was overlooked.

We are transferring this balance to your current account at, above address. This amount will appear as a previous balance on your next bill. If you have paid this bill recently or have any questions, please call me at 305-347-7785, so that we may make sure your payment has been credited correctly.

Sincerely,

Maria Miyar-Gardia Reverse Protection Investigator

MMG/rs

UEIN CUSTOMER CONTACT INQUERY "18" SOREEN 26978 12568 82 16 423 ELE ACT 12/20/93 1/644/ LC05(1) PK 13031250-4333 2 13410 SH 200TH ST 8/TH 265-06-4364 MIGHI FL 33157 P

GK/23/95 BRC C CC HEX3 HAINT-EXTENSION STANTED OPEN NM SARCIA M HITTE ROAD ENDW HONALD DADROK & TAB DELL CONTACT SEES TS H'002 H3 01201 8F792CA DREAGE4: OPER TO MXMODER COMPENTS FRUAD CREE 732A94 \*IGH! F1 3311

DEVICEND USE C CO THE THE CH STILL COLL BIS DOER MM LOUDING A GETCHE ! FOUT FROM MR D COMMENTS SERVICES THUT AND SE COLL MODEO ON MIRADOVE HE GANGIO HOSM'T CAL PIGES 10 PRECENT F .. 23147 LED MINIT CHLUEG FRAUC OFFT/S MEYERS TO CALL GUST BACK/CCL\_/COVP 04/07,95 BRC C CD 1890 ING ON SILL ACCOUNT - OPEN NM GARCIA M MIYAK DIVO LEGA MELLE MIANS SERGIO - DORESS (ORIC EN 20014 3" FIGHT (ORIGINAL DAVE DE PROPER A) 253-4353 FOR BEVERAL DAVE GAL TO WALLOUT LINE HAS BEEN BUSY IF CUSTOHER CHLIS REFER CALL TO DAY-7785 MEST \_\_\_ 7795 & FIND \_\_\_\_\_ DAN 85\_

07-108 TEP 07-1006 Ab 08-5888 07H4

NEXE 1:50

DLY. PAYMENT EXTENSION HISTORY DETAIL 1 "FOPMATION FRL 0: 09/95 2/068/ 5003226 FH (305)259-1295 E 51-4 ~#L 22:57 F ----- SETUP INFORMATION ----EXTENSIONS OF BETUPE ACTIVE D INSCTIVE 2 DEFAULTS 2 REFUSED O HEIGHTS OF ELIZIBILITY 37 THE MISTORY TRAFFOR---- SILL LPC NA GYD BIRT NA EXIN RECOMMENDED NO SECUR SERVICE SOUTHER TO SELLMENTS O TOTAL EXTENSION EMOUNT SETUR SECURITION DENT SECURITIES OF TOTAL EXTENSION EMOUNT SETUR SETUR SETUR SECURITIES BY MEMORIS OF SETUR SERVICES AND ANOTHER SETUR SET NUM INSTMIS BILLED O ANDUNY BILLED THENS REMAIN O ANDUNE REMAINED 0.00 GMOUNT PRID O.CO OMEDUAT UNPAID BYENE: DATE 34 AMOUNT OF FINAL IMPROCUMENT ---- SLUEE INFORMATION . . . . . . . . . . . . . . . . . . . GLOSE KEASON DENY EXTH-REDUCS! CENTED G.CST DAIR VOVINCE BY MCHOATS DIGGE REMARK ADVISED TUSTOMER TO DALL WARECH NEXT ... TYPE & FIND ..... GHA go.

15- PREV SCREEN

+ 5 L J

- T	BILLIDEBIT	PAYMENTACREDIT	TOTAL 25
DATE	25.00 (deposit)		41
01.20.94	16.00 (service chrg)		142.58
01.20.94	101.56		117.56
01.20.94		25.00-	117.55
01.26.94		117.56-	79.31
02.07.94	79.31		150.02
02.18.94	71.11		169.42
03.22.94	19.00(reco)		90.11
03.29.94	19.00(1003)	79.31	the second secon
03.30.94	90.44		180.15
04.20.94	5.5		185.66
04.20.94	5.5	100.00	85.65
04.28.94	125.44		211.09
05.19.94	154.49		366.58
06.20.94			384.58
06.24.94	19.00(reco)	211.09	173.49
06.24.94	147.59		321.18
07.20.94		154.49	168.89
07.29.94			185.69
08.04.94	19.00(roco)		326.06
06.18.94	140.37	166.69	159.37
08.29.94			296.51
09.19.94	137.14		315.51
09 26.94	19.00(recol	159.37-	158.14
09.26.94			294.44
10.19.94	138.3		299.94
10.27.94	5.50 (field cold	137.14	182.8
10.27.94			300.67
11.10.94	137.87	157.30	148.87
12.01.94			264.05
12.20.94	115.18		269 55
01.08.05	5.50(field coff	1143.3/	126.18
01.06.95			239.26
01.20 95	113.06	120.68	118.56
02.20.95			

		2: 3.07
2.20.95	134.51	473.07
2.27.95	220 00(deposit) 118,56-	354.51
3.02.94	12	1196.64
3.17.95	852-13(dabit revenue prtctn)	1289.92
03.21.95	93.28	1155.41
03.29.95		1160 91
03.29.95	5.50(field coll)	1179.91
04.10.96	19 00(recei 400.00-	779.91
04,11.95		895.56
04.19.95	675.58 (payment extention)	
04.25.95	675.60 payranci excention	
		TOTAL 895 50