

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



DIVISION OF RECORDS &  
REPORTING  
BLANCA S. BAYO  
DIRECTOR  
(904) 413-6770

# Public Service Commission

October 18, 1996

Sharyn Smith, Director  
Division of Administrative Hearings  
1230 Apalachee Parkway  
DeSoto Building  
Tallahassee FL 32301

Re: Docket No. 960903-EI - Complaint of MRS. BLANCA RODRIGUEZ against FLORIDA POWER & LIGHT COMPANY regarding alleged current diversion/meter tampering rebilling for estimated usage of electricity

Dear Ms. Smith:

Commission staff have recommended, and the Chairman has approved, the referral of the above-referenced docket to your Division for hearing. I am forwarding copies of material from our docket file for your examiner's use in preparation of the case.

When the case is set for hearing, please furnish my office with a copy of the notice so that it may be included in the docket file. Also, note that I am enclosing a copy of this transmittal letter. As soon as a case number is assigned, please complete the blanks and return the copy to me.

ACK \_\_\_\_\_ You may contact our staff counsel, Vicki Johnson, at 413-6191, if you have any  
AFA \_\_\_\_\_ questions regarding the case.

APP \_\_\_\_\_

CAF \_\_\_\_\_

CMU \_\_\_\_\_

CTR \_\_\_\_\_

EAG \_\_\_\_\_

LEG \_\_\_\_\_

LIN \_\_\_\_\_

OPC \_\_\_\_\_

RCH \_\_\_\_\_

SEC   1  

WAS \_\_\_\_\_

OTH \_\_\_\_\_

Sincerely,

*Kay Flynn*  
Kay Flynn, Chief  
Bureau of Records

cc: Chairman Susan Clark  
Vicki Johnson  
All Parties of Record

DOCUMENT NUMBER-DATE

11159 OCT 18 96



# Public Service Commission

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** October 10, 1996  
**TO:** COMMISSIONERS  
**FROM:** NANETTE FISHER, SCHEDULING COORDINATOR *NF*  
**RE:** DOCKET TO BE ASSIGNED TO DOAH

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The following docket was tentatively assigned to DOAH by the Chairman. Unless you have objection, a transmittal letter will be prepared by Records and Reporting for the docket to be transferred on Friday, October 18.

Docket 960903-EI -- COMPLAINT OF MRS. BLANCA RODRIGUEZ AGAINST FLORIDA POWER AND LIGHT COMPANY REGARDING ALLEDGED CURRENT DIVERSION/METER TAMPERING REBILLING FOR ESTIMATED USAGE OF ELECTRICITY

If you wish to see a copy of the transmittal letter before it is sent to DOAH, please let me know and I will get a copy to you for your additional review.

cc: Blanca Bayo  
Norene Davis  
Bev DeMello  
Vicki Johnson  
Reese Goad  
Kay Flynn ✓  
Joy Kelly  
Sandy Simmons



## Public Service Commission

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** October 10, 1996  
**TO:** Nanette Fisher  
**FROM:** Vicki D. Johnson, Division of Legal Services *VDJ*  
Reese Goad, Division of Electric and Gas *RG* *RLT*  
**RE:** Docket No. 960903-EI - Complaint of Mrs. Blanca Rodriguez against Florida Power & Light Company regarding alleged current diversion/meter tampering rebilling for estimated usage of electricity.

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This docket was initiated by the filing of a complaint by Mrs. Blanca Rodriguez against Florida Power & Light Company (FPL). Mrs. Rodriguez contended that FPL had unfairly billed her account for meter tampering. The account is in the name of Mrs. Rodriguez husband, Juan Rodriguez. By Notice of Proposed Agency Action, Order No. PSC-96-1216-FOF-EI, issued September 24, 1996, the Commission found that FPL presented evidence to believe that the meter serving the Rodriguez residence had been tampered with and that FPL's billing is appropriate. On September 26, 1996, Mrs. Rodriguez filed a letter with the Commission protesting the Commission's proposed action.


Based on the foregoing, Staff recommends that this matter be set for hearing. The issues will be primarily factual; thus, this case may be appropriate for referral to DOAH.

VDJ/js

cc: Division of Consumer Affairs (DeMello)

Failure to appear at this hearing shall be grounds for entry of an order of dismissal or recommended order of dismissal, as appropriate.

November 14, 1996  
(DATE)

  
\_\_\_\_\_  
CLAUDE B. ARRINGTON  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060  
(904) 488-9675 SUNCOM 278-9675  
Fax filing (904) 921-6847

COPIES FURNISHED:

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ROOM CONFIRMATION COPY

Bill Weaver, Court Administrator  
Dade County Courthouse  
73 West Flagler Street  
Miami, Florida 33130  
(305) 375-5408 SUNCOM 445-5278

Case No. 96-4935