

VOTE SHEET

JUNE 24, 1997

RE: DOCKET NO. 970645-WS - Investigation of possible overearnings by J. Swiderski Utilities, Inc. (Kings Cove) in Lake County.

Issue 1: Should the Commission initiate an overearnings investigation of J. Swiderski Utilities, Inc. (Kings Cove)?

Recommendation: Yes. The Commission should initiate an investigation of JSUI's (Kings Cove) earnings to determine potential overearnings.

APPROVED

Issue 2: Should any amount of annual revenues be held subject to refund?

Recommendation: Yes. JSUI's (Kings Cove) should hold annual revenues of \$18,991 subject to refund. The following amounts are recommended:

	<u>Revenues</u>	<u>Amount Subject To Refund</u>	<u>% Subject To Refund</u>
1996 Revenue	\$114,280	\$18,991	15.19%

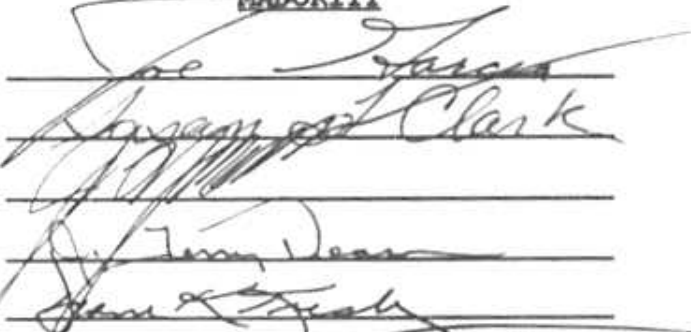
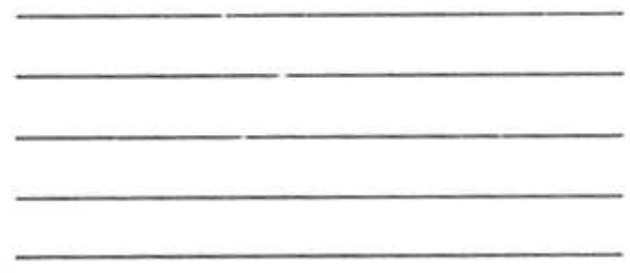
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COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

06342 JUN 24 5

FPCD - JETON - SUPPLEMENTING

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Issue 3: What is the appropriate security to guarantee the amount subject to refund?

Recommendation: The security should be in the form of a bond or letter of credit in the amount of \$9,762. Alternatively, the utility could establish an escrow agreement with an independent financial institution. If security is provided through an escrow agreement, the utility should escrow 15.19% of its monthly revenues, as detailed in Issue No. 2.

APPROVED

Issue 4: Should this docket be closed?

Recommendation: No If the Commission approves Issue No. 1, this docket should remain open pending determination of whether the utility is overearning.

APPROVED