

VOTE SHEET

MAY 1, 2001

RE: DOCKET NO. 001693-WS - Initiation of proceedings to determine whether Aloha Utilities, Inc. should be made to show cause why it should not be fined for its apparent failure to automatically reduce rates due to amortization of rate case expense in apparent violation of Section 367.0816, F.S. (1997), and Order No. PSC-97-0280-FOF-WS.

ISSUE 1: Should Aloha Utilities, Inc., be ordered to show cause, in writing within 21 days, why it should not be fined for its apparent violation of Section 367.0816, Florida Statutes (1997), and Order No. PSC-97-0280-FOF-WS, issued March 12, 1997, in Dockets Nos. 950615-SU and 960545-WS, for its failure to immediately reduce rates upon completion of the amortization of the allowed rate case expense?

RECOMMENDATION: No. A show cause proceeding should not be initiated. However, the utility should be placed on notice that it is expected to know and comply with this Commission's orders, rules, and regulations, and that future violations could result in fines.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Michael A. Palacki

Robert J. ...

J. ...

...

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER DATE

05436 MAY-15

FPCO-REG-REG-FL ORTING

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ISSUE 2: Should the docket be closed?

RECOMMENDATION: If Issue 1 is approved and the Commission declines to initiate a show cause proceeding, no further action is required in this docket, and the docket should be closed.

APPROVED