

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

JANUARY 20, 2004

RE: Docket No. 030828-WS - Complaint Nos. 512346W and 533120W contesting high water and wastewater bills for December 2002 and April 2003, respectively, filed by Mr. Harold Shriver against Terra Mar Village Utilities, Inc., in Volusia County.

ISSUE 1: What is the proper disposition of Mr. Harold Shriver's Petition for Initiation of Proceedings?

RECOMMENDATION: In accordance with Rule 28-106.201(4), Florida Administrative Code, the Commission should dismiss the Petition, without prejudice, for Mr. Shriver's failure to comply with the requirements of Rule 28-106.201(2)(b), (d), and (e), Florida Administrative Code. Mr. Shriver should be given 21 days to amend his Petition to comply with Rule 28-106.201, Florida Administrative Code.

**DEFERRED**

COMMISSIONERS ASSIGNED: Baez, Deason, Bradley

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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ISSUE 2: Should the docket be closed?

RECOMMENDATION: If no amended petition complying with the requirements of Rule 28-106.201(2), Florida Administrative Code, is filed within 21 days of the date of the Order arising from this decision, this docket should be administratively closed.