

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

OCTOBER 18, 2005

RE: **Docket No. 050583-GU** - Petition to amend provisions of Pool Manager Service Tariff by Florida Public Utilities Company.

**Issue 1:** Should the Commission approve FPUC's revised petition to amend the Company's penalty provision in its Pool Manager Service Tariff?

**Recommendation:** Yes. The Commission should approve FPUC's revised petition to amend its provision of the Pool Manager Service Tariff rate from \$15.00, to the maximum of \$15.00 or 200% of the highest weekly Alert Day price posted by FGT as recorded in Gas Daily, effective October 18, 2005, the date of the Commission's vote in this matter.

**APPROVED**

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

\_\_\_\_\_  
*Andy Bradley*  
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*Michael Keen*  
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*J. Terry Beach*  
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*Lisa Edgson*  
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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

10085 OCT 18 05

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**Issue 2:** Should this docket be closed?

**Recommendation:** Yes. If no person whose substantial interests are affected timely files a protest of the Commission's tariff Order, the docket may be closed upon the issuance of a Consummating Order. If a timely protest is filed, the tariff should remain in effect pending resolution of the protest, with revenues held subject to refund.

**APPROVED**