

VOTE SHEET

March 5, 2013

Docket No. 120176-EI – Complaint of Frederick Smallakoff against Progress Energy Florida, Inc. concerning alleged improper bills, Case No. 1059336E.

Issue 1: What is the appropriate disposition of Mr. Smallakoff's complaint?

Recommendation: Mr. Smallakoff's complaint should be denied and he should pay the outstanding amount of ~~\$320~~ \$340 as previously billed by the utility. It appears that Mr. Smallakoff's account was properly billed in accordance with Commission statutes, rules, and PEF's tariffs. Based on documentation provided, an audit of the account indicates that the account balance is accurate. The additional deposit has been accurately calculated and assessed. Furthermore, it does not appear that PEF has violated any jurisdictionally applicable provision of the Florida Statutes, the Florida Administrative Code, or its tariff in the handling of Mr. Smallakoff's account.

APPROVED

RECEIVED-FPSC
13 MAR -5 AM 10:19
COMMISSION
CLERK

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in blue ink on four lines]

REMARKS/DISSENTING COMMENTS:

Oral modification filed & attached.
DN 01033-13-ac DOCUMENT NUMBER-DATE
01145 MAR-5 2013

Vote Sheet

March 5, 2013

Docket No. 120176-EI – Complaint of Frederick Smallakoff against Progress Energy Florida, Inc. concerning alleged improper bills, Case No. 1059336E.

(Continued from previous page)

Issue 2: Should this docket be closed?

Recommendation: Yes. If no person whose substantial interests are affected files a protest to the Commission's proposed agency action order within 21 days, the docket may be closed upon issuance of a consummating order.

APPROVED

Ann Cole

120176-EI

RECEIVED FPSC

From: Carlotta Stauffer on behalf of Braulio Baez
Sent: 13 FEB 28 AM 9:48 Thursday, February 28, 2013 9:41 AM
To: Michael Lawson; Curt Kiser; Mary Anne Helton; Jennifer Crawford; Rick Moses; Patti Daniel; Neal Forsman; Rhonda Hicks; Lisa Harvey; Jim Dean; Chuck Hill; Apryl Lynn; Ann Cole
Cc: COMMISSION CLERK
Commissioners Advisors; Braulio Baez; Carlotta Stauffer; Kate Hamrick; Jacqueline Moore; Terri Fleming; Catherine Potts; Tiffany Williams; Betty Leland; Cristina Slaton; Kathleen Stewart; Kay Posey; Pamela Paultre
Subject: RE: Request for Oral Modification to Item 2, March 5, 2013 Agenda

approved

From: Michael Lawson
Sent: Wednesday, February 27, 2013 2:10 PM
To: Braulio Baez; Curt Kiser; Mary Anne Helton; Jennifer Crawford; Rick Moses; Patti Daniel; Neal Forsman; Rhonda Hicks; Lisa Harvey; Jim Dean; Chuck Hill
Subject: Request for Oral Modification to Item 2, March 5, 2013 Agenda

All,

Subject: Request of Oral Modification to Item 2, March 5, 2013 Agenda, Docket No. 120176-EI - Complaint of Frederick Smallakoff against Progress Energy Florida, Inc. concerning alleged improper bills, Case No. 1059336E.

Staff requests approval to make an oral modification to Issue 1 of the recommendation for the above-referenced item. This issue relates to a consumer complaint filed by Mr. Smallakoff. The modification is necessary in order to correct two identical typographic errors in which the disputed amount of funds billed to Mr. Smallakoff was incorrectly written as \$340 instead of the correct amount of \$320. The \$320 amount is derived from a \$280 additional security deposit imposed by PEF as a condition of reconnecting his power and a \$40 reconnection fee. The correct \$320 amount is used throughout the rest of the recommendation.

1) Page 5, Issue 1, Recommendation Paragraph

Issue 1: What is the appropriate disposition of Mr. Smallakoff's complaint?

Recommendation: Mr. Smallakoff's complaint should be denied and he should pay the outstanding amount of \$320 ~~\$340~~. (Lawson)

2) Page 9, Last Sentence of the last paragraph on the page

Therefore, staff recommends that the Commission should deny Mr. Smallakoff's complaint and should pay the outstanding amount of \$320 ~~\$340~~ as previously billed by the utility.

DOCUMENT NUMBER - DATE
01033 FEB 28 2013
FPSC - COMMISSION CLERK