

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause)	DOCKET NO. 880667-SU
proceedings against LANIER UTILITY)	ORDER NO. 21357
COMMISSION in Pasco County for failure)	ISSUED: 6-8-89
to comply with 1986 annual report)	
requirements.)	

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, CHAIRMAN
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER
 JOHN T. HERNDON

ORDER DECLARING PENALTY TO BE UNCOLLECTIBLE;
REFERRING MATTER TO COMPTROLLER'S OFFICE;
AND CLOSING DOCKET

BY THE COMMISSION:

On July 27, 1988, in Order No. 19736, this Commission ordered Lanier Group, Inc. d/b/a Lanier Utility Commission (Lanier) to show cause why it should not be fined at least \$3.00 per day for failure to file its 1986 annual report. A response from Lanier was due by the close of business on August 16, 1988. Lanier did not file any response, nor was the subject report ever filed with this Commission. Therefore, by way of Order No. 20142, issued October 10, 1988, this Commission imposed a \$2,500 penalty against Lanier pursuant to Rule 25-30.110, Florida Administrative Code.

Our subsequent communications directed to Lanier have been unanswered, and further collection efforts by this Commission appear not to be cost-effective.

Based on the foregoing, we find that the subject penalty should be declared to be uncollectible and the matter should be referred to the Comptroller's Office for further disposition.

It is, therefore,

ORDERED by the Florida Public Service Commission that the \$2,500 penalty imposed against Lanier Group, Inc. d/b/a Lanier Utility Commission for failure to file its 1986 annual report is hereby declared to be uncollectible. It is further

ORDERED that the matter of the uncollected penalty shall be referred to the Comptroller's office for further disposition. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission
 this 8th day of JUNE, 1989.

 STEVE TRIBBLE, Director
 Division of Records and Reporting

(S E A L)

JRF

DOCUMENT NUMBER-DATE

05737 JUN-8 1989

FPSC-RECORDS/REPORTING

by: Kay Flynn
 Chief, Bureau of Records

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.