

VOTE SHEET

DATE: February 18, 1992

RE: DOCKET NO. 910056-PU - Complaint of consumer John Falk regarding resale of electricity and gas by the H. GELLER MANAGEMENT COMPANY. (Deferred from 12/17/91 Commission Conference)

Issue 1: Recommendation that the Motion for Reconsideration of Order No. 25234 (BR DS) filed by John Falk be granted. Order No. 25234 provides a loophole wherein any management company or landlord can side-step the Commission's prohibition against resale of electricity, and charge tenants more for common-area electricity than it pays the electric company. This result is not intended by Commission rules.

DENIED - The petition for reconsideration was ~~not~~ denied.

Issue 2: Recommendation that, if reconsideration is not granted, this docket should be closed. However, if reconsideration is granted, the docket should remain open.

APPROVED - The docket was closed.

COMMISSIONERS ASSIGNED: BR DS

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

J. Terry Weas
~~James J. Clark~~
W. B. ...

REMARKS/DISSENTING COMMENTS:

PSC/RAR33 (5/90)

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PSC-RECORDS/REPORTING