

VOTE SHEET

DATE: June 11, 1996

RE: DOCKET NO. 920199-WS - Application for rate increase in Brevard, Charlotte/Lee, Citrus, Clay, Duval, Highlands, Lake, Marion, Martin, Nassau, Orange, Osceola, Pasco, Putnam, Seminole, Volusia, and Washington Counties by Southern States Utilities, Inc.; Collier County by Marco Shores Utilities (Deltona); Hernando County by Spring Hill Utilities (Deltona); and Volusia County by Deltona Lakes Utilities (Deltona).

Issue 1: Recommendation that the request for oral argument on the petition to intervene, filed by the City of Keystone Heights, the Marion Oaks Homeowners Association, and the Burnt Store Marina, be denied.

**DENIED**

*Commissioners Clark and Kuehling  
dissented.*

Issue 2: Recommendation that the petition to intervene filed by the City of Keystone Heights, the Marion Oaks Homeowners Association, and the Burnt Store Marina, be denied.

**APPROVED**

*Commissioner Deason  
dissented.*

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures of majority commissioners]*

*[Handwritten signatures of dissenting commissioners]*

REMARKS/DISSENTING COMMENTS:

PSC/RAR33 (5/90)

DOCUMENT NUMBER-DATE

06357 JUN 13 86

FPSC-RECORDS/REPORTING

Issue 3: Recommendation that the motion to file memorandum out of time, filed by the City of Keystone Heights, the Marion Oaks Homeowners Association, and the Burnt Store Marina, be denied if the Commission approves Issue No. 2.

**APPROVED**

Commissioner Deason voted with the majority, but with the understanding that he would have approved party status for the petitioners (Issue 2) before voting to deny their motion to file out of time.

Issue 4: Recommendation that SSU's request for oral argument should be permitted at the agenda conference, but argument should be limited to five minutes for each party.

**APPROVED**

Issue 5: Recommendation that the record in Docket No. 920199-WS should not be reopened. Further, neither a refund nor a surcharge should be ordered.

**MODIFIED**

The recommendation was granted to the extent the record will not be reopened, and a refund will be ordered to customers with no surcharge. Comm. Clark + Kiesling dissented.

Issue 6: Recommendation that, in addition to the decisions made outlined in staff's memorandum dated May 30, 1996, the Commission should reaffirm and incorporate the other decisions made in Order No. PSC-95-1292-FOF-WS and at the February 20, 1996 Agenda Conference, in the order memorializing the Commission's decision.

~~**APPROVED**~~

The Commissioners voted to reconsider their decision to approve this recommendation.

**APPROVED**

Commissioners Clark and Kiesling dissented to the extent that they dissented in Issue 5.

Issue 7: Recommendation that, if the Commission orders that refunds and/or surcharges are appropriate, SSU should submit within 14 days of the date of the Agenda Conference, the information as detailed below for the purposes of verification. The refunds and/or surcharges should cover the period between the initial effective date of the uniform rate up to and including the date the interim rates in Docket No. 950495-WS were implemented. Consistent with the GTE decision, customers not receiving service during this time period should not receive a refund nor be surcharged. Any refunds should be made with interest pursuant to Rule 25-30.360, F.A.C., and any surcharges should be assessed with the appropriate amount of interest. Refunds should be made as a credit to the customers' bills. SSU should be required to file refund reports pursuant to Rule 25-30.360(7), F.A.C. SSU should apply any unclaimed refunds as contributions in aid of construction (CIAC) for the respective plants, pursuant to Rule 25-30.360(8), F.A.C.

*The Commissioners determined that this issue is moot. They voted instead to reaffirm the timelines in the earlier order. Chairman Clark dissented. Kiesling dissented also.*

Issue 8: Recommendation that this docket be closed. However, if the Commission determines that refunds and/or surcharges are appropriate in Issue 5, the docket should be administratively closed upon staff's verification that the utility has completed the required refunds and/or collected the appropriate surcharges. Further, the utility's bond can be released upon staff's verification that the refund has been completed.

**APPROVED**

*The docket will remain open pending staff's verification of the refund. It will then be closed administratively. Commissioners Clark and Kiesling dissented.*