

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

DATE: October 29, 1996

RE: DOCKET NO. 961077-SU - Disposition of gross-up funds collected by Eagle Ridge Utilities, Inc. in Lee County.

Issue 1: Recommendation that Eagle Ridge Utilities should refund \$14,589 for 1993 and \$5,655 for 1994, plus accrued interest through the date of refund, for gross-up collected in excess of the above-the-line tax liability resulting from the collection of taxable CIAC. According to Orders Nos. 16971 and 23541, all amounts should be refunded on a pro rata basis to those persons who contributed the taxes. The refunds should be completed within 6 months of the effective date of the order. Within 30 days from the date of the refund, the utility should submit copies of canceled checks, credits applied to monthly bills or other evidence that verifies that the utility has made the refunds. Within 30 days from the date of the refund, the utility also should provide a list of unclaimed refunds detailing the contributor and the amount, and an explanation of the efforts made to make the refunds.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures of majority commissioners]

[Handwritten signature of dissenting commissioner]

REMARKS/DISSENTING COMMENTS:

Commissioner Deason dissented.

PSC/RAR33 (5/90)

DOCUMENT NUMBER-DATE

11601 OCT 31 96

FPSC-RECORDS/REPORTING

Vote Sheet

Docket No. 961077-SU

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Issue 2: Recommendation that, upon expiration of the protest period, the docket should remain open pending verification of the refunds. Staff should be given administrative authority to close the docket upon verification that the refunds have been completed.

APPROVED