FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

DATE: May 6, 1997

RE: DOCKET NO. 970365-GU - Complaint of Mother's Kitchen Ltd. against
Florida Public Utilities Company regarding refusal or discontinuance of
service.

Issue 1:   Did Florida Public Utilities Company administer the Mother's
Kitchen account in compliance with all applicable statutes and Commission
rules concerning establishment of service and customer deposits?
Recommendation: Yes.   Florida Public Utilities Company properly established
service in the name of Alfred Byrd, d/b/a Mother's Kitchen, and managed the
deposit for the Mother's Kitchen account in compliance with Commission rules
concerning customer deposits.   Florida Public Utilities Company should not
be required to provide a refund of all or any part of the deposit made on
the Mother's Kitchen account.

APPROVED   DEFERRED

At the conclusion of the confuence, the
Commissioners voted, on their own motion, to reconsi-
der this item. The item was deferred for further
handling by staff.

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY	DISSENTING
Joe Garcia	
Susan F. Clark	
J. Terry Deason	
Diane K. Kiesling	

REMARKS/DISSENTING COMMENTS:

Staff to advise

PSC/RAR33 (5/90)

DOCUMENT NUMBER-DATE

04608 MAY -8 5

FPSC-RECORDS/REPORTING

Issue 2: Did Florida Public Utilities Company administer the Mother's Kitchen account in compliance with Commission rules concerning refusal or discontinuance of service and other applicable Commission rules?
Recommendation: Yes. Florida Public Utilities Company administered the Mother's Kitchen account in compliance with Commission rules concerning refusal or discontinuance of service and all other applicable Commission rules. Florida Public Utilities Company should not be required to provide a refund of any amounts paid for service or fees on the Mother's Kitchen account.

APPROVED

Issue 3: Should this docket be closed?
Recommendation: Yes. If no person whose substantial interests are affected by the Commission's proposed agency action files a protest within 21 days of the order, this docket should be closed.

APPROVED