

VOTE SHEET

NOVEMBER 17, 1998

RE: DOCKET NO. 981039-GU - Request for authorization, pursuant to Rule 25-7.015, F.A.C., to keep records out of state, by City Gas Company of Florida.

Issue 1: Should City Gas Company of Florida, a Division of NUI Corporation, be ordered to show cause why it should not be fined for apparent failure to comply with Rule 25-7.015, Florida Administrative Code, in that it removed its records from Florida before seeking authorization to do so?

Recommendation: No. Even though City Gas Company of Florida's records were moved to NUI's New Jersey home offices before City Gas sought permission to do so pursuant to Rule 25-7.015, Florida Administrative Code, staff believes that a show cause order should not be issued.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the Majority column]

[Empty lines for signatures in the Dissenting column]

DOCUMENT NUMBER DATE

12987 NOV 18 98

FPSC RECORDS REPORTING

REMARKS/DISSENTING COMMENTS:

Commissioner Garcia participated in the Agenda Conference via video teleconference and ~~dissented~~ in the vote. He will sign the vote sheet upon his return to Tallahassee.

agreed

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Issue 2: Should the Commission authorize City Gas to keep its accounting records out-of-state?

Recommendation: Yes. The Commission should approve City Gas' request to keep its records out-of-state.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: Yes. This docket should be closed if no person whose substantial interests are affected by the proposed action files a protest within the 21-day protest period.

APPROVED