

VOTE SHEET

OCTOBER 16, 2001

RE: Docket No. 970201-WU - Application for transfer of facilities of Lake Region Paradise Island and amendment of Certificate No. 582-W held by Keen Sales, Rentals and Utilities, Inc. in Polk County.

ISSUE 1: Should the Clietts, owners of Lake Region Paradise Island from May 14, 1996 to January 9, 1997, be ordered to show cause in writing within 21 days why they should not be fined for failing to file an annual report for 1996 in apparent violation of Rule 25-30.110, Florida Administrative Code?

RECOMMENDATION: No. A show cause proceeding should not be initiated. Further, the penalty set forth in Rule 25-30.110, Florida Administrative Code, should not be assessed. In addition, the Clietts should not be required to file the 1996 Annual Report.

APPROVED

COMMISSIONERS ASSIGNED: Jacobs, Deason, Palecki

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Michael A. Palecki

~~_____~~
~~_____~~
J. Terry Deason

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

13168 OCT 17 2001

FPSC-COMMISSION CLERK

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ISSUE 2: Has Keen satisfactorily completed the refunds required by Order No. PSC-01-0424-PAA-WU, issued February 22, 2001, in this docket?

RECOMMENDATION: Yes. Keen has satisfactorily completed the refunds required by Order No. PSC-01-0424-PAA-WU, issued February 22, 2001, in this docket. Order No. PSC-01-0424-PAA-WU should be modified to reflect that the actual amount of the refund is \$7,542.27. Unclaimed refunds of \$526.50 should be treated as cash contributions-in-aid-of-construction (CIAC) pursuant to Rule 25-30.360, Florida Administrative Code.

APPROVED

ISSUE 3: Should this docket be closed?

RECOMMENDATION: Yes. Since no further action is necessary, the docket should be closed.

APPROVED