

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

SEPTEMBER 20, 2005

RE: Docket No. 050540-SU - Settlement offer for possible overearnings in Marion County by BFF Corp.

Issue 1: Should the Commission accept the settlement offer proposed by BFF Corp.?

Recommendation: Yes. Pursuant to the settlement offer, the gallonage charge for both residential and general service customers should be reduced by \$0.98 per 1,000 gallons. The utility should file a proposed customer notice within 15 days of the Commission vote, which is consistent with its decision. The approved rates should be effective for service rendered on or after the stamped approval date of the tariff pursuant to Rule 25-30.475(1), Florida Administrative Code, after staff has verified that the proposed customer notice is adequate and this notice has been provided to the customer. The utility should provide proof that the customers have received notice within 10 days after the date of the notice.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners:

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

08890 SEP 20 05

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(Continued from previous page)

Issue 2: Should this docket be closed?

Recommendation: Yes. If no timely protest is filed by a substantially affected party, this docket should be closed upon the issuance of a consummating order.

APPROVED