

FLORIDA PUBLIC SERVICE COMMISSION

FILED MAR 13, 2014

VOTE SHEET

DOCUMENT NO. 01137-14

FPSC - COMMISSION CLERK

March 13, 2014

Docket No. 140031-WS – Initiation of show cause proceedings against Country Club Utilities, Inc. in Highlands County for violations of Rule 25-30.120, FAC, Regulatory Assessment Fees; Water and Wastewater Utilities.

Issue 1: Should Country Club Utilities, Inc. be ordered to show cause in writing, within 21 days, why it is not obligated to remit payment in the amount of \$46,836.91, for delinquent Regulatory Assessment Fees, plus statutory penalties and interest, for the years 2010, 2011 and 2012?

Recommendation: Yes. Country Club should be ordered to show cause in writing, within 21 days, why it is not obligated to remit payment in the amount of \$46,836.91, for delinquent Regulatory Assessment Fees, plus statutory penalties and interest, for the years 2010, 2011 and 2012 on or before April 17, 2014. Specifically, staff recommends that the Utility be directed to pay its past due RAFs in the amount of \$8,248.08 for 2010, \$11,269.13 for 2011, and \$11,293.07 for 2012, including statutory interest and penalties in the amounts of, \$6,326.33 for 2010, \$5,521.87 for 2011, and \$4,178.43 for 2012.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

- Vote Sheet

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Issue 2: Should this docket be closed?

Recommendation: If Country Club Utilities, Inc. pays its delinquent RAFs, in the amount of \$30,810.28, plus penalties and interest in the amount of \$16,026.63, by April 17, 2014, the docket should be closed administratively. If Issue 1 is approved and Country Club timely responds in writing to the Order to Show Cause, the docket should remain open to allow for the appropriate processing of the response. If Issue 1 is approved and Country Club does not pay its delinquent RAFs and penalties and interest, or does not respond to the Order to Show Cause, the docket should remain open to allow the Commission to pursue collection of the amounts owed by the Utility. Additionally, staff requests the Commission authorize the Office of the General Counsel to pursue all reasonable means necessary to collect the amounts owed by Country Club, including, but not limited to, initiating action in circuit court, pursuant to Section 367.121(1)(g) and (j).

APPROVED