

MEMORANDUM

May 20, 1991

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (FRAZIER) *[Signature]*

RE: DOCKET NO. 910065-WU - TARIFF CHANGE REQUESTING
INCREASED MISCELLANEOUS SERVICE CHARGES AND
IMPLEMENTATION OF LATE FEE IN FRANKLIN COUNTY BY
ST. GEORGE ISLAND UTILITY CO., LTD.

24561

Attached is an Order Granting Request for Withdrawal and Denying Request for Implementation of Late Fee, to be issued in the above-referenced docket. (Consisting of - 3 - pages.)

NRF/sc
cc: Division of Water and Sewer

*Protests
due 6/10/91*

DOCUMENT NUMBER-DATE

04993 MAY 20 1991

FSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Tariff change requesting)	DOCKET NO. 910065-WU
increased miscellaneous service)	
charges and implementation of late)	ORDER NO. 24561
fee in Franklin County by St. George))	
Island Utility Co., Ltd.)	ISSUED: 5/20/91

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON
BETTY EASLEY
GERALD L. GUNTER
MICHAEL McK. WILSON

ORDER GRANTING REQUEST FOR WITHDRAWAL AND
DENYING REQUEST FOR IMPLEMENTATION OF LATE FEE

St. George Island Utility Company, Ltd. (utility) is a Class B water utility located in Franklin County, Florida. The utility has approximately 828 residential customers.

On January 10, 1991, the utility filed an application requesting approval to increase its miscellaneous service charges and to implement a late fee charge. The utility stated in its application that it was losing revenue due to a critical number of customers who are chronically late paying their bills. The utility also cited alleged lock and meter tamperings by the customers as reasons for its request.

The utility was informed that there were several Commission rule procedures available to it, which, if implemented could solve most of its revenue problems. The utility filed tariff sheets to reflect these additional procedures and imposed steps to stop the lock and meter tamperings. The filed tariff sheets were administratively approved on March 19, 1991. The utility also sought to withdraw its request to increase miscellaneous service charges by letter dated March 7, 1991. Upon consideration, we will approve the request to withdraw.

Pursuant to Section 367.091(5), Florida Statutes, supporting cost justifications must accompany applications seeking to establish, increase, or change a rate or charge for service. We have reviewed the application for a late fee and found that the utility has not provided adequate justification to impose a late

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fee charge. Therefore, its application and proposed tariff to establish a late fee are denied. We suggest, however, that the utility consider filing a proposed revised tariff sheet to increase its premises visit charge by \$3.00.

Unless a substantially affected person files a petition for a formal proceeding regarding the denial of implementation of a late fee charge within twenty-one (21) days of the date of issuance of this Order, this docket will be closed.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that St. George Island Utility Co., Ltd.'s request for withdrawal of its request to increase miscellaneous charges is hereby granted. It is further

ORDERED that St. George Island Utility Co., Ltd.'s request to implement a late fee charge is hereby denied. It is further

ORDERED that unless a substantially affected person files a petition for a formal proceeding within twenty-one (21) days of the date of issuance of this Order, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 20th day of MAY, 1991.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

NRF

by: Kay Flynn
Chief, Bureau of Records

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the action proposed files a petition for a formal proceeding, as provided by Rule 25-22.036(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a)(d) and (e), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on June 06, 1991.

In the absence of such a petition, this Order shall become final on the day subsequent to the above date.

Any objection or protest filed in this docket before the issuance date of this Order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this Order becomes final on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the date this Order becomes final, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.