

VOTE SHEET

DATE: March 4, 1990

RE: DOCKET NO. 960984-SU - Investigation of possible overearnings in Volusia County by North Peninsula Utilities Corporation.

Issue 1: Recommendation that the Commission reconsider its decision and allow 9% used and useful for both the wastewater treatment plant and wastewater collection system.

**APPROVED**

Issue 2: Recommendation that, if the Commission approves Issue No. 1, test year average rate base is 156,217, test year net depreciation is \$7,041, test year taxes other than income are \$17,618, and test year operating income is \$33,016.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in the Majority column]*

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REMARKS/DISSENTING COMMENTS:

**Issue 3:** Recommendation that the utility still be ordered to refund price index and pass-through rate adjustments that were implemented in 1994, 1995 and 1996 after the corrections to the used and useful percentages were made. After correcting the used and useful percentages, the utility was still determined to be overearning in 1995 and 1996. The index and pass-through rate adjustments should be refunded with interest. The combined refund for 1995 and 1996 is approximately \$21,257 before assessment of interest. These refunds should be made with interest as required by Rule 25-30.360(4), F.A.C., within 90 days of the effective date of the order. The utility should be required to submit the proper refund reports pursuant to Rule 25-30.360(7), F.A.C. The refund should be made to customers of record as of the date of the order pursuant to Rule 25-30.360(3), F.A.C. The utility should treat any unclaimed refunds as CIAC pursuant to Rule 25-30.360(8), F.A.C.

**MODIFIED**

*Refund is to be completed  
over a 12-month period,  
with interest.*

**Issue 4:** Recommendation that North Peninsula be ordered to refund revenues collected during the interim collection period. After the corrections of the used and useful percentages, a review still indicates that excess earnings were collected during the interim collection period. These amounts should be refunded, as provided by Order No. PSC-96-1243-FOF-SU. The refund should be 6.71% of the sales revenues collected from October 7, 1996 through December 31, 1996, and 1.47% of sales revenues from January 1, 1997 until rates are reduced as approved by the Commission. These refunds should be made with interest, as required by Section 25-30.360(4), F.A.C., within 90 days of the effective date of the order. The refund should be made to customers of record as of the date of the order pursuant to Rule 25-30.360(3), F.A.C. The utility should be required to submit the proper refund reports pursuant to Rule 25-30.360(7), F.A.C. The utility should treat any unclaimed refunds as CIAC pursuant to Rule 25-30.360(8), F.A.C.

**APPROVED**

**Issue 5:** Recommendation that the utility reduce wastewater flat rates by \$.38 to reflect the new recommended flat monthly rate of \$25.60. The utility should file revised tariff sheets and a proposed customer notice reflecting the appropriate rates and the reason for the reduction. The approved rates should be effective for service rendered on or after the stamped approval date on the tariff sheets pursuant to Rule 25-30.475(1), F.A.C. The rates should not be implemented until proper notice has been received by the customers. The utility should provide proof of the date notice was given within 10 days after the date of the notice.

**APPROVED**

**Issue 6:** Recommendation that the utility escrow 1.47% of its monthly revenues on a going-forward basis, until such time as the Commission's order regarding overearnings is final and effective.

**APPROVED**

**Issue 7:** Recommendation that this docket be closed if no person whose interests are substantially affected by the proposed action files a protest within the 14-day protest period, upon staff's verification that the utility has completed the required refunds, and upon the utility's filing of and staff's approval of the proposed customer notice and the revised tariff sheets. If the utility protests any PAA portion(s) of the order, it should be required to submit its prefiled direct testimony at the same time it files its protest.

**APPROVED**