

VOTE SHEET

April 6, 2010

Docket No. 090429-WU – Request for approval of imposition of miscellaneous service charges, delinquent payment charge and meter tampering charge in Lake County, by Pine Harbour Water Utilities, LLC.

Issue 1: Should Pine Harbour’s proposed tariff sheet to establish miscellaneous service charges, a delinquent payment charge, and a meter tampering fee be approved as filed?

Recommendation: No. The Utility’s requested miscellaneous service charges, delinquent payment charge, and meter tampering fee should not be approved as filed. However, in the interest of administrative efficiency, if the Utility were to file a revised tariff sheet consistent with staff’s analysis within 30 days of the consummating order being issued, staff requests administrative authority to approve that tariff sheet. The revised tariff sheet should be implemented on or after the stamped approval date of the tariff, pursuant to Rule 25-30.475(2), Florida Administrative Code (F.A.C.), provided the notice has been approved by staff. Within 10 days of the date the order is final, Pine Harbour should be required to provide notice of the tariff changes to all customers. The Utility should provide staff with proof that the customers have received notice within 10 days after the date the notice is sent.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures in the majority column: David B. Klement, Tony Argenziano, and two others.

Four horizontal lines in the dissenting column, all of which are blank.

REMARKS/DISSENTING COMMENTS: Chairman Argenziano participated in the conference by telephone. She will sign the vote sheet upon her return to the office.

DOCUMENT NUMBER-DATE
02544 APR-7 2
FPSC-COMMISSION CLERK

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Issue 2: Should this docket be closed?

Recommendation: Yes. If Issue 1 is denied and the Utility files a revised tariff sheet consistent with staff's analysis within 30 days of the consummating order being issued, staff should administratively approve that tariff sheet and customer notice. If a protest is filed within 21 days of the issuance date of the Order, the revised tariff should remain in effect with all increased charges held subject to refund pending resolution of the protest, and the docket should remain open. If no timely protest is filed, the docket should be closed upon the issuance of a Consummating Order.

APPROVED