

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida Public)
Service Commission of Tariff Gross-Up)
Authority of Neighborhood Utilities,)
Inc. in Duval County.)
_____)

DOCKET NO. 910563-WU
ORDER NO. 24785-A
ISSUED: 7/19/91

AMENDATORY ORDER

BY THE COMMISSION:

On July 9, 1991, this Commission issued Proposed Agency Action Order No. 24785, canceling Neighborhood Utilities, Inc.'s (utility) authority to continue collecting the gross-up on contributions-in-aid-of-construction (CIAC). In doing so, we stated that the utility's Water Original Sheets Nos. 44.0, 45.0, and 46.0 were canceled. It has come to our attention that Water Original Sheet No. 44 actually contains some tariff provisions not relating to the gross-up, therefore the entire tariff sheet should not be canceled. Therefore, the last sentence on page 1 of Order No. 24785, which continues on page 2 of the Order, is amended to read as follows:

"Therefore, the utility's authority to collect the gross-up on CIAC as contained in Water Original Sheets Nos. 44.0, 45.0, and 46.0 is hereby canceled."

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Order No. 24785 is hereby amended to the extent set forth herein. It is further

ORDERED that Order No. 24785 is affirmed in all other respects.

By ORDER of the Florida Public Service Commission, this 19th day of JULY, 1991.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

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DOCUMENT NUMBER-DATE

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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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or 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 after the issuance of this order, 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.