

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for ) DOCKET NO. 960219-WS  
Establishment of Payment Plan ) ORDER NO. PSC-96-1071-FOF-WS  
for Delinquent 1995 Regulatory ) ISSUED: August 20, 1996  
Assessment Fees in Bay County by )  
Bayside Utilities, Inc. )  
\_\_\_\_\_ )

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman  
J. TERRY DEASON  
JOE GARCIA  
JULIA L. JOHNSON  
DIANE K. KIESLING

ORDER CORRECTING ORDER NO. PSC-96-0580-FOF-WS  
APPROVING PAYMENT PLAN

BY THE COMMISSION:

Bayside Utilities, Inc. (Bayside or utility) is a Class "C" utility providing water and wastewater services to approximately 307 residential customers in Bay County. By correspondence dated January 15, 1996, the utility requested a payment plan for the amount owed for 1995 regulatory assessment fees. By Order No. PSC-96-0580-FOF-WS, issued May 3, 1996, we approved a payment plan for a total amount of \$7,216.25, consisting of \$5,343.75 for 1995 regulatory assessment fees, and \$1,872.50 for penalty and interest.

Subsequent to the issuance of that Order, we learned that the amount calculated for interest was incorrect. The interest amount is \$347.35 and not the previously calculated \$534.54. Thus, the appropriate amount owed for 1995 regulatory assessment fees, including penalty and interest, is \$7,027.04 instead of \$7,216.25. This results in a minimum monthly payment of \$878.38.

Based on the above discussion, we find that Order No. PSC-96-0580-FOF-WS shall be corrected to reflect that the appropriate amount of interest is \$347.35. Accordingly, the utility shall pay its outstanding 1995 regulatory assessment fees, including penalty and interest by December 31, 1996, at a minimum of \$878.38 per month until these outstanding fees have been paid. A payment schedule reflecting the corrected \$7,027.04 total amount has already been approved by the Department of Banking and Finance.

Based on the foregoing, it is

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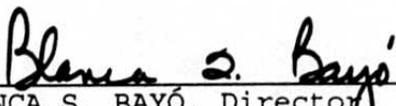
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ORDERED by the Florida Public Service Commission that Order No. PSC-96-0580-FOF-WS is corrected as described herein. It is further

ORDERED that Order No. PSC-96-0580-FOF-WS is hereby affirmed in all other respects. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 20th day of August, 1996.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

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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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/or wastewater 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.