

VOTE SHEET

AUGUST 4, 1998

RE: DOCKET NO. 980120-SU - Disposition of contribution-in-aid-of-construction gross-up funds collected by Sandalhaven Utility, Inc. in Charlotte County.

Issue 1: Should Sandalhaven Utility Inc., be required to refund excess gross-up collections for the years 1995 through 1996?

Recommendation: Yes. The Utility overcollected CIAC gross-up in the amount of \$28,059 for 1995. However, the utility refunded \$5,271 of this amount to the contributor in 1996; therefore, only \$22,788 remains to be refunded. The refunds should be completed within six months. The utility should submit copies of canceled checks, credits applied to monthly bills, or other evidence which verifies that the refunds have been made, within 30 days from the date of refund. Within 30 days from the date of the refund, the utility also should provide a list of unclaimed refunds detailing contributor and amount, and an explanation of the efforts made to make the refunds. No gross-up taxes were collected in 1996, therefore, no refund is necessary.

The \$22,788 should be refunded with accrued interest from December 31, 1995 through the date of the refund.

MODIFIED

Approved as modified.

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

08273 AUG-5 88

FPSC-RECORDS/REPORTING

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Issue 2: Should the docket be closed?

Recommendation: No. Upon expiration of the protest period, this docket should remain open pending verification of the refunds. Staff should be given administrative authority to close the docket upon verification that the refunds have been completed.

APPROVED