

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Complaint of Shirley) DOCKET NO. 950504-EI
Jaeger Against Florida Power &) ORDER NO. PSC-96-1359-FOF-EI
Light Company Concerning Charges) ISSUED: November 18, 1996
Associated with Meter Tampering)
_____)

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 CLOSING DOCKET

BY THE COMMISSION:

On June 29, 1995, we issued Proposed Agency Action Order No. PSC-95-0786-FOF-EI in this docket denying the complaint of Shirley Jaeger against Florida Power & Light Company (FPL) for backbilling a total of \$12,509.33 based upon substantial evidence of meter tampering.

On July 19, 1995, Ms. Jaeger filed a protest of Order No. PSC-95-0786-FOF-EI, and requested a Section 120.57 hearing. The matter was forwarded to the Division of Administrative Hearings (DOAH) on August 15, 1995. A hearing was set for November 9, 1995.

In October, 1995, the parties negotiated a settlement of this matter whereby, in part, Ms. Jaeger agreed to pay \$9,000 of the backbilled amount in \$60 per month installments, to dismiss DOAH Case No. 95-4074, and to cancel the hearing set for November 9, 1995. On October 31, 1995, Shirley Jaeger filed a Voluntary Dismissal With Prejudice of her complaint against FPL.

On August 15, 1996, a copy of DOAH's Order Closing File No. 95-4074 was filed in the Commission's Division of Records and Reporting.

The parties have resolved the issues that remained in dispute between them when we forwarded this matter to DOAH on August 15, 1995. DOAH issued the Order Closing File on this matter on

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

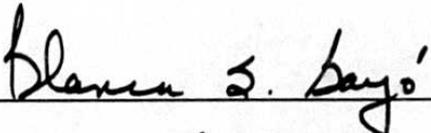
ORDER NO. PSC-96-1359-FOF-EI
DOCKET NO. 950504-EI
PAGE 2

November 1, 1995. No issues remain for us to address. Therefore, this docket shall be closed.

Based on the foregoing, it is therefore

ORDERED by the Florida Public Service Commission that this docket is closed.

By ORDER of the Florida Public Service Commission, this 18th day of November, 1996.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

BC

ORDER NO. PSC-96-1359-FOF-EI
DOCKET NO. 950504-EI
PAGE 3

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.