

VOTE SHEET

SEPTEMBER 23, 1997

RE: DOCKET NO. 961471-WS - Initiation of show cause proceedings against Mad Hatter Utility, Inc. in Pasco County for violation of Order No. PSC-93-0295-FOF-WS.

DOCKET NO. 970125-WS - Initiation of limited proceeding for possible wastewater rate reduction for Foxwood/Turtle Lakes System for Mad Hatter Utility, Inc. in Pasco County.

Issue 1: Should the Commission accept the offer of settlement filed by Mad Hatter Utility, Inc. on August 6, 1997 for the limited proceeding?

Recommendation: Yes, the Commission should accept the settlement proposal for the limited proceeding offered by Mad Hatter Utility, Inc. on August 6, 1997. The revenue and rates should be reduced on a going-forward basis for eight years. The annual decrease in revenue should be \$22,453. The rates for the Foxwood and Turtle Lakes wastewater system should be reduced by 2.83%. The utility should submit revised tariffs and a proposed customer notice reflecting the appropriate rates and the reason for the reduction. The approved rates should be effective for service rendered on or after the stamped approval date on the tariff sheets pursuant to Rule 25-30.475(1), Florida Administrative Code. The rates should not be implemented until proof of notice has been received by the customers. The utility should provide proof of the date notice was given within 10 days after the date of the notice.

APPROVED

COMMISSIONERS ASSIGNED: DS CL GR

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of three commissioners under the MAJORITY column.

Five horizontal lines for signatures under the DISSENTING column.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

09793 SEP 24 5

VOTE SHEET

SEPTEMBER 23, 1997

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(Continued from previous page)

Issue 2: Should the Commission accept Mad Hatter Utility, Inc.'s offer of settlement of the show cause proceeding initiated by Order No. PSC-97-0140-FOF-WS?

Recommendation: Yes, the Commission should accept Mad Hatter Utility, Inc.'s offer of settlement of the show cause proceeding and require that the \$1,000 in settlement be paid within 10 days of the date of the order. Upon receipt by the Commission, the \$1,000 payment in settlement should be forwarded to the Office of the Comptroller for deposit in the State of Florida General Revenue Fund, pursuant to Section 367.161, Florida Statutes.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: Upon expiration of the protest period, if a timely protest is not received from a substantially affected person, and upon verification that the utility has remitted the \$1,000 fine and has reduced its rates pursuant to its settlement offer, and upon the utility's filing of and staff's approval of the proposed customer notice and the revised tariff sheets, this docket should be closed.

APPROVED

State of Florida

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



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

0. 2. 1997
THE COPY

Public Service Commission

September 15, 1997

RECEIVED

SEP 15 1997

FPSC - Records/Reporting

F. Marshall Deterding, Esquire
Rose, Sundstrom & Bentley
2548 Blairstone Pines Drive
Tallahassee, FL 32301

Re: DOCKET NO. 961471-WS - Initiation of show cause proceedings against Mad Hatter Utility, Inc. for violation of Order No. PSC-93-0295-FOF-WS

DOCKET NO. 970125-WS - Initiation of limited proceeding for possible wastewater rate reduction for Foxwood/Turtle Lakes System for Mad Hatter Utility, Inc. in Pasco County

Dear Mr. Deterding:

Enclosed is a copy of the Staff Recommendation filed in this matter on September 11, 1997. The Commission is expected to consider this Recommendation at its September 23, 1997, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, 4075 Esplanade Way, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (904) 413-6199.

Sincerely,

Bobbie L. Reyes
Staff Counsel

BLR/dp

cc: Division of Water and Wastewater (Zhang)
Division of Records and Reporting

- ACK _____
- AFA _____
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