

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

JANUARY 2, 2001

RE: DOCKET NO. 000277-WS - Application for transfer of facilities and Certificates Nos. 353-W and 309-S in Lee County from MHC Systems, Inc. d/b/a FFEC-Six to North Fort Myers Utility, Inc., holder of Certificate No. 247-S; amendment of Certificate No. 247-S; and cancellation of Certificate No. 309-S.

Issue 1: Should the Commission grant NFMU's Request for Oral Argument?
Recommendation: Yes. Staff recommends that NFMU's request for oral argument be granted. Oral argument should be limited to ten minutes for each party.

DEFERRED

COMMISSIONERS ASSIGNED: JB BZ PL

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

*TD the January 16, 2001
Commission Conference.*

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Issue 2: Should NFMU's Motion for Summary Final Order and Motion to Strike Mr. Varga's untimely response be granted?

Recommendation: NFMU's Motion for Summary Final Order should be denied and NFMU's Motion to Strike should be granted. Moreover, OPC's Amicus Response to NFMU's Motion for Summary Final Order should not be considered.

Issue 3: If the Commission approves the application for transfer at a later date, what is the rate base of MHC at the time of transfer?

Recommendation: The rate base, which for transfer purposes reflects the net book value, is \$754,109 for the water and \$1,466,008 for wastewater system as of February 29, 2000.

Issue 4: If the Commission approves the application for transfer at a later date, Should an acquisition adjustment be included in the calculation of rate base?

Recommendation: No. No acquisition adjustment was requested. Moreover, there are no extraordinary circumstances in this case to warrant the inclusion of an acquisition adjustment. Therefore, staff recommends that no acquisition adjustment be included in the calculation of rate base for purposes of transfer.

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Issue 5: Should the rates and charges approved for this utility be continued?

Recommendation: Yes. NFMU should continue charging the rates and charges approved for this utility system until authorized to change in a subsequent proceeding.

Issue 6: Should the docket be closed?

Recommendation: No. This docket should remain open to process the utility's transfer application.