

VOTE SHEET

APRIL 3, 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 the Joint Motion to Approve Settlement Agreement filed by North Fort Myers Utility, Inc., MHC Systems, Inc., Alexander William Varga, Pine Lakes Estates Homeowners Association, Inc., and Pine Lakes Homeowners Association, II, Inc.?

RECOMMENDATION: Yes. The Commission should grant the Joint Motion to Approve Settlement Agreement. The Settlement Agreement should be approved in its entirety.

APPROVED

COMMISSIONERS ASSIGNED: JB BZ PL

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Richard A. Pollock

[Signature]

[Signature]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04168 APR-40

FPSC-RECORDS/REPORTING

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ISSUE 2: Should the transfer of facilities and Certificate No. 353-W from MHC Systems, Inc. d/b/a FFEC-SIX to North Fort Myers Utility, Inc., amendment of Certificate No. 247-S and cancellation of Certificate No. 309-S, be approved?

RECOMMENDATION: Yes. The transfer of facilities and Certificate No. 353-W from MHC Systems, Inc. d/b/a FFEC-SIX to North Fort Myers Utility, Inc. should be approved. North Fort Myers Utility, Inc.'s Certificate No. 247-S should be amended and Certificate No. 309-S should be canceled. The water and wastewater territory descriptions are described in Attachment B of staff's March 22, 2001 memorandum. MHC should be responsible for payment of all regulatory assessment fees through February 29, 2000. NFMU should be responsible for payment of all regulatory assessment fees due from March 1, 2000 forward. MHC should provide NFMU the information needed in preparing the 2000 Annual Report. NFMU should be responsible for filing the 2000 Annual Report.

APPROVED

ISSUE 3: Should this docket be closed?

RECOMMENDATION: Yes. No further action is required; therefore, this docket should be closed.

APPROVED