

VOTE SHEET

SEPTEMBER 16, 2003

RE: Docket No. 030471-WS - Application for transfer of Certificate Nos. 598-W and 513-S in Polk County from Bieber Enterprises, Inc. d/b/a Breeze Hill Utilities to Cal Clair, Inc. d/b/a Breeze Hill Utility.

ISSUE 1: Should the transfer of Certificate Nos. 598-W and 513-S from Bieber Enterprises, Inc. d/b/a Breeze Hill Utilities to Cal Clair, Inc. d/b/a Breeze Hill Utility be approved?

RECOMMENDATION: Yes. The transfer is in the public interest and should be approved. The territory authorized for Certificate Nos. 598-W and 513-S is described in Attachment A of staff's September 4, 2003 memorandum. The buyer is responsible for filing the utility's 2003 annual report and remitting regulatory assessment fees from May 1, 2003 through December 31, 2003 in the time frame and manner prescribed by Commission rules.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER DATE

08773 SEP 16 8

REGISTRATION CLERK

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ISSUE 2: What is the rate base for Bieber Enterprises, Inc.'s water and wastewater systems at the time of the transfer?

RECOMMENDATION: The rate base is \$68,257 for water and \$45,552 for wastewater as of December 31, 2001 as previously established by Order No. PSC-02-1114-PAA-WS.

APPROVED

ISSUE 3: Should a positive acquisition adjustment be approved?

RECOMMENDATION: No. A positive acquisition adjustment should not be included in the calculation of rate base for transfer purposes.

APPROVED

ISSUE 4: Should the utility's existing rates and charges be continued?

RECOMMENDATION: Yes. The existing rates and charges for the utility should be continued until authorized to change by the Commission in a subsequent proceeding. The tariff sheets reflecting the transfer should be effective for services rendered or connections made on or after the stamped approval date.

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ISSUE 5: Should this docket be closed?

RECOMMENDATION: Yes. If no timely protest is received to the proposed agency action issues on rate base and acquisition adjustment, a Consummating Order should be issued upon the expiration of the protest period closing the docket.

APPROVED