

VOTE SHEET

DECEMBER 2, 2003

RE: Docket No. 030423-WU - Investigation into 2002 earnings of Residential Water Systems, Inc. in Marion County.

ISSUE 1: Should additional revenues be held subject to refund and additional security be required?

RECOMMENDATION: Yes. In addition to the \$19,365 already being held subject to refund, \$51,653 in additional annual revenues should be held subject to refund, and this amount should be protected by a bond, letter of credit, or escrow account. If the utility chooses to use its existing escrow account, it should deposit an additional 25.07% of revenues each month in the escrow account, for a total of 31.25% (6.18% already being deposited). If the utility chooses to use a bond or letter of credit, the amount of the bond or letter of credit should be \$36,919. Pursuant to Rule 25-30.360(6), Florida Administrative Code, the utility should be required to provide a report by the 20th of each month indicating the monthly and total revenue collected subject to refund. The utility should be put on notice that failure to comply with these requirements will result in the initiation of a show cause proceeding.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Charles W. Bond
Gregory A. ...
...
...
...

REMARKS/DISSENTING COMMENTS:

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Docket No. 030423-WU - Investigation into 2002 earnings of Residential Water Systems, Inc. in Marion County.

(Continued from previous page)

ISSUE 2: Should this docket be closed?

RECOMMENDATION: No. The docket should remain open pending the Commission's final action on the investigation into 2002 earnings.

APPROVED