

ORIGINAL
FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

FEBRUARY 3, 2004

RE: Docket No. 021066-WS - Investigation into proposed sale of Florida Water Services Corporation.

ISSUE 1: Should the Commission find that FWSC's Application for Acknowledgment of Sale of Facilities to FWSA submitted February 7, 2003, be considered moot?

RECOMMENDATION: Yes. In light of the termination of the purchase agreement between FWSC and FWSA, the Commission should find that FWSC's Application for Acknowledgment of Sale of Facilities to FWSA is moot.

WITHDRAWN

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC _____
OTH _____

REMARKS/DISSENTING COMMENTS:

Commissioner Jaber participated in the conference by telephone. She agreed with/dissented from the majority vote and will sign the vote sheet upon return to the office.

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ISSUE 2: Should staff file a motion to dissolve the injunction ordered by the Circuit Court against Florida Water Services Corporation?

RECOMMENDATION: Yes. If the Commission approves staff's recommendation in Issue 1, staff should file a motion seeking to dissolve the injunction against Florida Water Services Corporation, and seeking to release the bond.

ISSUE 3: Should this docket be closed?

RECOMMENDATION: Yes. If the Commission approves staff's recommendations in Issues 1 and 2, this docket should be closed.