

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

December 16, 2008

Docket No. 070740-SU – Joint application for approval of transfer of Hudson Utilities, Inc.'s wastewater system and Certificate No. 104-S, in Pasco County, to Ni Florida, LLC.

Issue 1: What is rate base for Hudson’s wastewater facilities as of December 31, 2007?

Recommendation: The appropriate rate base, which reflects the net book value for transfer purposes, is \$2,417,932 for the Hudson system as of December 31, 2007. Within 60 days of the date of the final order, Ni Florida should be required to provide a statement that the utility’s books have been updated to reflect the Commission-approved rate base adjustments and balances. In addition, the Commission-approved rate base adjustments should be reflected in the utility’s 2008 annual report.

APPROVED

Issue 2: Should an acquisition adjustment be approved?

Recommendation: No. An acquisition adjustment should not be included in the calculation of rate base for transfer purposes.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Neil A. De... Katriana J. McMussian, and others.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

11607 DEC 16 08

FPSC-COMMISSION CLERK

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Issue 3: Should this docket be closed?

Recommendation: No. If no protest to the proposed agency action issues is filed by a substantially affected person within 21 days of the date of the order, a consummating order should be issued. However, the docket should remain open pending receipt of the confirmation statement that the utility's books have been adjusted to reflect the Commission-approved rate base adjustments. Upon receipt of the statement, the docket should be administratively closed.

APPROVED