

VOTE SHEET

March 16, 2010

Docket No. 971622-SU – Initiation of show cause proceedings against Landmark Enterprises, Inc. in Highlands County for violation of Rule 25-30.110(3), F.A.C., Records and Reports; Annual Reports, and Rule 25-30.120, Regulatory Assessment Fees.

Docket No. 080236-SU – Notice of abandonment of wastewater system in Highlands County by Landmark Utilities, Inc.

Docket No. 090471-SU – Application for transfer of wastewater facilities to City of Sebring by Landmark Utilities, Inc.

Issue 1: Should the Commission acknowledge the appointment of the City of Sebring as receiver for the Utility, recognize the sale of the Utility to the City, and cancel Certificate No. 487-S?

Recommendation: Yes. The Commission should acknowledge the appointment of the City of Sebring as receiver for the Utility, recognize the sale of the Utility to the City, and cancel Certificate No. 487-S effective June 29, 2009.

APPROVED

COMMISSIONERS ASSIGNED: Edgar, Klement, Stevens (971622-SU)
All Commissioners (080236-SU)
All Commissioners (090471-SU)

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of David E. Klement and other commissioners under the MAJORITY column.

Four horizontal lines for signatures under the DISSENTING column.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

01870 MAR 17 09

FPSC-COMMISSION CLERK

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Issue 2: Should the Commission proceed to request approval to write off the uncollected regulatory assessment fees, fines, and penalties, as well as penalties for annual reports that have not been submitted?

Recommendation: Yes. The Commission should proceed to obtain approval from the Florida Department of Financial Responsibility to write off the uncollected regulatory assessment fees, fines, and penalties, as well as penalties for annual reports that have not been submitted.

APPROVED

Issue 3: Should these dockets be closed?

Recommendation: Yes. If the Commission approves Staff's recommendations in Issues 1 and 2, upon referral of the unpaid regulatory assessment fees, penalties, and interest to the Department of Financial Services regarding authority to write off the account as uncollectible, these dockets should be closed administratively.

APPROVED