

VOTE SHEET

DATE: November 7, 1995

RE: DOCKET NO. 950495-WS - Application for rate increase and increase in service availability charges by Southern States Utilities, Inc. for Orange-Osceola Utilities, Inc., in Osceola County, and in Bradford, Brevard, Charlotte, Citrus, Clay, Collier, Duval, Hernando, Highlands, Hillsborough, Lake, Lee, Marion, Martin, Nassau, Orange, Osceola, Pasco, Polk, Putnam, Seminole, St. Johns, St. Lucie, Volusia, and Washington Counties.

Issue 1: Recommendation that the Commission grant OPC's request for oral argument on its second, third and fourth motions to dismiss since these matters have not been to hearing. Oral argument, however, should be limited to five minutes for each side.

**APPROVED**

Issue 2: Recommendation that the Commission deny OPC's second motion to dismiss. SSU's petition adequately states a cause of action upon which the Commission can grant relief.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures of majority commissioners]*  
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Susan L. Clark  
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*[Handwritten signature of dissenting commissioner]*  
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REMARKS/DISSENTING COMMENTS:

PSC/RAR33 (5/90)  
11096 NOV-8 1995  
PSC-RECORDS/REPORTING

Issue 3: Recommendation that the Commission deny OPC's third motion to dismiss, based upon the legal analysis in Issue No. 2.

**APPROVED**

*Commissioner Deason dissented.*

Issue 4: Recommendation that the Commission deny OPC's fourth motion to dismiss, based upon the legal analysis in Issue No. 2.

**APPROVED**

Issue 5: Recommendation that this docket remain open ~~pending the final hearing scheduled for January 29 - 31, and February 1, 2, 5, and 7-9, 1996.~~

**MODIFIED**

*Approved with striking of indicated language.*