

VOTE SHEET

DATE: May 6, 1997

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, Highlands, Lake, Lee, Marion, Martin, Nassau, Orange, Osceola, Pasco, Putnam, Seminole, St. Johns, St. Lucie, Volusia, and Washington Counties.

Issue 1: Should the Commission grant SSU's motion for oral argument on its motion for reconsideration?

Recommendation: Yes. Oral argument should only be heard from the utility, and should be limited to 10 minutes.

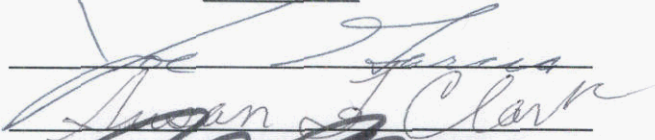
APPROVED


COMMISSIONERS ASSIGNED: Full Commission

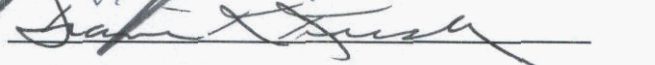
COMMISSIONERS' SIGNATURES

MAJORITY

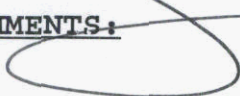
DISSENTING







REMARKS/DISSENTING COMMENTS:



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Issue 2: Should the Commission grant SSU's motion for reconsideration of the stay order related to the partial stay of AFPI charges?

Recommendation: Yes, in part. The utility's primary request to switch from the pre-rate case charges when the final order charges increase above the pre-rate case charges should be denied. The utility's alternate request to stay those charges in the final order which were lower than the pre-rate case charges should be granted, pending appeal. The request to stay those charges which have been corrected by Order No. PSC-97-0374-FOF-WS should be denied as moot. The request to implement the AFPI charges for the Valencia Terrace water transmission and distribution facilities and wastewater collection facilities should be denied, as these facilities had no prior AFPI tariff and the final order did not establish non-used and useful plant for these facilities.

MODIFIED

Approved with modification that staff will be allowed to approve tariffs administratively, with the effective date the stamped date on the tariff.

Issue 3: What is the appropriate security to guarantee the differences between the pre-rate case and the final order AFPI charges, which are subject to the stay?

Recommendation: If the Commission approves the partial stay recommended in Issue 2, the excess of the previously authorized charges should be collected subject to refund with interest. The utility should be required to file an escrow agreement to guarantee any potential refunds of the difference in AFPI revenues collected under the stay. The utility should deposit in the escrow account each month the difference in revenue between the pre-rate case tariffs and the charges approved in the final order. Pursuant to Rule 25-30.360(6), F.A.C., the utility should provide a report by the 20th day of each month indicating in detail the total amount of AFPI collected from the pre-rate case charges, the additional revenue collected through the pre-rate case charges, all on a monthly and total basis.

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Issue 4: Should the Commission grant OPC's request for oral argument on its motion for reconsideration?

Recommendation: No. OPC has not demonstrated that oral argument would aid the Commission in its decision.

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Issue 5: Should the Commission grant OPC's motion for reconsideration of Order No. PSC-97-0190-PCO-WS, which denied OPC's request to establish a schedule?

Recommendation: No. OPC has not demonstrated that a mistake of fact or law was made. Furthermore, the Commission has already denied OPC's motion for reconsideration of the final order as untimely, rendering this motion moot.

APPROVED