

VOTE SHEET

JUNE 16, 1998

RE: DOCKET NO. 971269-WS - Application for transfer of majority organizational control of East Marion Sanitary Systems, Inc. and East Marion Water Distribution, Inc. in Marion County from Del-American/First Federal of Osceola to Herbert Hein.

Issue 1: Should East Marion Sanitary Systems, Inc. and East Marion Water Distribution, Inc. be ordered to show cause, in writing within twenty days, why it should not be fined for violation of Section 367.071, Florida Statutes?

Recommendation: No. Show cause proceedings should not be initiated.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE
06376 JUN 17 98
FPSC-RECORDS/REPORTING

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Issue 2: Should the transfer of Majority Organization Control of East Marion Water Distribution, Inc. and East Marion Sanitary Systems, Inc. from Forest Lake Village - Del American Ltd./First Federal of Osceola County to Mr. Herbert Hein be approved and should his request to operate both systems under the name - East Marion Sanitary Systems, Inc., be approved?

Recommendation: Yes. The transfer of majority organizational control for these systems should be approved. Also, the request to operate these systems under one name should be approved. However, the utility should be ordered to submit a warranty deed or a long-term lease for its treatment plant sites within 60 days of the order issue date in the name of East Marion Sanitary Systems, Inc.

APPROVED

Issue 3: Should rate base be established?

Recommendation: No. Different ownership of stock does not affect the rate base balance.

APPROVED

Issue 4: Should the rates and charges approved for this utility be continued?

Recommendation: Yes. The rates and charges approved for this utility system should be continued.

APPROVED

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Issue 5: Should this docket be closed?

Recommendation: No. This docket should remain open pending receipt of warranty deeds transferring the plant sites to this utility.

APPROVED