

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

SEPTEMBER 22, 1998

RE: DOCKET NO. 971456-WS - Application for transfer of Certificates Nos. 524-W and 459-S in Pasco County from B.D.C., Inc. d/b/a Timberwood Utilities to Arbor Oaks I, LLC and Arbor Oaks II, LLC both Delaware limited liability companies d/b/a Timberwood Utilities.

Issue 1: Should Timberwood Utilities be ordered to show cause, in writing within 21 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

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REMARKS/DISSENTING COMMENTS:

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Issue 2: Should the transfer of Water Certificate No. 524-W and Wastewater Certificate No. 459-S from Timberwood Utilities to Arbor Oaks be granted?

Recommendation: Yes. The transfer of Certificates Nos. 524-W and 459-S from Timberwood Utilities to Arbor Oaks should be approved.

APPROVED

Issue 3: What is the rate base of Timberwood Utilities, at the time of transfer?

Recommendation: The rate base, which for transfer purposes reflects the net book value, is \$6,254 for the water and \$69,681 for wastewater system as of January 31, 1998.

APPROVED

Issue 4: Should a positive acquisition adjustment be approved?

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

APPROVED

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Issue 5: 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. The tariff reflecting the change in ownership should be effective for services rendered or connections made on or after the stamped approval date.

This issue is not PAA.

MODIFIED

Issue 6: Should this docket be closed?

Recommendation: Yes. This docket should be closed if no timely protests are filed to the proposed agency action issues.

APPROVED