

VOTE SHEET

FEBRUARY 16, 1999

RE: DOCKET NO. 982002-WS - Petition of St. Johns Service Company for declaratory statement on applicability and effect of 367.171(7), F.S.

Issue 1: Should the Commission grant St. Johns Service Company's petition for declaratory statement?

Recommendation: Yes. The Commission should grant the petition for declaratory statement in the affirmative and declare that the service arrangement discussed below between the petitioner and the homeowners associations does not render St. Johns Service Company subject to the jurisdiction of the Florida Public Service Commission, and the provisions of Section 367.171(7), Florida Statutes, are not applicable because St. Johns Service Company is not a utility system whose service transverses the boundary of St. Johns and Duval Counties.

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

Deferred

staff to advise

DOCUMENT NUMBER-DATE

02079 FEB 16 99

FPSC-RECORDS/REPORTING

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Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission votes to dispose of the petition
for declaratory statement, the docket should be closed.