

VOTE SHEET

MARCH 16, 1999

RE: DOCKET NO. 981609-WS - Emergency petition by D.R. Horton Custom Homes, Inc. to eliminate authority of Southlake Utilities, Inc. to collect service availability charges and AFPI charges in Lake County.

Issue 1: Should the Commission grant Southlake Utilities, Inc.'s motion to dismiss D.R. Horton Custom Homes, Inc.'s emergency petition to eliminate all of Southlake Utilities, Inc.'s service availability and AFPI charges?

Recommendation: No. Southlake Utilities, Inc.'s motion to dismiss D.R. Horton Custom Homes, Inc.'s emergency petition to eliminate Southlake's service availability and AFPI charges should not be granted.

MODIFIED

Approved with understanding that petition will be consolidated with investigation docket. The petition will not be ruled on until the investigation is complete.

Issue 2: Should this docket be closed?

Recommendation: No. The docket should remain open pending the completion of the investigation into Southlake's service availability and AFPI charges and pending this Commission's action on Horton's emergency petition to eliminate Southlake's collection of service availability and AFPI charges.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures of majority commissioners]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

03421 MAR 17 99

FPSC-RECORDS/REPORTING