

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

APRIL 18, 2000

RE: DOCKET NO. 000149-WU - Application for transfer of majority organizational control of Raintree Utilities, Inc., holder of Certificate No. 539-W in Lake County, from Don Monn to Keith J. Shamrock, and correction of territory description.

Issue 1: Should the territory granted Certificate No. 539-W by Order No. PSC-92-0019-FOF-WU be corrected?

Recommendation: Yes. The territory granted Certificate No. 539-W by Order No. PSC-92-0019-FOF-WU contains a scrivener's error and should be replaced by the replatted metes and bounds description described in Attachment B of staff's April 6, 2000 memorandum. Order No. PSC-92-0019-FOF-WU should be affirmed in all other respects.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures: L. J. ...]

[Handwritten signature: Susan J. Clark]

[Handwritten signature: Joe ...]

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04895 APR 20 B

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Issue 2: Should the transfer of majority organizational control of Raintree Utilities, Inc., from Don Monn to Keith J. Shamrock, be approved?

Recommendation: Yes. The transfer of majority organizational control should be approved. The territory being transferred, as corrected in Issue 1, is described in Attachment B. Documentation evidencing the closing should be filed with the Commission by the buyer within 30 days from the date of the closing. The buyer should be responsible for filing an annual report for the utility and remitting the resulting regulatory assessment fees to the Commission for the year 2000 in the manner prescribed by Commission rules.

APPROVED

Issue 3: Should rate base be established for Raintree Utilities, Inc., at the time of the transfer?

Recommendation: No. Rate base should not be established at the time of transfer.

APPROVED

Issue 4: Should the rates and charges approved for Raintree Utilities, Inc., be continued?

Recommendation: Yes. The rates and charges approved for the utility should be continued. The tariff reflecting the change in majority control should be approved and effective for services rendered or connections made on or after the stamped approval date.

APPROVED

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Issue 5: Should this docket be closed?

Recommendation: No. The docket should remain open pending receipt of required documentation evidencing the closing, after which time the docket should be closed administratively.

APPROVED