

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

OCTOBER 17, 2000

RE: DOCKET NO. 990731-WU - Application for transfer of water facilities from Sunrise Water Company, Inc., holder of Certificate No. 584-W, to Keen Sales, Rentals and Utilities, Inc., holder of Certificate No. 582-W, in Polk County, for cancellation of Certificate No. 584-W, and for amendment of Certificate No. 582-W to include additional territory.

Issue 1: Should the protest period set forth in Order No. PSC-00-1388-PAA-WU be reopened to allow Keen an opportunity to respond to the findings of the Commission with regard to the establishment of rate base for purposes of the transfer?

Recommendation: No. The protest period should not be reopened. Rate base was set by Order No. PSC-00-1388-PAA-WU for purposes of the transfer only. The calculation did not include the normal ratemaking adjustments of working capital and used and useful adjustments. Because Keen currently has a staff-assisted rate case pending (Docket No. 001118-WU), staff recommends that Keen's concerns about rate base be addressed in that docket.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the majority column]

REMARKS/DISSENTING COMMENTS:

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Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission determines that Keen's request can be addressed in Docket No. 001118-WU, no further action is necessary and the docket should be closed. However, if the Commission denies staff's recommendation in Issue 1, the docket should remain open to allow Keen 21 days to respond to the findings in Order No. PSC-00-1388-PAA-WU, with regard to the establishment of rate base.

APPROVED