FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

NOVEMBER 7, 2000

RE: DOCKET NO. 990080-WS - Complaint and request for hearing by Linda J. McKenna and 54 petitioners regarding unfair rates and charges of Shangri-La by the Lake Utilities, Inc. in Lake County.

Issue 1: Should the Commission grant the Joint Motion to Approve Settlement Agreement filed by Shangri-La by the Lake Utilities, Inc. and the Office of Public Counsel?
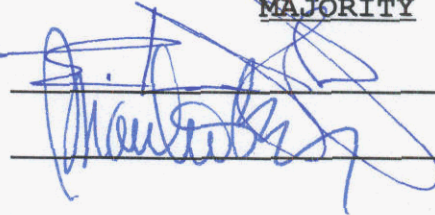
Recommendation: Yes. Staff recommends that the Commission should grant the parties' Motion and approve the settlement agreement in its entirety. The withdrawal of OPC's protest should be acknowledged, and PAA Order No. PSC-00-0259-PAA-WS should be made final, as of November 7, 2000, as modified by the settlement agreement. The utility should file revised tariff sheets and a proposed customer notice to reflect the PAA rates. The approved rates should be effective for service rendered on or after the stamped approval date of the revised tariff sheets pursuant to Rule 25-30.475(1), Florida Administrative Code. The rates should not be implemented until staff has approved the proposed customer notice, and the notice has been received by the customers. The utility should provide proof of the date notice was given no less than 10 days after the date of

COMMISSIONERS ASSIGNED: JC BZ

COMMISSIONERS' SIGNATURES

MAJORITY   DISSENTING

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REMARKS/DISSENTING COMMENTS:

PSC/RAR33 (5/90)

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the notice. Further, the refund should be issued in accordance with Rule
25-30.360, Florida Administrative Code, including interest for customers
who paid their bills during the pendency of this complaint. Customers who
have not paid their bills should receive a credit for the difference
between the original and the PAA rates, without interest.

APPROVED

Issue 2: Should Shangri-La's request for oral argument be granted?
Recommendation: No. Staff recommends that, if Issue 1 is approved by the
Commission, Shangri-La's request for oral argument is moot. However, if
staff's recommendation in Issue 1 is denied, staff recommends that the
request for oral argument be denied.

APPROVED

Issue 3: Should the Commission grant Shangri-La's Motion for
Reconsideration by the Entire Commission?
Recommendation: No. Staff recommends that, if the Commission approves the
settlement agreement in Issue 1, it is unnecessary for the Commission to
rule upon Shangri-La's motion because it is moot. However, if the
Commission disagrees with staff's recommendation in Issue 1, staff
recommends that Shangri-La's motion should be denied by the Commission
panel assigned to this proceeding.

APPROVED

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Issue 4: Should the Commission grant the Modified Joint Motion for
Extension of Time to File Prefiled Testimony?
Recommendation: No. Staff recommends that, if Issue 1 is approved, it is
unnecessary for the Commission to rule upon the motion because it is moot.
However, if the settlement agreement is rejected in Issue 1, staff
recommends that the Motion be denied, the hearing rescheduled, and the
Order Establishing Procedure be revised to reflect new controlling dates.

APPROVED

Issue 5: Should this docket be closed?
Recommendation: Yes. If the Commission approves staff's recommendation in
Issue 1, this docket should be closed administratively upon staff's
verification that the revised tariff sheets and customer notice have been
filed by the utility and approved by staff, and that the refunds have been
issued. If the Commission does not approve Issue 1, this docket should
remain open in order for the case to proceed to hearing.

APPROVED