

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

JANUARY 6, 2004

RE: Docket No. 030931-WS - Joint application for acknowledgment of sale of land and facilities of Florida Water Services Corporation to Charlotte County; and for cancellation of Certificate Nos. 570-W and 496-S in Charlotte County, and Certificate Nos. 306-W and 255-S in Charlotte and Lee Counties. (Deferred from November 3, 2003 conference; revised recommendation filed.)

ISSUE 1: Should the transfer of Florida Water Services Corporation's Deep Creek water and wastewater land and facilities located in Charlotte County, and the Burnt Store water and wastewater land and facilities located in Charlotte and Lee County to Charlotte County be approved?

RECOMMENDATION: Yes. The transfer of Florida Water Service Corporation's Deep Creek water and wastewater land and facilities located in Charlotte County, and the Burnt Store water and wastewater land and facilities located in Charlotte and Lee County to Charlotte County should be approved as a matter of right as of December 12, 2003, pursuant to Section 367.071(4)(a), Florida Statutes. The utility should submit an actual Regulatory Assessment Fee (RAF) return with a final RAF payment, if needed, by March 31, 2004. Certificate Nos. 306-W, 570-W, 255-S, and 496-S should be cancelled administratively at the conclusion of any pending dockets concerning the Charlotte and Lee County facilities.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Charles M. Darr*  
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*[Signature]*  
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*Jerry Deard*  
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*Judy Bradley*  
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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

00150 JAN-6 04

FPSC-COMMISSION CLERK

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ISSUE 2: Should the Commission open a docket to examine whether FWSC's sale of the Charlotte Systems to the County involves a gain that should be shared with FWSC's remaining customers?

RECOMMENDATION: Yes. The Commission should open a docket to examine whether FWSC's sale of the Charlotte Systems involves a gain that should be shared with FWSC's remaining customers.

**APPROVED**

ISSUE 3: Should this docket be closed?

RECOMMENDATION: This docket should remain open until the conclusion of any pending dockets concerning the Charlotte and Lee County facilities, and until Certificate Nos. 306-W, 570-W, 255-S, and 496-S are cancelled administratively.

**APPROVED**