

VOTE SHEET

MARCH 16, 2004

RE: Docket No. 040087-WU - Initiation of show cause proceeding against Kemple Water Company for violation of Rule 25-30.110, Florida Administrative Code.

Issue 1: Should Kemple be ordered to show cause, in writing, within 21 days, why it should not be fined for failure to file annual reports by the dates due as required by Rule 25-30.110(3), Florida Administrative Code? Recommendation: No. A show cause proceeding should not be initiated. Staff recommends that the penalties calculated according to Rule 25-30.110(7), Florida Administrative Code, for delinquent annual reports should not be assessed.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

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REMARKS/DISSENTING COMMENTS:

AUS
CAF
CMP
COM
CTR
ECR
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MMS
SEC
OTH

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DOCUMENT NUMBER-DATE

03540 MAR 16 04

FPSC-COMMISSION CLERK

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Issue 2: Should this docket be closed?

Recommendation: Yes. Because no further action is necessary, this docket should be closed.

APPROVED