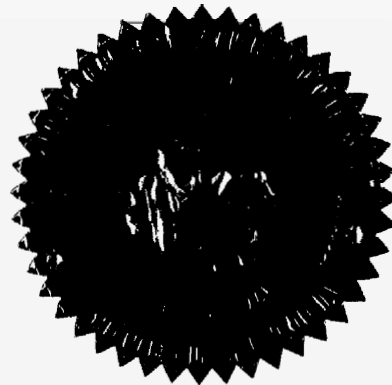


BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 010503-WU

In the Matter of

APPLICATION FOR INCREASE IN WATER  
RATES FOR SEVEN SPRINGS SYSTEM IN  
PASCO COUNTY BY ALOHA UTILITIES, INC.



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PROCEEDINGS: AGENDA CONFERENCE  
ITEM NO. 4

BEFORE: CHAIRMAN BRAULIO L. BAEZ  
COMMISSIONER J. TERRY DEASON  
COMMISSIONER LILA A. JABER  
COMMISSIONER RUDOLPH "RUDY" BRADLEY  
COMMISSIONER CHARLES M. DAVIDSON

DATE: Tuesday, October 5, 2004

PLACE: Betty Easley Conference Center  
Room 148  
4075 Esplanade Way  
Tallahassee, Florida

REPORTED BY: JANE FAUROT, RPR  
Chief, Office of Hearing Reporter Services  
FPSC Division of Commission Clerk and  
Administrative Services  
(850) 413-6732

DOCUMENT NUMBER-DATE

FLORIDA PUBLIC SERVICE COMMISSION 1000 OCT 12 8

FPSC-COMMISSION CLERK

1 PARTICIPATING:

2 RALPH JAEGER, ESQUIRE, representing the Florida  
3 Public Service Commission Staff.

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CHAIRMAN BAEZ: We are on Item 4.

MR. JAEGER: Commissioners, Item 4 is staff's recommendation on Aloha's motion to convert the informal proceeding to a formal hearing and whether oral arguments should be allowed on that motion.

If the Commission denies Aloha's motion as recommended by staff, staff is recommending that the Commission proceed with the informal proceeding on what is the appropriate amount of refunds for the appeals period from April 30th, 2002, through July 31st, 2003.

CHAIRMAN BAEZ: Thank you, Mr. Jaeger.

Commissioners, Issue 1 is the matter of allowing oral argument on Aloha's motion. Staff is recommending that we don't need oral argument. But obviously, as always, it is up to your discretion and your pleasure.

COMMISSIONER DAVIDSON: Chairman, I would move staff on that issue.

COMMISSIONER JABER: Second.

CHAIRMAN BAEZ: Very well. A motion and a second.  
All those in favor say aye.

(Unanimous affirmative vote.)

CHAIRMAN BAEZ: Thank you, Commissioners.

Issue 2.

COMMISSIONER DAVIDSON: I would move staff.

1 COMMISSIONER JABER: Second.

2 CHAIRMAN BAEZ: Moved and seconded. All those in  
3 favor say aye.

4 (Unanimous affirmative vote.)

5 CHAIRMAN BAEZ: And we have Issue 3.

6 COMMISSIONER DAVIDSON: Chairman, on that I would  
7 move to deny staff's recommendation on that. This case has  
8 drug on and on. And the record is, in my view, very complete.  
9 We have heard all of those arguments repeatedly. I don't need  
10 to hear oral argument, so it is for that reason that I would  
11 move to deny staff on Issue 3.

12 COMMISSIONER JABER: And I would second, Mr.  
13 Chairman, for the same reasons.

14 CHAIRMAN BAEZ: A motion and a second on Issue 3,  
15 Commissioners. All those in favor say aye.

16 (Unanimous affirmative vote.)

17 CHAIRMAN BAEZ: Issue 4.

18 COMMISSIONER DAVIDSON: Move staff.

19 COMMISSIONER JABER: Second.

20 CHAIRMAN BAEZ: Moved and seconded. All those in  
21 favor say aye.

22 (Unanimous affirmative vote.)

23 CHAIRMAN BAEZ: Show Issue 4 approved unanimously.

24 And flipping quickly, I guess it is the close docket,  
25 Issue 5.

1 COMMISSIONER DAVIDSON: Move staff.

2 COMMISSIONER JABER: Second.

3 CHAIRMAN BAEZ: Moved and seconded. All those in  
4 favor say aye.

5 (Unanimous affirmative vote.)

6 CHAIRMAN BAEZ: Thank you, Commissioners.

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STATE OF FLORIDA )

CERTIFICATE OF REPORTER

COUNTY OF LEON )

I, JANE FAUROT, RPR, Chief, Office of Hearing Reporter Services, FPSC Division of Commission Clerk and Administrative Services, do hereby certify that the foregoing proceeding was heard at the time and place herein stated.

IT IS FURTHER CERTIFIED that I stenographically reported the said proceedings; that the same has been transcribed under my direct supervision; and that this transcript constitutes a true transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

DATED THIS 12th day of October, 2004.



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JANE FAUROT, RPR  
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FPSC Division of Commission Clerk and  
Administrative Services  
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