

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MARCH 1, 2005

RE: Docket No. 041294-WS - Transfer of water and wastewater service areas from Lake Suzy Utilities, Inc. d/b/a Aqua Utilities Florida, Inc. to DeSoto County, and cancellation of Certificate Nos. 599-W and 514-S in Charlotte and DeSoto Counties.

Issue 1: Should the transfer of the water facilities from Lake Suzy Utilities, Inc. to DeSoto County and cancellation of Certificate Nos. 599-W and 514-S in Charlotte and DeSoto Counties be approved?

Recommendation: Yes. The transfer of the water facilities from Lake Suzy Utilities, Inc. to DeSoto County should be approved as a matter of right, pursuant to Section 367.071(4)(a), Florida Statutes. Certificate Nos. 599-W and 514-S should be cancelled administratively upon receipt of the executed master utility conveyance agreement confirming the date of closing, which is anticipated to be March 31, 2005, and receipt of regulatory assessment fees (RAF) forms and payment as set forth in staff's recommendation.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Leit Edge
Mark Bradley
Maury
John Deane
Robert M. Deane

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE
02101 MAR-1 05

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Issue 2: Should this docket be closed?

Recommendation: No. This docket should remain open until staff receives proof of the executed purchase agreement confirming the closing, and receipt of actual RAFs forms and RAF payment for July 1, 2004, through December 31, 2004, and January 1, 2005, through the date of closing. The docket should be closed administratively upon receipt of the executed purchase agreement and the other documents addressed in staff's recommendation.

APPROVED