

VOTE SHEET

October 23, 2007

Docket No. 060257-WS – Application for increase in water and wastewater rates in Polk County by Cypress Lakes Utilities, Inc.

Issue 1: Should the Commission approve the Motion To Approve Settlement Agreement?

Recommendation: Yes. The Motion To Approve Settlement Agreement should be approved. Additionally, the PAA rates previously implemented by Cypress Lakes should be considered final. The utility should file a proposed customer notice and revised tariff sheets reflecting the appropriate service availability charges which are consistent with the Commission’s decision within 30 days of the Final Order. The approved plant capacity charges should be effective for connections made on or after the stamped approval date of the tariff, pursuant to Rule 25-30.475(1), Florida Administrative Code, if staff has verified that the proposed customer notice is adequate and the notice has been provided to the customers. The utility should provide proof that the customers have received notice within 10 days after the date of the notice. The customer notice should be mailed to all persons in the service area who have filed a written request for service or who have been provided a written estimate for service within the prior 12 calendar months from the effective date of the Order.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Ned A. Dy, Katrina J. McMurrin, Jim Egan, and Greg Egan.

Four horizontal lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, CLA's petition and OPC's cross-petition for hearing shall be deemed withdrawn pursuant to the Settlement Agreement. Thus, PAA Order No. PSC-07-0199-PAA-WS will become final and the corporate undertaking amounts approved by the Commission for interim and PAA rates should be released. However, the docket should remain open for staff's verification that the revised tariff sheets and customer notice have been filed by the utility and approved by staff. When the tariff and notice actions are complete, this docket may be closed administratively.

APPROVED