



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: August 8, 2008

TO: Docket file No. 080132-WU - Application for transfer of water facilities to Okeechobee Utility Authority, and cancellation of Certificate No. 629-W, by Blue Heron Golf & Country Club.

FROM: Caroline M. Klancke, Senior Attorney *CMK JB*
Office of General Counsel

RE: Order No. PSC-08-0492-FOF-WU

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In accordance with the Public Service Commission's decision rendered at the Agenda Conference held on July 15, 2008, Order No. PSC-08-0492-FOF-WU, issued on August 5, 2008, in the above-referenced docket, reflects that the Commission declined to impose a penalty associated with Blue Heron Golf and County Club's late filing of its 2006 annual report. The order further reflects that the Commission approved the application for transfer of water facilities to Okeechobee Utility Authority, as well as the request for cancellation of Certificate Number 629-W by Blue Heron Golf and Country Club.

Issue 1 of staff's recommendation had recommended that a penalty should be assessed with respect to the late-filed 2006 annual report. As reflected in the Order No. PSC-08-0492-FOF-WU, the Commission declined to assess the penalty. Accordingly, the entirety of the Order issued as final agency action. Staff inadvertently did not request modification of the close-the-docket issue addressed in Issue 3 into the recommendation to reflect the Commission's vote on Issue 1. Thus, the vote sheet still reflects that Issue 3 contemplates that Issue 1 would be proposed agency action.

CMK/tfw

- cc: Matthew M. Carter II, Chairman
 Lisa Polak Edgar, Commissioner
 Katrina J. McMurrian, Commissioner
 Nancy Argenziano, Commissioner
 Nathan A. Skop, Commissioner
 Mary Bane
 Mike Cooke
 Tim Devlin

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