

VOTE SHEET

April 7, 2009

Docket No. 080537-WU – Application for quick-take amendment of Certificate No. 587-W to extend the Lake Gibson Estates water service territory in Polk County by Aqua Utilities Florida, Inc.

Issue 1: Should Aqua Utilities Florida, Inc. be ordered to show cause, in writing, within 21 days, why it should not be fined for serving outside its certificated territory without prior Commission approval in apparent violation of Section 367.045(2), F.S.?

Recommendation: No, a show cause proceeding should not be initiated.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures in the majority column, including names like Katrina J. McParrish and others.

Empty lines in the dissenting column.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

03126 APR-8 8

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Issue 2: Should the Commission acknowledge Aqua Utilities Florida, Inc.'s "Quick Take" application to amend Certificate No. 587-W in Polk County?

Recommendation: Yes, the Commission should acknowledge Aqua's amendment application to amend/extend its territory. The proposed territory amendment is described in Attachment A of staff's memorandum dated March 26, 2009. The resultant order should serve as Aqua's amended certificate and it should be retained by the Utility. Aqua should charge the customers in the added territory the rates and charges contained in its tariff until authorized to change by this Commission in a subsequent proceeding. In addition, the Utility should be ordered to file revised tariff sheets that incorporate the additional territory within 30 days from the date of the Commission order.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issues 1 and 2, no further action is necessary and this docket should be closed.

APPROVED