

VOTE SHEET

November 10, 2009

Docket No. 090415-SU – Application for staff-assisted rate case in Polk County by West Lakeland Wastewater, Inc.

Issue 1: Should West Lakeland's request for interim wastewater rates be approved?

Recommendation: Yes, West Lakeland's request for interim wastewater rates should be approved. The Utility should be granted a 36.00 percent interim wastewater rate increase. If West Lakeland submits revised tariffs reflecting the Commission's decision on interim rates, staff should be given administrative authority to approve the tariffs. The approved rates should be effective for service rendered as of the stamped approval date on the tariff sheets, pursuant to Rule 25-30.475(1), Florida Administrative Code (F.A.C.), provided customers have received notice. The rates should not be implemented until staff verifies that the tariff sheets are consistent with the Commission's decision, the proposed customer notice is adequate, and the required security has been filed. The Utility should provide proof of the date notice was given within 10 days after the date the notice is provided to the customers.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners on a set of five horizontal lines.

Four horizontal lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

11241 NOV 10 8

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(Continued from previous page)

**Issue 2:** What is the appropriate security to guarantee the interim rate increase?

**Recommendation:** The Utility should be required to file a bond, letter of credit, or escrow agreement as security to guarantee any potential refunds of revenues collected under interim conditions. Pursuant to Rule 25-30.360(6), F.A.C., the Utility should provide a report by the 20th of each month indicating the monthly and total revenue collected subject to refund as of the end of the proceeding month.

**APPROVED**

**Issue 3:** Should this docket be closed?

**Recommendation:** No. This docket should remain open pending the final resolution of the company's staff-assisted rate case.

**APPROVED**