

VOTE SHEET

February 9, 2010

Docket No. 090478-WS – Application for original certificates for proposed water and wastewater system, in Hernando and Pasco Counties, and request for initial rates and charges, by Skyland Utilities, LLC.

Issue 1: Should Hernando’s Request for Oral Argument on its Motion to Dismiss be granted?

Recommendation: The Request for Oral Argument should be denied as being untimely filed. However, the Commission has the discretion to request oral argument from the parties if it believes oral argument would assist the Commission in rendering its decision. In such an event, staff recommends that each side should be allowed 10 minutes to address the Commission on the matter.

APPROVED

Issue 2: Should the Commission grant Hernando County’s Motion to Dismiss Application of Skyland Utilities, LLC., for Lack of Jurisdiction with Incorporated Memorandum of Law?

Recommendation: No. The Commission should deny Hernando County’s Motion to Dismiss Application of Skyland Utilities, LLC., for Lack of Jurisdiction with Incorporated Memorandum of Law.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Daniel E. Klement, [unclear], M. [unclear], [unclear], [unclear]

Blank lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS: motion to strike Hernando County’s Reply to staff’s memorandum was approved.

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

**Recommendation:** No. This docket should remain open to allow this matter to proceed to hearing.

**APPROVED**