

VOTE SHEET

March 16, 2010

Docket No. 060332-WS – Application for transfer of water and wastewater facilities to Marion County, and for cancellation of Certificate Nos. 312-S and 356-W, by Loch Harbour Utilities, Inc.

Docket No. 090304-WS – Notice of abandonment of water and wastewater system in Marion County by Loch Harbour Utilities, Inc.

Issue 1: Should the transfer of the Loch Harbour Utilities, Inc. water and wastewater facilities to Marion County and the cancellation of Certificate Nos. 356-W and 312-S be acknowledged?

Recommendation: Yes. The transfer of the Loch Harbour water and wastewater facilities to Marion County should be acknowledged, as a matter of right, pursuant to section 367.071(4)(a), F.S., and Certificate Nos. 356-W and 312-S should be cancelled effective November 30, 2005.

APPROVED

Issue 2: Should the Commission proceed to request approval to write off the uncollected regulatory assessment fees, fines, and penalties that have not been submitted?

Recommendation: Yes. The Commission should proceed to obtain approval from the Florida Department of Financial Services to write off the uncollected RAFs, fines, and penalties that have not been submitted.

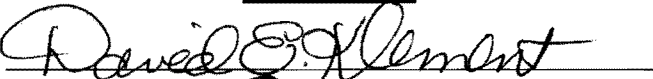
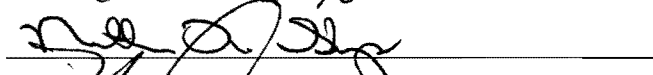
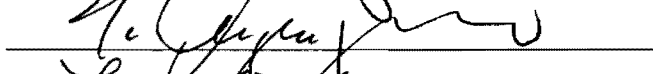

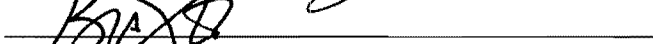
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COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

David S. Clement






REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

01869 MAR 17 0

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Issue 3: Should Docket Nos. 060332-WS and 090304-WS be closed?

Recommendation: Yes. The utility has requested that action not be taken with regard to its notice of abandonment pending the approval of the transfer. If the Commission acknowledges the transfer to Marion County as recommended in Issue 1, Docket No. 090304-WS is effectively moot. If the Commission approves staff's recommendation in Issue 2, upon referral of the unpaid regulatory assessment fees, penalties, and interest to the Department of Financial Services regarding authority to write off the account as uncollectible, these dockets should be closed administratively.

APPROVED