

VOTE SHEET

January 11, 2011

Docket No. 100318-WS – Petition for order to show cause against Service Management Systems, Inc. in Brevard County for failure to properly operate and manage water and wastewater system.

Issue 1: Should the Commission grant Aquarina Utility Association Inc.'s (Association) Request for Oral Argument?

Recommendation: No. The Commission should not grant the Association's Request for Oral Argument because the Commissioners would not benefit from oral argument on the Association's Motion for Reconsideration.

DEFERRED

Issue 2: Should the Commission reconsider its decision to grant FL-Service Management LLC's (LLC) Motion to Dismiss Aquarina Utility Association Inc.'s (Association) Petition in Order No. PSC-10-0624-FOF-WS?

Recommendation: No. The Commission did not overlook or fail to consider a point of fact or law in rendering Order No. PSC-10-0624-FOF-WS; therefore, the Association's Motion for Reconsideration should be denied.

DEFERRED

COMMISSIONERS ASSIGNED: Graham, Edgar, Brisé

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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Issue 3: Should this docket be closed?

Recommendation: Yes. If the Commission approves Issue 2, this docket should be closed when the time for an appeal has run.

DEFERRED