

VOTE SHEET

January 25, 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. (Deferred from the January 11, 2011 Commission Conference, new recommendation filed on January 12, 2011.)

**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.

**APPROVED**

**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.


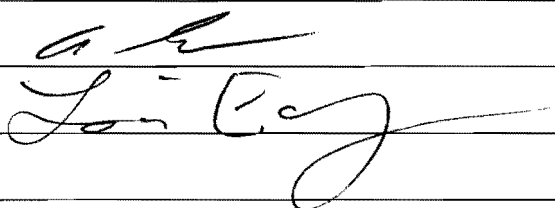
**APPROVED**

**COMMISSIONERS ASSIGNED:** Graham, Edgar, Brisé

**COMMISSIONERS' SIGNATURES**

**MAJORITY**

**DISSENTING**

  
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**REMARKS/DISSENTING COMMENTS:**

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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.

**APPROVED**