

VOTE SHEET

May 24, 2011

Docket No. 100398-SU – Application for amendment of Certificate No. 164-S to extend territory in Duval County by Commercial Utilities, Division of Grace and Company, Inc.

Issue 1: Should Commercial be required to show cause, in writing, within 21 days why it should not be fined for its apparent violation of Section 367.045, Florida Statutes?

Recommendation: No. A show cause proceeding should not be initiated.

APPROVED

Issue 2: Should the Commission approve Commercial’s application for amendment of Certificate No. 164-S?

Recommendation: Yes. The Commission should approve Commercial’s application for amendment of Certificate No. 164-S to include territory as reflected in Attachment A of staff’s memorandum dated May 12, 2011. The resultant order should serve as Commercial’s amended certificate and should be retained by the Utility. Pursuant to Rule 25-9.044(1), Florida Administrative Code (F.A.C.), the Utility should charge the customers in the territory added herein the rates and charges contained in its current tariff until authorized to be changed by the Commission.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER - DATE
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**Issue 3:** Should this docket be closed?

**Recommendation:** Yes. If the Commission approves staff's recommendation in Issues 1 and 2, no further action will be necessary, and this docket should be closed.

**APPROVED**