

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

SEPTEMBER 1, 1998

RE: DOCKET NO. 950495-WS - Application for rate increase and increase in service availability charges by Southern States Utilities, Inc. for Orange-Osceola Utilities, Inc. in Osceola County, and in Bradford, Brevard, Charlotte, Citrus, Clay, Collier, Duval, Highlands, Lake, Lee, Marion, Martin, Nassau, Orange, Osceola, Pasco, Putnam, Seminole, St. Johns, St. Lucie, Volusia, and Washington Counties.

Issue 1: Should parties be allowed to participate?

Recommendation: Yes. Participation should be limited to five minutes for each party.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of Susan Clark and J. Terry Dean on the majority lines.

Empty lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

09711 SEP-4 88

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Issue 2: In light of the decision and mandate of the First District Court of Appeal, what action should the Commission take regarding the Court's reversal of the Commission's calculation of used-and-useful percentage: 1. for the distribution and collection systems using the lot count methodology; and 2. for the wastewater treatment plant using annual average daily flows in the numerator when the Department of Environmental Protection permits the wastewater plant based on annual average daily flows?

Recommendation: The Commission should reopen the record for the very limited purpose of taking evidence on what methodology should be used in calculating the used-and-useful percentages for the water distribution and wastewater collection systems, and on what flows should be used in the numerator of the used-and-useful fraction when the Department of Environmental Protection states the denominator, the permitted capacity of the wastewater treatment plants, on the basis of annual average daily flows. If the Commission does reopen the record to take evidence on these issues, staff believes that the additional issue of rate case expense for reopening the record can be considered at that time.

DEFERRED

*To a special agenda - date
and time TBA.*

Issue 3: Should this docket be closed?

Recommendation: No. The docket should remain open pending final disposition of the remand.

APPROVED