

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

SEPTEMBER 7, 1999

RE: DOCKET NO. 981030-WU - Application for transfer of portion of Certificate No. 380-W in Marion County from A. P. Utilities, Inc. to Ocala Oaks Utilities, Inc., holder of Certificate No. 346-W, and amendment of certificates.

DOCKET NO. 981029-WU - Application by Ocala Oaks Utilities, Inc. for limited proceeding to impose current water rates, charges, classifications, rules, regulations, and service availability policies on Hawks Point and 49th Street Village customers that are currently served by A. P. Utilities, Inc. in Marion County.

Issue 1: Should the transfer of a portion of Certificate No. 380-W from A. P. Utilities, Inc., to Ocala Oaks Utilities, Inc., holder of Certificate No. 346-W, be approved?

Recommendation: Yes, the transfer of a portion of Certificate No. 380-W from A. P. Utilities, Inc., to Ocala Oaks Utilities, Inc., holder of Certificate No. 346-W, should be approved and Certificates Nos. 380-W and 346-W should be amended to reflect the transfer. From the proceeds of the sale of APU's systems to Ocala Oaks, \$2,473.75 should be applied toward

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in majority column]*  
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*[Handwritten signature: J. Terry Deason]*  
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REMARKS/DISSENTING COMMENTS:

*Commissioner Deason dissented on Issue 3.*

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payment of the liens on APU's and Mr. and Mrs. Woods' property. Additionally, the transfer should be approved contingent upon receipt of written confirmation of the sale, which should be submitted within 60 days of the closing, and satisfaction of the liens within 30 days of the order.

**APPROVED**

Issue 2: What is the rate base of the two systems at the time of transfer?  
Recommendation: The rate base of the two water systems, which for transfer purposes reflects the net book value, is \$131,360. Moreover, APU should be required to establish its books and records for the Quail Run system in compliance with the National Association of Regulatory Utility Commissioners (NARUC) Uniform System of Accounts (USOA), if APU does not have a contract pending for the system by December 31, 1999.

**APPROVED**

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Issue 3: Should an acquisition adjustment be approved?

Recommendation: No, an acquisition adjustment should not be approved.

**APPROVED**

*Commissioner Deason  
dissented.*

Issue 4: Should Ocala Oaks' request to implement its rates and charges, classifications, rules and regulations, and service availability policies pursuant to a limited proceeding be approved?

Recommendation: Yes, Ocala Oaks' request to implement its rates and charges, classifications, rules and regulations, and service availability policies to the customers of 49th Street and Hawks Point customers should be approved. Ocala Oaks should be required to file tariff sheets consistent with the Commission's decision within thirty days of the transfer if no timely protests are received. The tariff should be effective for services provided or connections made on or after the stamped approval date, in accordance with Rule 25-30.475, Florida Administrative Code, provided the customers have received notice.

**APPROVED**

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Issue 5: Should these dockets be closed?

Recommendation: No. These dockets should remain open for an additional three months to allow staff to verify that Ocala Oaks has submitted proof of the closing and needed tariff sheets. If no timely protest is received to the proposed agency action issues, upon expiration of the protest period, the order should become final and effective upon issuance of a consummating order. Once proof of the closing has been submitted, these dockets should be closed administratively.

**APPROVED**