

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

January 26, 2009

Docket No. 060122-WU – Joint petition for approval of stipulation on procedure with Office of Public Counsel, and application for limited proceeding increase in water rates in Pasco County, by Aloha Utilities, Inc.

Docket No. 060606-WS – Progress reports on implementation of Anion Exchange in Pasco County, filed by Aloha Utilities, Inc. pursuant to Order PSC-06-0270-AS-WU.

Issue 1: Should the Commission grant Aloha’s Request to Abate the implementation of anion exchange pursuant to Order No. PSC-06-0270-AS-WU in Docket 060606-WS and all actions necessary for Aloha to interconnect with Pasco County, including the litigation to resolve the protest of Order No. PSC-08-0137-PAA-WU, in Docket 060122-WU, until January 30, 2009?

Recommendation: Aloha’s Request for Abatement should be granted in part and denied in part. The request to abate should be granted, but the abatement’s length should extend beyond the requested term. The Commission should abate the implementation of anion exchange pursuant to Order No. PSC-06-0270-AS-WU in Docket 060606-WS and all actions necessary for Aloha to interconnect with Pasco County, including the litigation to resolve the protest of Order No. PSC-08-0137-PAA-WU, in Docket 060122-WU, until March 2, 2009. In addition, hearing staff recommends that Aloha should be directed to file a report with the Commission upon the closing of the sale of the utility or March 2, 2009, whichever comes first. The report should address the status of the acquisition of the utility by FGUA.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners on a set of four horizontal lines.

Four horizontal lines for dissenting signatures, currently blank.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

00616 JAN 26 09

FPSC-COMMISSION CLERK

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Issue 2: Should the Commission grant Aloha Utilities, Inc.'s Request for Abatement of the show cause proceeding?

Recommendation: Aloha's Request for Abatement should be granted in part and denied in part. Advisory staff recommends that Aloha's request for abatement of the show cause proceeding be granted, but not until January 30, 2009, as requested by Aloha. Instead, advisory staff recommends that the show cause proceeding be abated until March 2, 2009, as requested by the Office of Public Counsel. Advisory staff recommends that Aloha should be directed to file a report with the Commission upon the closing of the sale of the utility or March 2, 2009, whichever comes first. The report should address the status of the acquisition of the utility by FGUA.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: No, these dockets should remain open pending the resolution of the issues associated with Aloha's interconnection with Pasco County and the implementation of anion exchange.

APPROVED