

VOTE SHEET

OCTOBER 7, 1997

RE: DOCKET NO. 920199-WS - Application for rate increase in Brevard, Charlotte/Lee, Citrus, Clay, Duval, Highlands, Lake, Marion, Martin, Nassau, Orange, Osceola, Pasco, Putnam, Seminole, Volusia, and Washington Counties by SOUTHERN STATES UTILITIES, INC.; Collier County by MARCO SHORES UTILITIES (Deltona); Hernando County by SPRING HILL UTILITIES (Deltona); and Volusia County by DELTONA LAKES UTILITIES (Deltona).

Issue 1: Should the Commission require Florida Water Services Corporation to notice all of the utility's customers who may be impacted by the remand decision in Southern States Utils. of the potential impact to the customers?

Recommendation: Yes. FWSC should provide the notice shown on staff's recommendation dated October 1, 1997 to all of its customers who may be impacted by the remand decision by October 13, 1997. Accordingly, OPC's motion to provide notice to customers, the motion of customers DeRouin et al. for formal notice, the utility's motion for reconsideration on the notice issue, and Keystone/Marion's motion to provide customer notice and input from customers, should be found moot. All petitions to intervene and written comments, letters, or briefs regarding what action the Commission should take in light of the remand decision in Southern States should be filed by November 5, 1997. The Commission should put the parties on notice that no further extensions of time to file briefs, written comments, letters and petitions to intervene will be granted.

**MODIFIED**

*as follows: (1) notice is to be clarified to advise customer that the Commission is not bound by the options listed in notice; (2) notice goes to affected customers only; (3) written submissions to be made to RAR up to decision date, calls should go to CAF 1-800 number; terms & conditions for making refunds and surcharges, if any, will be determined at a later date.*

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in the Majority column]*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

10322 OCT-85

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Issue 2: Should the Commission grant Florida Water Services Corporation's Motion to Compel?

Recommendation: Yes, in part. Counsel for Intervenors has now provided the utility with copies of the photographs used at the August 5, 1997 Agenda Conference. In this regard, a ruling on the utility's motion to compel is not necessary. However, counsel for the Intervenors should produce the names of the customers, address of the second home, and the respective service areas of the homes depicted in the photographs, within ten days of the vote. The Intervenors' motion for fees and costs should be denied.

*The company withdrew its motion with the understanding that they do not know the names or addresses nor if they were customers of the utility*