

FLORIDA PUBLIC SERVICE COMMISSION

Item 2

VOTE SHEET

FILED SEP 15, 2015
DOCUMENT NO. 05742-15
FPSC - COMMISSION CLERK

September 15, 2015

Docket No. 150022-WU – Initiation of show cause proceedings against Wildwood Water Company in St. Johns County for violations of Sections 350.113, 367.121, 367.145 and 367.161, F.S., and Rules 25-30.120 and 25-30.110, F.A.C.

Issue 1: Should the Commission accept the Settlement Agreement proposed by Wildwood Water Company, to resolve the apparent violations of Sections 350.113, 367.121, 367.145 and 367.161, F.S., and Rules 25-30.120 and 25-30.110, F.A.C.?

Recommendation: Yes. The Commission should accept the Settlement Agreement proposed by Wildwood Water Company, to resolve the apparent violations of Sections 350.113, 367.121, 367.145 and 367.161, F.S., and Rules 25-30.120 and 25-30.110, F.A.C., and to pay its delinquent Regulatory Assessment Fees, plus statutory penalties and interest, for the years 2009, 2010, 2011, 2012, 2013, and 2014, as well as pay a \$2,500 penalty for its delinquent Annual Reports for the years 2009, 2010, 2011, 2012, and 2013. The Settlement Agreement provides a reasonable resolution of the outstanding issues in the docket, appears to be in the public interest, and promotes administrative efficiency.

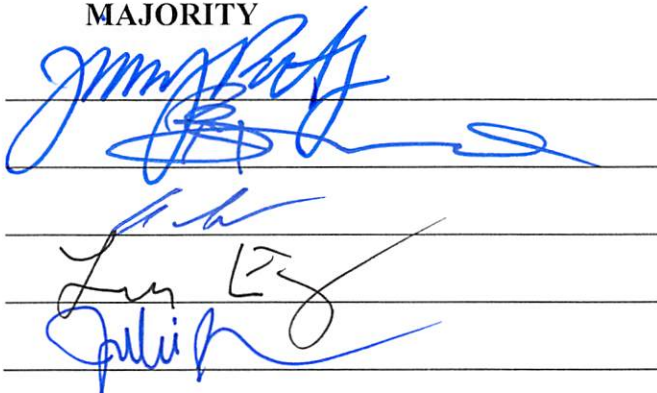
APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING



REMARKS/DISSENTING COMMENTS:

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Issue 2: Should this Docket be closed?

Recommendation: No. If Issue 1 is approved, the Settlement Agreement would resolve all matters in Docket No. 150022-WU, in accordance with Section 120.57(4), F.S. Staff recommends the docket remain open to process the settlement payments and to monitor ongoing compliance with the terms of this Settlement Agreement. Once all the terms of the Settlement Agreement and all outstanding amounts owed have been satisfied, the docket may be administratively closed. Should Wildwood fail to comply with any of the terms of the proposed Settlement Agreement, staff requests the Commission authorize the Office of the General Counsel to pursue all reasonable means necessary to enforce the terms of the Settlement Agreement, including any Commission Order approving same, and to collect the amounts owed by Wildwood, pursuant to Sections 120.69 and 367.121(1)(g) and (j), F.S., including, but not limited to, initiating an action in circuit court and seeking the placement of a lien on the real and personal property of Wildwood.

APPROVED