

VOTE SHEET

JULY 11, 2000

RE: DOCKET NO. 000277-WS - Application for transfer of facilities and Certificates Nos. 353-W and 309-S in Lee County from MHC Systems, Inc. d/b/a FFEC-Six to North Fort Myers Utility, Inc., holder of Certificate No. 247-S; amendment of Certificate No. 247-S; and cancellation of Certificate No. 309-S.

Issue 1: Should North Fort Myers Utility, Inc.'s Motion to Dismiss Mr. Varga's objection be granted?

Recommendation: No. Staff recommends that North Fort Myers Utility, Inc.'s Motion to Dismiss Mr. Varga's objection should be denied, and that therefore, this matter should proceed to hearing.

DEFERRED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

Staff to advise

DOCUMENT NUMBER-DATE

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Issue 2: Should the Pine Lakes Estates Homeowner's Association's (Pine Lakes) objection be dismissed as untimely?

Recommendation: Yes. Staff recommends that Pine Lakes' objection should be dismissed as untimely. However, if the Commission agrees with staff in Issue 1 of this recommendation, this matter will proceed to hearing and Pine Lakes may petition for intervention.

Issue 3: Should the docket be closed?

Recommendation: No. This docket should remain open to process the utility's transfer application.