

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

OCTOBER 5, 1999

RE: DOCKET NO. 981221-SU - Application for transfer of Certificate No. 495-S in Charlotte County from Sandalhaven Utility, Inc. to Utilities, Inc. of Sandalhaven. (Deferred from the May 4, 1999 Commission Conference and revised.)

Issue 1: Should Sandalhaven Utility, Inc., be ordered to show cause, in writing within 21 days, why it should not be fined for its apparent violation of Section 367.071, Florida Statutes?

Recommendation: No. A show cause proceeding should not be initiated.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

S. L.
Joselyn J. Clark
Jose Garcia
J. Terry Deason

REMARKS/DISSENTING COMMENTS:

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Issue 2: Should the transfer of Wastewater Certificate No. 495-S from Sandalhaven Utility, Inc., to Utilities, Inc. of Sandalhaven be approved?

Recommendation: Yes, the transfer should be approved. Wastewater Certificate No. 495-S, held by Sandalhaven Utility, Inc., should be transferred to Utilities, Inc. of Sandalhaven. ~~Utilities, Inc. Of Sandalhaven should also be required to provide a recorded copy of the deed within 60 days from the issuance date of the order issued as a result of action taken at this agenda conference.~~

APPROVED

Issue 3: What is the rate base of Sandalhaven at the time of transfer?

Recommendation: The rate base, which for transfer purposes reflects the net book value, is \$30,378 for the wastewater system as of August 31, 1998.

APPROVED

Issue 4: Should a positive acquisition adjustment be approved?

Recommendation: No. A positive acquisition adjustment should not be included in the calculation of rate base for transfer purposes.

APPROVED

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Issue 5: Should Utilities, Inc. of Sandalhaven adopt and use the rates and charges approved by this Commission for Sandalhaven Utility, Inc.?

Recommendation: Yes. Utilities, Inc. of Sandalhaven should continue charging the rates and charges approved for this utility system until authorized to change by this Commission in a subsequent proceeding. The tariff reflecting the change in ownership should be effective for services provided or connections made on or after the stamped approval date on the tariff sheets.

APPROVED

Issue 6: Should this docket be closed?

Recommendation: ~~No.~~ upon expiration of the protest period, this docket should remain open for an additional 60 days to allow staff to verify that Utilities, Inc. of Sandalhaven has submitted a recorded deed. Once the recorded deed has been submitted, this docket should be closed administratively. If no timely protest is received upon expiration of the protest period, the Order should become final and effective upon issuance of a consummating order.

yes

APPROVED, *as modified*