

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

July 15, 2008

Docket No. 080132-WU – Application for transfer of water facilities to Okeechobee Utility Authority, and cancellation of Certificate No. 629-W, by Blue Heron Golf & Country Club.

Issue 1: Should the Commission approve Blue Heron Golf & Country Club’s request for a waiver of its 2006 annual report fine?

Recommendation: No. The utility has not demonstrated good cause for noncompliance. The penalty of \$489, as prescribed by Rule 25-30.110(7), Florida Administrative Code (F.A.C.), should be assessed. Payment should be made within 30 days of the date of this Commission’s vote.

DENIED

Issue 2: Should the transfer of Blue Heron’s water facilities to OUA and the cancellation of Certificate No. 629-W be acknowledged?

Recommendation: Yes. The transfer of Blue Heron’s water facilities to OUA should be acknowledged as a matter of right, pursuant to Section 367.071(4)(a), F.S., and Certificate No. 629-W should be cancelled effective March 4, 2008.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

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

Four empty horizontal lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

06075 JUL 15 8

FPSC-COMMISSION CLERK

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Issue 3: Should this docket be closed?

Recommendation: No. If no protest to the proposed agency action issue is filed by a substantially affected person within 21 days of the date of the order, a consummating order should be issued. However, the docket should remain open pending verification of payment of the penalty for the late-filed 2006 annual report. Upon verification of payment, the docket should be administratively closed.

APPROVED