

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/92 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:
("()" indicates OPR)

ADM AFA APP CAF CMU EAG GCL LEG RAR RRR (WAW)
_____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff

Staff Counsel

OCRs ()

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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with RAR: _____

Initials: OPR _____
Staff Counsel _____

Warning: This schedule is tentative and subject to revision

Current CASR revision level

Due Dates

0

Previous Current

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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	BR	ES	DS	CL	LA		

- Prehearing Officer

Commissioners					ADM
BR	ES	DS	CL	LA	

DOCUMENT NO.

17968-00

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____

Date: / /

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/92 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____ ADM _____ AFA X APP _____ CAF _____ CMU _____ EAG _____ GCL _____ LEG X RAR _____ RRR _____ (WAW) X
 ("() " indicates OPR)

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff E Holman, T Rendell

Staff Counsel K Asher-Cohen

OCRs () _____

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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 11/02/92

Initials: OPR _____
 Staff Counsel _____

Warning: This schedule is tentative and subject to revision

Current CASR revision level

Due Dates

	0	Previous	Current
1. Deficiency Notification to Applicant		NONE	11/26/92
2. Deficiencies Corrected		NONE	03/26/93
3. Staff Recommendation		NONE	05/23/93
4. Agenda - Regular		NONE	06/04/93
5. Standard Order		NONE	06/24/93
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	BR	ES	DS	CL	LA		
X							

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
BR	ES	DS	CL	LA	
				X	

Approved: TB/lyDate: Pending 11/6/92

Case Scheduling/Rescheduling Advice

March 17, 1993 2:29pm

To:

<input checked="" type="checkbox"/>	Commissioner Beard
<input checked="" type="checkbox"/>	Commissioner Clark
<input checked="" type="checkbox"/>	Commissioner Lauredo
<input checked="" type="checkbox"/>	Commissioner Johnson
<input checked="" type="checkbox"/>	Executive Director
<input checked="" type="checkbox"/>	Public Information Officer

<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical
<input checked="" type="checkbox"/>	Appeals Director
<input checked="" type="checkbox"/>	Legal Director
<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director
<input checked="" type="checkbox"/>	Communications Director
<input checked="" type="checkbox"/>	Consumer Affairs Director

<input checked="" type="checkbox"/>	Electric & Gas Director
<input checked="" type="checkbox"/>	Records & Reporting Director
<input checked="" type="checkbox"/>	Research Director
<input checked="" type="checkbox"/>	Water & Sewer Director
<input checked="" type="checkbox"/>	Court Reporter
<input checked="" type="checkbox"/>	Staff Contact - Asher-Cohen

From: Office of Chairman J. Terry Deason

Docket No. 921098-WS

RECEIVED
MAR 17 1993

Title: Turkey Creek Utilities

FPSC-RECORDS / REPORTING

1. Schedule Information

Event	Former Date	New Date	Location	Time
Service Hearing				
Pre-Prehearing Conference				
Prehearing Conference		06/30/93	TLH	9:30a.m.
Hearing		07/14/93	Alachua County	10:00a.m.
Special Agenda				
Other				

Remarks: Certificate Case, protested. Please submit CASR to Sandy Simmons.

2. Hearing/Prehearing Assignment Information:

Former Assignments

Hearing

Commissioners						Hrg. Exam.	Staff
ALL	DS	BR	CL	LA	JN		

New or Changed Assignments

Commissioners						Hrg. Exam.	Staff
ALL	DS	BR	CL	LA	JN		
				X	X		

Prehearing

Officer

Commissioners				
DS	BR	CL	LA	JN

Commissioners				
DS	BR	CL	LA	JN
				X

Remarks:

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/92 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:
("()") indicates OPR)

ADM AFA APP CAF CMU EAG GCL LEG RAR RRR (WAW)
_____ X _____ X _____ X

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff E Xanders, T RendellStaff Counsel M Feil

OCRs () _____

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Recommended assignments for hearing
and/or deciding this case:

Full Commission _____ Commission Panel X
Hearing Examiner _____ Staff _____

Date filed with RAR: 03/26/93

Initials: OPR _____
Staff Counsel _____

Warning: This schedule is tentative and subject to revision

Current CASR revision level

Due Dates

	Previous	Current
1		
1. Testimony - Company, Objector	NONE	05/11/93
2. Testimony - Intervening	NONE	06/01/93
3. Testimony - Rebuttal	NONE	06/15/93
4. Prehearing Statements	NONE	06/17/93
5. Notice of Prehearing	NONE	06/21/93
6. Notice of Hearing	NONE	06/28/93
7. Prehearing	NONE	06/30/93
8. Prehearing Order	NONE	07/07/93
9. Hearing	NONE	07/14/93
10. Transcripts Due	NONE	07/28/93
11. Briefs Due	NONE	08/11/93
12. Staff Recommendation	NONE	09/23/93
13. Agenda - Regular	NONE	10/05/93
14. Standard Order	NONE	10/25/93
15. Close Docket or Revise CASR	NONE	11/25/93
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	DS	BR	CL	LA	JN		
				X	X		

- Prehearing Officer

Commissioners					ADM
DS	BR	CL	LA	JN	
				X	

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

Approved: 10/90Date: 03/29/93

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/92 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____ ADM AFA APP CAF CMU EAG GCL LEG RAR RRR (WAW)
 ("()") indicates OPR _____ X _____ _____ _____ _____ X _____ X

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff E Xanders, T RendellStaff Counsel M Feil

OCRs () _____

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Recommended assignments for hearing
 and/or deciding this case:

Full Commission _____ Commission Panel X
 Hearing Examiner _____ Staff _____

Date filed with RAR: 04/19/93

Initials: OPR _____
 Staff Counsel _____

Warning: This schedule is tentative and subject to revision

Current CASR revision level

Due Dates

Previous Current

2		
1. Testimony - Company, Objector	05/11/93	08/09/93
2. Testimony - Intervening	06/01/93	09/07/93
3. Testimony - Staff	NONE	09/20/93
4. Testimony - Rebuttal	06/15/93	10/04/93
5. Prehearing Statements	06/17/93	10/04/93
6. Notice of Prehearing	06/21/93	10/11/93
7. Prehearing	06/30/93	10/18/93
8. Notice of Hearing	06/28/93	10/20/93
9. Prehearing Order	07/07/93	10/27/93
10. Hearing	07/14/93	11/03/93
11. Transcripts Due	07/28/93	11/17/93
12. Briefs Due	08/11/93	12/01/93
13. Staff Recommendation	09/23/93	01/20/94
14. Agenda - Regular	10/05/93	02/01/94
15. Standard Order	10/25/93	02/21/94
16. Close Docket or Revise CASR	11/25/93	03/07/94
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	DS	BR	CL	LA	JN		
				X	X		

- Prehearing Officer

Commissioners					ADM
DS	BR	CL	LA	JN	
			X		

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: SDDate: 04/19/93

Case Scheduling/Rescheduling Advice

May 14, 1993 9:58am

To:

<input checked="" type="checkbox"/>	Commissioner Beard
<input checked="" type="checkbox"/>	Commissioner Clark
<input checked="" type="checkbox"/>	Commissioner Lauredo
<input checked="" type="checkbox"/>	Commissioner Johnson
<input checked="" type="checkbox"/>	Executive Director
<input checked="" type="checkbox"/>	Public Information Officer

<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical
<input checked="" type="checkbox"/>	Appeals Director
<input checked="" type="checkbox"/>	Legal Director
<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director
<input checked="" type="checkbox"/>	Communications Director
<input checked="" type="checkbox"/>	Consumer Affairs Director

<input checked="" type="checkbox"/>	Electric & Gas Director
<input checked="" type="checkbox"/>	Records & Reporting Director
<input checked="" type="checkbox"/>	Research Director
<input checked="" type="checkbox"/>	Water & Sewer Director
<input checked="" type="checkbox"/>	Court Reporter
<input checked="" type="checkbox"/>	Staff Contact - Asher-Cohen

From: Office of Chairman J. Terry Deason

Docket No. 921098-WS

Title: Turkey Creek Utilities

RECEIVED
MAY 14 1993

1. Schedule Information

FPSC-RECORDS / REPORTING

Event	Former Date	New Date	Location	Time
Service Hearing				
Pre-Prehearing Conference				
Prehearing Conference (J)	06/30/93	*10/18/93	*122 - TLH	*1:00p.m.
Hearing (J & L)	07/14/93	*11/03/93	Alachua County	10:00a.m.
Special Agenda				
Other				

Remarks: *Note the Prehearing Conference date, location and time has been changed, Johnson as the assigned Commissioner.

**Also the Hearing date has been been rescheduled, Johnson & Lauredo as assigned Commissioners.

2. Hearing/Prehearing Assignment Information:

Former Assignments

Commissioners						Hrg. Exam.	Staff
ALL	DS	BR	CL	LA	JN		

Hearing

New or Changed Assignments

Commissioners						Hrg. Exam.	Staff
ALL	DS	BR	CL	LA	JN		
				X	X		

Prehearing

Officer

Commissioners				
DS	BR	CL	LA	JN

Commissioners				
DS	BR	CL	LA	JN
				X

Remarks:

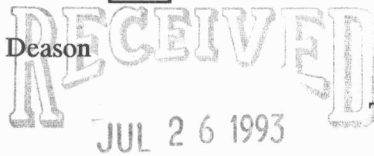
Case Scheduling/Rescheduling Advice

July 26, 1993 4:02pm

To: <table border="1" style="display: inline-table; vertical-align: top;"> <tr><td><input checked="" type="checkbox"/></td><td>Commissioner Beard</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Commissioner Clark</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Commissioner Lauredo</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Commissioner Johnson</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Executive Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Public Information Officer</td></tr> </table>	<input checked="" type="checkbox"/>	Commissioner Beard	<input checked="" type="checkbox"/>	Commissioner Clark	<input checked="" type="checkbox"/>	Commissioner Lauredo	<input checked="" type="checkbox"/>	Commissioner Johnson	<input checked="" type="checkbox"/>	Executive Director	<input checked="" type="checkbox"/>	Public Information Officer	<table border="1" style="display: inline-table; vertical-align: top;"> <tr><td><input checked="" type="checkbox"/></td><td>Deputy Ex. Director/Technical</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Appeals Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Legal Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Auditing & Financial Analysis Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Communications Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Consumer Affairs Director</td></tr> </table>	<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical	<input checked="" type="checkbox"/>	Appeals Director	<input checked="" type="checkbox"/>	Legal Director	<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director	<input checked="" type="checkbox"/>	Communications Director	<input checked="" type="checkbox"/>	Consumer Affairs Director	<table border="1" style="display: inline-table; vertical-align: top;"> <tr><td><input checked="" type="checkbox"/></td><td>Electric & Gas Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Records & Reporting Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Research Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Water & Sewer Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Court Reporter</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Staff Contact - Bedell</td></tr> </table>	<input checked="" type="checkbox"/>	Electric & Gas Director	<input checked="" type="checkbox"/>	Records & Reporting Director	<input checked="" type="checkbox"/>	Research Director	<input checked="" type="checkbox"/>	Water & Sewer Director	<input checked="" type="checkbox"/>	Court Reporter	<input checked="" type="checkbox"/>	Staff Contact - Bedell
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<input checked="" type="checkbox"/>	Court Reporter																																					
<input checked="" type="checkbox"/>	Staff Contact - Bedell																																					

From: Office of Chairman J. Terry Deason

Docket No. 921098-WS



Title: Turkey Creek Utilities

FPSC-RECORDS / REPORTING

1. Schedule Information

Event	Former Date	New Date	Location	Time
Service Hearing				
Pre-Prehearing Conference				
Prehearing Conference (J)	10/18/93	*10/20/93	122 - TLH	1:00p.m.
Hearing (J & L)	11/03/93	no change	Alachua County	10:00a.m.
Special Agenda				
Other				

Remarks: *Rescheduled Prehearing date.

2. Hearing/Prehearing Assignment Information:

Former Assignments

Hearing

Commissioners						Hrg. Exam.	Staff
ALL	DS	BR	CL	LA	JN		

New or Changed Assignments

Commissioners						Hrg. Exam.	Staff
ALL	DS	BR	CL	LA	JN		
				X	X		

Prehearing

Officer

Commissioners				
DS	BR	CL	LA	JN

Commissioners				
DS	BR	CL	LA	JN
				X

Remarks:

Case Scheduling/Rescheduling Advice

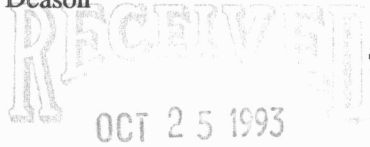
October 25, 1993 9:24am

To: <table border="1" style="display: inline-table; vertical-align: top;"> <tr><td><input checked="" type="checkbox"/></td><td>Commissioner Clark</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Commissioner Lauredo</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Commissioner Johnson</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Commissioner</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Executive Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Public Information Officer</td></tr> </table>	<input checked="" type="checkbox"/>	Commissioner Clark	<input checked="" type="checkbox"/>	Commissioner Lauredo	<input checked="" type="checkbox"/>	Commissioner Johnson	<input checked="" type="checkbox"/>	Commissioner	<input checked="" type="checkbox"/>	Executive Director	<input checked="" type="checkbox"/>	Public Information Officer	<table border="1" style="display: inline-table; vertical-align: top;"> <tr><td><input checked="" type="checkbox"/></td><td>Deputy Ex. Director/Technical</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Appeals Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Legal Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Auditing & Financial Analysis Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Communications Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Consumer Affairs Director</td></tr> </table>	<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical	<input checked="" type="checkbox"/>	Appeals Director	<input checked="" type="checkbox"/>	Legal Director	<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director	<input checked="" type="checkbox"/>	Communications Director	<input checked="" type="checkbox"/>	Consumer Affairs Director	<table border="1" style="display: inline-table; vertical-align: top;"> <tr><td><input checked="" type="checkbox"/></td><td>Electric & Gas Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Records & Reporting Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Research Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Water & Sewer Director</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Court Reporter</td></tr> <tr><td><input checked="" type="checkbox"/></td><td>Staff Contact - Bedell</td></tr> </table>	<input checked="" type="checkbox"/>	Electric & Gas Director	<input checked="" type="checkbox"/>	Records & Reporting Director	<input checked="" type="checkbox"/>	Research Director	<input checked="" type="checkbox"/>	Water & Sewer Director	<input checked="" type="checkbox"/>	Court Reporter	<input checked="" type="checkbox"/>	Staff Contact - Bedell
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<input checked="" type="checkbox"/>	Commissioner Lauredo																																					
<input checked="" type="checkbox"/>	Commissioner Johnson																																					
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From: Office of Chairman J. Terry Deason

Docket No. 921098-WS

Title: Turkey Creek Utilities



1. Schedule Information

FPSC-RECORDS / REPORTING

Event	Former Date	New Date	Location	Time
Service Hearing				
Pre-Prehearing Conference				
Prehearing Conference (J)	10/20/93	CANCELLED		
Hearing (J & L)	11/03/93	CANCELLED		
Special Agenda				
Other				

Remarks: *Petition withdrawn.

2. Hearing/Prehearing Assignment Information:

Former Assignments

Hearing

Commissioners						Hrg. Exam.	Staff
ALL	DS	BR	CL	LA	JN		

New or Changed Assignments

Commissioners						Hrg. Exam.	Staff
ALL	DS	X	CL	LA	JN		
				X	X		

Prehearing
Officer

Commissioners				
DS	BR	CL	LA	JN

Commissioners				
DS	X	CL	LA	JN
				X

Remarks:

Section 1 - Division of Records and Reporting (RAR) Completes

Time Schedule

Staff Assignments

Due Dates

Previous Current

Initials: OPR _____
Staff Counsel _____

Assignments are as follows:

- Prehearing Officer

Commissioners					ADM
CL	DS	JN	KS	GR	
		X			

Date: Pending 5/9/95

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reports (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/92 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____ ADM _____ AFA _____ APP _____ CAF _____ CMU _____ EAG _____ GCL _____ (LEG) _____ RAR _____ RRR _____ WAW _____
 ("() " indicates OPR) _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff R Jaeger

Staff Counsel R Jaeger

OCRs () _____

(WAW) E Xanders

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**WARNING: THIS SCHEDULE IS TENTATIVE AND SUBJECT TO REVISION
 FOR UPDATES CONTACT THE RECORDS SECTION: 413-6770**

Current CASR revision level

Due Dates

	Previous	Current
5		
1. Agenda - Regular	NONE	02/20/96
2. Standard Order	NONE	03/11/96
3. Close Docket or Revise CASR	02/07/96	05/24/96
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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 01/31/96

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	CL	DS	JN	KS	GR		
X							

- Prehearing Officer

Commissioners					ADM
CL	DS	JN	KS	GR	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: SFC/ufDate: Pending 2/15/96

tiny

Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Expiration: _____

ADM	AFA	APP	CAF	CMU	EAG	GCL	(LEG)	RAR	RRR	WAW
	X						X			X

Time Schedule

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.

FOR UPDATES CONTACT THE RECORDS SECTION: (904) 413-6770
Current CASR revision level

Due Dates

Previous Current

1. Staff Verification that Refund is Complete
2. Case Closing

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Assignments are as follows:

- Prehearing Officer

Commissioners					ADM
CL	DS	GR	JN	KS	
			X		

Approved: 

Date: 02/27/1997

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/1992 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Family Din

Official Filing Date: _____
Last Day to Suspend: _____ Expiration: _____

Referred to: _____
ADM AFA APP CAF CMU EAG GCL (LEG) RAR RRR WAW
("()" indicates OPR) _____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff R Jaeger

Staff Counsel R Jaeger

OCRs () _____

(WAW) E Xanders

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**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level**

7

		<u>Due Dates</u>	
		Previous	Current
1. Staff Recommendation	NONE	06/04/1998	
2. Agenda - Regular	NONE	06/16/1998	
3. Standard Order	NONE	07/06/1998	
4. Close Docket or Revise CASR	04/01/1998	09/08/1998	
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Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with RAR: 04/14/1998

Initials: OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	GR	JC		
X							

- Prehearing Officer

Commissioners					ADM
JN	DS	CL	GR	JC	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: 79/m

Date: 04/15/1998

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/1992 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____ ADM _____ AFA X APP _____ CAF _____ CMU _____ EAG _____ GCL _____ (LEG) X RAR _____ RRR _____ WAW X
 ("()") indicates OPR

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff R JaegerStaff Counsel R Jaeger

OCRs () _____

(WAW) E Xanders

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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 06/01/1998

Initials: OPR _____
 Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
 IT IS TENTATIVE AND SUBJECT TO REVISION.

FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

8

Due Dates

Previous Current

1. Staff Recommendation	06/04/1998	09/10/1998
2. Agenda - Regular	06/16/1998	09/22/1998
3. Standard Order	07/06/1998	10/12/1998
4. Close Docket or Revise CASR	09/08/1998	11/16/1998
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	GR	JC		
X							

- Prehearing Officer

Commissioners					ADM
JN	DS	CL	GR	JC	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: 491mDate: Pending 6-18-98

Section 1 - Division of Records and Reporting (RAR) Completes

Official Filing Date: _____
Last Day to Suspend: _____

Expiration:

ADM	AFA	APP	CAF	CMU	EAG	GCL	(LEG)	RAR	RRR	WAW
	X						X			X

Time Schedule

Staff Assignments

OPR Staff R Jaeger

Staff Counsel R Jaeger

OCRs ()

(WAW) J Chase

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Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner Staff

Date filed with RAR: 09/08/1998

Initials: OPR _____
Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level

9

Due Dates

Previous Current

1. Staff Recommendation	09/10/1998	02/04/1999
2. Agenda - Regular	09/22/1998	02/16/1999
3. Standard Order	10/12/1998	03/08/1999
4. Close Docket or Revise CASR	11/16/1998	04/14/1999
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	GR	JC		
X							

- Prehearing Officer

Commissioners					ADM
JN	DS	CL	GR	JC	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: sd/asm

Date: ~~Pending~~ 7-16-58

Section 1 - Division of Records and Reporting (RAR) Completes

Official Filing Date: _____
Last Day to Suspend: _____

Expiration:

ADM	AFA	APP	CAF	CMU	EAG	GCL	(LEG)	RAR	RRR	WAW
	X						X			X

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff R Jaeger

Staff Counsel R Jaeger

OCRs () _____

(WAW) J Chase

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Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with RAR: 02/04/1999

Initials: OPR _____
Staff Counsel _____

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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level

Due Dates

Previous Current

10

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| 1. Staff Recommendation | 02/04/1999 | 06/24/1999 |
| 2. Agenda - Regular | 02/16/1999 | 07/06/1999 |
| 3. Standard Order | 03/08/1999 | 07/26/1999 |
| 4. Close Docket or Revise CASR | 04/14/1999 | 09/01/1999 |
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		
X							

- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JN	JC	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: 

Date: ~~Pending~~ 2/9/99

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/1992 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:
("()" indicates OPR)

ADM AFA APP CAF CMU EAG GCL (LEG) RAR RRR WAW
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Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff R Jaeger

Staff Counsel R Jaeger

OCRs () _____

(WAW) J Chase

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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level

Due Dates

Previous Current

1. Staff Recommendation	06/24/1999	12/09/1999
2. Agenda - Regular	07/06/1999	12/21/1999
3. Standard Order	07/26/1999	01/10/2000
4. Close Docket or Revise CASR	09/01/1999	02/15/2000
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Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with RAR: 06/21/1999

Initials: OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		
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- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JN	JC	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

Approved: _____

Date: 06/29/1999

Case Assignment and Scheduling Record

Section 1 - Division of Records and Rep. g (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/1992 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
Last Day to Suspend: _____ Expiration: _____

Referred to: _____ ADM _____ AFA _____ APP _____ CAF _____ CMU _____ EAG _____ GCL _____ (LEG) _____ RAR _____ PAI _____ WAW _____
("()" indicates OPR) _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff R Jaeger

Staff Counsel R Jaeger

OCRs () _____

(WAW) J Chase

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**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level**

Due Dates

Previous Current

13		
1. Staff Recommendation	12/09/1999	03/16/2000
2. Agenda - Regular	12/21/1999	03/28/2000
3. Standard Order	01/10/2000	04/17/2000
4. Close Docket or Revise CASR	02/15/2000	05/25/2000
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Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with RAR: 12/09/1999

Initials: OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		
X							

- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JN	JC	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

Approved: 48/2m

Date: 12/15/1999 c

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/1992 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____
 ("()") indicates OPR

ADM AFA APP CAF CMU EAG GCL (LEG) RAR PAI WAW
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Section 2 - OPR Completes and returns to RAR in 10 workdays.Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff R Jaeger _____

Staff Counsel R Jaeger _____

OCRs () _____

(WAW) P Brady _____

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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

Due Dates

Previous Current

		14	Previous	Current
1.	Close Docket or Revise CASR		05/25/2000	08/01/2000
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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 03/17/2000

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JC	JB		
X							

- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JC	JB	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: 9/2/2000Date: 03/20/2000

N

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 921098-WS Date Docketed: 10/26/1992 Title: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Company: Turkey Creek Utilities (Turkey Creek, Inc. & Famil

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____
 ("()") indicates OPR

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Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff R Jaeger _____

Staff Counsel R Jaeger _____

OCRs () _____

(WAW) P Brady _____

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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

14

Due Dates

Previous Current

1.*Deficiency Notification to Applicant	SAME	11/26/1992
2.*Staff Recommendation	SAME	01/07/1993
3.*Agenda - Regular	SAME	01/19/1993
4.*PAA Order	SAME	02/10/1993
5.*Protest Filed	SAME	03/04/1993
6.*Staff Recommendation	SAME	04/22/1993
7.*Agenda - Regular	SAME	05/04/1993
8.*PAA Order	SAME	05/24/1993
9.*Protest Filed	SAME	06/17/1993
10.*Staff Recommendation	SAME	06/24/1993
11.*Agenda - Regular	SAME	07/06/1993
12.*Standard Order	SAME	07/26/1993
13.*Order Establishing Procedure	SAME	08/09/1993
14.*Testimony - Company, Objector	05/11/1993	08/09/1993
15.*Testimony - Intervening	06/01/1993	09/07/1993
16.*FAW Notice for Prehearing	SAME	09/22/1993
17.*Testimony - Rebuttal	06/15/1993	10/04/1993
18.*Prehearing Statements	06/17/1993	10/04/1993
19.*Notice of Prehearing	06/21/1993	10/11/1993
20.*Prehearing	SAME	10/20/1993
21.*Transcripts Due for Prehearing	SAME	11/01/1993
22.*Staff Recommendation	09/23/1993	01/20/1994
23.*Agenda - Regular	10/05/1993	02/01/1994
24.*Standard Order	10/25/1993	02/21/1994
25.*Oral Argument	SAME	03/21/1995
26.*Recommendation to Legal	SAME	05/25/1995
27.*Staff Recommendation	SAME	08/03/1995
28.*Agenda - Regular	SAME	08/15/1995
29.*Standard Order	SAME	09/06/1995
30.*Utility Response to Show Cause	SAME	09/26/1995
31.*Staff Recommendation	SAME	12/07/1995
32.*Agenda - Regular	SAME	12/19/1995
33.*Standard Order	SAME	01/08/1996
34.*Staff Recommendation	SAME	02/08/1996
35.*Agenda - Regular	SAME	02/20/1996
36.*Standard Order	SAME	03/11/1996
37.*Notice of Appeal of Order PSC-96-0350-FOF-WS	SAME	04/10/1996
38. Staff Recommendation	03/16/2000	05/25/2000
39. Agenda - Regular	03/28/2000	06/06/2000
40. Standard Order	04/17/2000	06/26/2000

Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 03/17/2000

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JC	JB		
X							

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JC	JB	
		X			

Approved: g/d/n/sDate: 03/20/2000



Florida House of Representatives

David Flagg
Representative, 24th District

Reply to:

- ☐ Suite L
4401 N.W. 25 Place
Gainesville, FL 32606
(904) 374-9888
- ☒ 416 House Office Building
Tallahassee, FL 32399-1300
(904) 488-0887

October 27, 1992

Committees

Health Care, Vice Chairman
Commerce
General Commerce, Chairman
Health & Rehabilitative Services
Postsecondary Education
Appropriations
Rules & Calendar

Mr. David Swafford
Public Service Commission
101 East Gaines Street
Tallahassee, FL 32399-0850



Dear Mr. Swafford:

It has come to my attention that The Turkey Creek Master Owners Association has filed a complaint against Turkey Creek Utilities with the PSC. I would hope that you and the Commission members will give the complaint prompt consideration.

Thank you and best wishes.

Sincerely,

David Flagg

DF/B

cc: Mr. Jim Cherry, President
Turkey Creek Master Owners Association

RECEIVED

OCT 29 1992

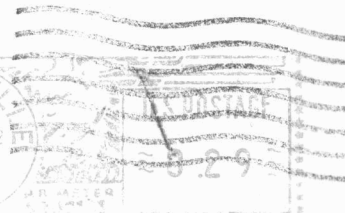
Public Service Commission

Florida House of Representatives

David Flagg
Representative, 24th District
Suite L
4401 N.W. 25 Place
Gainesville, FL 32606

Mr. Hanna

Mr. David Swafford
Public Service Commission
101 East Gaines Street
Tallahassee, FL 32399-0850



Cons. Affairs

State of Florida

Commissioners:

THOMAS M. BEARD, CHAIRMAN
BETTY EASLEY
J. TERRY DEASON
SUSAN F. CLARK
LUIS J. LAUREDO



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

October 30, 1992

The Honorable David Flagg
Florida House of Representatives
Suite L
4401 N.W. 25 Place
Gainesville, FL 32606

Re: Docket 921098-WS: Application for certificate to provide water and wastewater services under grandfather rights by Turkey Creek Utilities in Alachua County

Dear Representative Flagg:

This letter is in response to your letter of October 27, 1992, to Mr. David Swafford. The Division of Water and Wastewater is in receipt of the complaint made by the Turkey Creek Master Owners Association. We are currently reviewing the application made by Turkey Creek Utilities for a grandfather certificate to provide water and wastewater services pursuant to Section 367.171, Florida Statutes. In this docket, we will work with the utility and the owners association so that we can resolve these complaints.

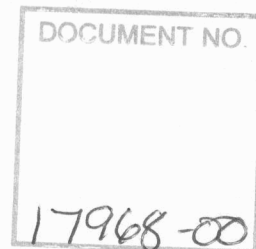
Sincerely,

A handwritten signature in cursive script that reads "Edith H. Holman".

Edith H. Holman
Regulatory Analyst

EHH

cc: David Swafford, Executive Director
Charles H. Hill, Director, Division of Water and Wastewater
Troy Rendell
Division of Records and Reporting
Division of Legal Services (Asher-Cohen)



DATE: November 2, 1992
TO: Division of Records and Reporting
Division of Legal Services (Asher-Cohen)
FROM: Edith Holman, Division of Water and Wastewater *EH*
RE: Docket No. 921098-WS: Application for certificate to provide water and
wastewater services under grandfather rights by Turkey Creek Utilities in Alachua
County

Please include the attached in the above referenced docket folder. If you have any questions, please feel free to contact me.

RECEIVED
NOV - 3 1992
FPSC-RECORDS / REPORTING

Commissioners:
THOMAS M. BEARD, CHAIRMAN
BETTY EASLEY
J. TERRY DEASON
SUSAN F. CLARK
LUIS J. LAUREDO

State of Florida



STEVE TRIBBLE, Director
Division of Records and Reporting
(904) 488-8371

Public Service Commission

M E M O R A N D U M

NOVEMBER 13, 1992

To: All Interested Persons
From: Steve Tribble, Director of Records and Reporting
Re: Original Case Assignment and Scheduling Record

Attached is a time schedule, entitled "Case Assignment and Scheduling Record" (CASR), which has been prepared by Commission staff members and approved by the Chairman. Please review the schedule and note the dates designated by the Commission for completion of stages of work in the docket.

Any requests for changes in the schedule must be filed with the Director of Records and Reporting for consideration by the Commissioner assigned to rule on motions and procedural matters in the docket or by the Commission Chairman.

Persons receiving these schedules should be aware that the dates are subject to change and therefore should not rely on them exclusively but should continue to look to the Commission's official notices and orders for firm dates of hearings and other activities.

ST/tb

Attachment

PSC/RAR35 (Rev 2/91)



State of Florida

Commissioners:
THOMAS M. BEARD, CHAIRMAN
BETTY EASLEY
J. TERRY DEASON
SUSAN F. CLARK
LUIS J. LAUREDO



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

December 21, 1992

RECEIVED
DEC 23 1992
FPSC-RECORDS / REPORTING

Mr. Jim Cherry, President
Turkey Creek Master Owners Association
Suite 30
P.O. Box 147050
Gainesville, FL 32614-7050

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. and Family Diner, Inc. d/b/a Turkey Creek Utilities

Dear Mr. Cherry:

Enclosed please find a copy of the Comparative Cost Statistics which was requested at our meeting on December 3, 1992. The Comparative Cost Statistics contains the rates of all water and wastewater utilities regulated by the Public Service Commission as of January 1, 1992. We will be in contact with you regarding the remaining issues at a later date.

If you have any further questions or concerns, please don't hesitate to call.

Sincerely,

A handwritten signature in cursive script, reading "Edith H. Holman".

Edith H. Holman
Regulatory Analyst

EHH

cc: Division of Water and Wastewater (Hill, Rendell)
Division of Legal Services (Asher-Cohen)
Division of Records and Reporting
Steve Reilly, Office of Public Counsel

Enclosure

LAW OFFICES
ROSE, SUNDSTROM & BENTLEY
A PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS
2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301
(904) 877-6555

RECEIVED
FEB 01 1993
FPSC-RECORDS/REPORTING

ROBERT A. ANTISTA
CHRIS H. BENTLEY, P.A.
F. MARSHALL DETERDING
MARTIN S. FRIEDMAN, P.A.
JOHN R. JENKINS
ROBERT M. C. ROSE, P.A.
WILLIAM E. SUNDSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

MAILING ADDRESS
POST OFFICE BOX 1567
TALLAHASSEE, FLORIDA 32302-1567
TELECOPIER (904) 656-4029

January 27, 1993

JOHN R. WODRASKA
SPECIAL CONSULTANT
(NOT A MEMBER OF THE FLORIDA BAR)

Mr. Steve Tribble, Director
Florida Public Service Commission
101 East Gaines Street
Tallahassee, FL 32301

RE: Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey
Creek Utilities; Docket No. 921098-WS
Our File No. 29037.01

Dear Mr. Tribble:

Please accept this letter as this firm's notice to the Public Service Commission that we will be appearing on behalf of Turkey Creek Utilities in the above-referenced matter. All future correspondence and pleadings should be sent to my attention at the address listed hereon.

Should you have any questions or concerns regarding the above, please do not hesitate to contact me at your earliest convenience.

Sincerely,

ROSE, SUNDSTROM & BENTLEY



John L. Wharton, Esq.
For The Firm

JLW/lm

cc. Karen Asher-Cohen, Esq.

MAIL ROOM
1993 FEB -1 AM 10:19
RECEIVED
FEB 01 1993
FPSC-RECORDS/REPORTING

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
THOMAS M. BEARD
SUSAN F. CLARK
LUIS J. LAUREDO
JULIA L. JOHNSON



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

February 4, 1993

RECEIVED
FEB 5 1993
FPSC-RECORDS / REPORTING

Mr. John Wharton
2548 Blairstone Pines Drive
Tallahassee, FL 32301

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater service under grandfather rights in Alachua County by Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey Creek Utilities

Dear Mr. Wharton:

This letter is in response to Mr. Hope's letter of January 29, 1993 to JoAnn Chase. In his letter, Mr. Hope requested that we send copies of all complaints regarding the service provided by Turkey Creek Utilities (Turkey Creek). Pursuant to this request, I am forwarding copies of the written complaints which we have received to you as well as Mr. Hope.

The questions in our January 25, 1993 letter to Mr. Hope were very specific and should not require this material for answers. Therefore, we request that a written response to our January 25, 1993 letter be sent to this office by **February 15, 1993**. If we do not receive a response by February 15, we will proceed with our recommendation with the information we have in our files. If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Edith H. Xanders".

Edith H. Xanders
Regulatory Analyst

EHX

cc: Charles H. Hill, Division of Water and Wastewater
Troy Rendell, Division of Water and Wastewater
Karen Asher-Cohen, Division of Legal Services

Mr. John Wharton
February 4, 1993
Page 2

Division of Records and Reporting
Steve Reilly, Office of Public Counsel

Mr. Norwood Hope
Turkey Creek Utilities
2900 Turkey Creek Boulevard
Alachua, FL 32615

Mr. Jim Cherry, President
Turkey Creek Master Owners Association
Suite 30
P.O. Box 147050
Gainesville, FL 32614-7050

Enclosures

September 3, 1992

SUBJECT: Water Quality at Turkey Creek

TO: Turkey Creek Master Owners Association, Inc.

Please consider the following comments on the quality of water at Turkey Creek. This matter has always been of concern to me because of the taste and, sometimes, the odor. I hope the water is being tested for quality and that we will receive a report of the test.

I would also like to state that this is the first house we've lived in where we are constantly replacing faucets, inside and outside, and the works in the toilet tanks. We've also had to replace parts in the water heater due to corrosion eating away the pipe and connection as well as the heating element. There is far too much mineral buildup on all the faucets and on the icemaker. The entire plumbing system is a worry because of the water. Is there some treatment that should be implemented by the water company to improve the quality so that the water is not so damaging to the plumbing?

Thank you, for your consideration and attention to the water problems at Turkey Creek.



Dorothy Long
for Valley View Dairy, Inc.

"Exhibit K"

9-11-92

TURKEY CREEK MANAGMENT ASSOC.

I WOULD LIKE TO FILE A COMPLAINT ABOUT THE WATER SITUATION AT 7115-1 N. BAHIA, IN TURKEY CREEK. THE SMELL IS ABSOLUTELY NAUSEATING.

I HAVE BEEN TO THE OFFICE 4 TIMES TO ASK ABOUT IT. EACH TIME THEY SAY THEY WILL CORRECT IT. BUT AS 9/11/92 IT IS NOT ANY BETTER.

IT IS VERY HARD TO BATH, BRUSH YOUR TEETH, DRINK, AND COOK WITH THIS WATER. THE WHOLE HOUSE HAS THIS ODOR.

THE PRICE OF WATER IN TURKEY CREEK IS SO OUTRAGEOUS, YOU WOULD THINK IT WOULD SMELL BETTER.

MARJORIE TATE
7115-1 N. BAHIA
ALACHUA, FL.
116 TURKEY CREEK
32615

"Exhibit L"

TCMOA Board of Directors
c/o Association Management Services
Suite 30, P.O.Box 147050
Gainesville, Fl. 32614-7050

Aug. 24 1992

Attention Board Members;

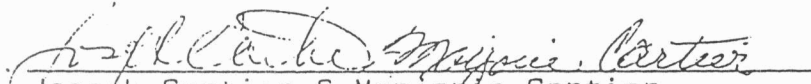
This writing will serve to offer our support to the apparent and overall dissatisfaction on the part of many residents in this community towards Turkey Creek Utilities.

We too, have found our monthly bill for water usage to be exorbitant; far in excess for similar charges we experienced in like communities where we previously resided. Absents while on vacation for two to three week periods revealed no relief on our monthly statement. The standard procedure of "minimum charge", we believe, is not a good standard. One should be required to pay for what one uses.

Also, we would like to mention that on several occasions a contaminated and/or discolored water discharge rendered the water unusable until numerous gallons passed as waste through the lines, adding to an already high bill.

We will eagerly anticipate further information emanating from the meetings of the Board of Directors following their meeting with city of Alachua utilities officials.

Yours truly,


Joseph Cartier & Marjorie Cartier

"Exhibit M"

August 20 1992

TCMCA
C/O ASSOCIATION MANAGEMENT SERVICES
SUITE 30
P.O. BOX 147050
GAINESVILLE FLA 32614-7050

RE: WATER SYSTEM ~.

To Whom It May Concern:

You have asked for written statements concerning the utility services provided by Turkey Creek Inc.

My family and I have been residents here since Sept. 1991. We love the neighborhood and see great potential for Turkey Creek and future property owners in this area.

Upon moving in we discovered that Dry Creek B at the corner of 75th & 38th Pl has a major drainage problem. We had a sink hole due to a leak in the storm sewer pipes which was reported to Turkey Creek Inc. (Oct. 1991) and was dealt with very shabbily. The flooding of the intersection as well as all four corner lots should be ample evidence that there is a definite problem here (our sink hole keeps coming back due to improperly repaired pipes.

Any attention to be given to this matter would be greatly appreciated.

Re: water service--Is this run off from Deer Haven, Gates Energy Products, or is getting pumped from the pond on the golf course??

The quality of water her is unexceptable due to smell, taste, and heavy lime or chemical content which destroys all appliances (the ones that need water as dishwasher, washing machine, etc.)

I have a 10 year old child who I have instructed not to drink the water here (we buy bottled water) and I wonder if it's safe to bath in!!

Change is good, we like it here.

Sincerely,

John D. Benyo

J.D. Benyo

"Exhibit W"

Turkey Creek Master Owners Association, Inc.

Suite 30, P.O. Box 147050

Gainesville, FL 32614-7050

September 29, 1992

Ms. Joann Chase
Regulatory Analyst Supervisor
Florida Public Service Commission
Fax #: 904-487-0509

Dear Ms. Chase:

This will follow-up on our telephone conversation of yesterday. As we discussed, and as is set forth in your letter of Sept. 23rd, the PSC now is responsible for regulating Turkey Creek Utilities, Inc. (TCU).

TCU has just raised rates without the consent of the PSC or the City of Alachua. As an example, I'm including my August and September bills. A review will show that 29,500 gallons cost \$33.80 in September, while 31,100 gallons cost less in August. The wastewater fee is raised from \$35.45 to \$37.25. Also, a pass through of government charges is added.

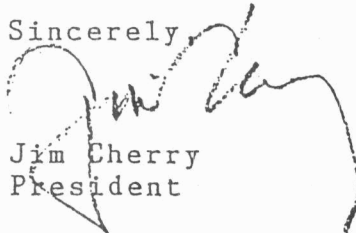
I called TCU today and spoke to Tom, the bookkeeper. He verified that the rates are higher this month.

On behalf of the homeowners of Turkey Creek, I would ask that the PSC immediately enjoin TCU from implementing this increase and that TCU promptly mail out revised bills.

I appreciate your assistance in this matter. I can be reached at telephone: (904)-372-4026 and Fax: (904)-372-9400.

I will be writing you with a more detailed explanation of our concerns. This unauthorized rate increase is typical of the conduct of TCU.

Sincerely,



Jim Cherry
President

JC:rs1

"Exhibit 0"

TURKEY CREEK UTILITIES
KEEP THIS HALF FOR YOUR RECORDS

9/24/92	514,300	AMOUNT	CODE
GAL USED	29,500	33.80	10
WASTEWATER		37.25	20
10% CITY TAX		3.38	04
PASS THRU			
GOVT. CHARGES		.25	00
PREVIOUS BALANCE		72.17	
PAYMT-THANK YOU		72.17	
LATE FEE APPLIED IF NOT PAID BY 10TH. SERVICE DISCONNECTED IF NOT PAID BY 20TH.			
\$	\$	\$	TOTAL
AMOUNT PAST DUE	CURRENT BILLING		

BILLS ARE DELINQUENT AFTER THE 10TH OF THE MONTH.

BILLING
DATE

ACCOUNT
NO.

TURKEY CREEK UTILITIES
KEEP THIS HALF FOR YOUR RECORDS

8/27/92	484,800	AMOUNT	CODE
GAL USED	31,100	33.38	10
WASTEWATER		35.45	20
10% CITY TAX		3.34	04
PREVIOUS BALANCE		61.88	
PAYMT-THANK YOU		61.88	
LATE FEE APPLIED IF NOT PAID BY 10TH. SERVICE DISCONNECTED IF NOT PAID BY 20TH.			
\$	\$	\$	TOTAL
AMOUNT PAST DUE	CURRENT BILLING		

BILLS ARE DELINQUENT AFTER THE 10TH OF THE MONTH.

BILLING
DATE

8/28/92

ACCOUNT
NO.

2.0034000.2

Turkey Creek Master Owners Association, Inc.

Suite 30, P.O. Box 147050
Gainesville, FL 32614-7050

September 18, 1992

Mr. Norwood Hope
158 Turkey Creek
Alachua, FL 32615

RE: Turkey Creek Utilities - Water

Dear Norwood:

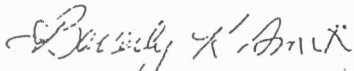
The Board of Directors have asked me to inquire about the water bills paid by the association each month. The concern which exists is that in August, as well as many other months, the irrigation has not been turned on. In the past eight months, the only irrigation used was for the front island when the annuals were planted.

The August bills showed meter readings using 30,000 gallons, 90,000 gallons, 80,000 gallons, 90,000 gallons, 80,000 gallons, for a grand total of 370,000 gallons.

You advised us in your letter of July 8, 1992 that there are no meters. The Board has serious concerns about this issue, but we paid the August bill so as not to incur penalties or late charges while we resolve the matter.

Please advise in writing why the association receives bills totalling \$393.55 when no water is used.

Sincerely,



Beverly K. Smith
Manager

cc: Board of Directors

"Exhibit e"

131 Turkey Cr.
Alachua FL

TCMOA Board of Directors
Gainesville FL

Following is a list of complaints
we have concerning TC water system.

1. Sulfur content is so high that we have to use bottled water.
2. In seven years we have replaced two water heaters, faucets, and pipes that have been damaged from TC water, according to plumbers.
3. We pay exorbitant prices to "treat" all water, even that used for lawn.
4. We receive no warning before hydrant flushings which dumps sediment into our supply.

Sincerely,
Emerson and
Jane Babb

"Exhibit D"

181 Turkey Creek
ALACHUA, FL. 32615

17712. Hope,

I am Fed up with the way you
have treated people (your neighbors),
and you still continue to do so!

Copy to: Homeowners Assoc. Sincerely,
Copy to: Public Service Commission Marjorie Carter
"M. J. Carter"

Aug. 26, 1992

TCMOA Board of Directors
c/o Association Management Services
Suite 30, P.O. Box 147050
Gainesville, FL 32614-7050

Gentlemen:

I am responding to your request for written statements regarding price structure charged by Turkey Creek Utilities. Although I do not reside in the home I own at Turkey Creek, my Mother does, and she has told me many times about the high cost of the Turkey Creek Utilities. She previously lived in the City of Alachua and can give accurate information comparing rates.

In particular - she once had a plumbing problem and a very bad leak that necessitated turning the water off. It cost \$70.00 to turn the water off, then on again. This was not a time-consuming, labor intensive, technical situation. She could have turned it off herself with a pair of pliers. This \$70.00 charge by Turkey Creek Utilities (i.e. Norwood Hope) is an example of a monopoly by a utility company. He has the residents at his "mercy" - one must pay the high fees or no water. Isn't this against the law? If not against the written law, it most certainly is against the laws of fairness and good business.

If you'd like more information, please contact my mother Lorraine McFarland at 462-1891 or at the Alachua Recreation Dept. 462-1610.

Sincerely,

Tom McFarland

Tom McFarland

"Exhibit F"

"Exhibit 6"

August 10, 1992

Events of Water Hook-up @ Turkey Creek:

- 1) Before Construction started, Ralph Fenstermacher and myself (Dan Whitcraft) went to Turkey Creek office to get hook-up fee. Quoted \$170.00.
- 2) During stem wall stage, the water was ready to be used and immediately a lock was placed on it.
- 3) Melissa Whitcraft went to the Turkey Creek office to pay the fee so we could start the water service, She paid a sum of \$170.00 on each house we were doing, which is Paul & Ingrid Moore on Cellon Cir, and Ralph & Arlene Fenstermacher on Oak Dr. When she returned home with her receipt in hand showing she had paid and water would be turned on, Turkey Creek office called and demanded her return that afternoon to pay a total sum of \$1925.00 for each home under construction. Needless to say my wife and I were in total shock.
- 4) My wife then called the city of Alachua to find out rates for water hook-up in there city and find out why Turkey Creek was so high, She did discover that Turkey Creek had an increase on hook-up fees without approved permission from the board. And the City of Alachua's fee was 1/2 the cost of Turkey Creek.
- 5) We did not pay the fee immediately because we were so upset at what had happened to us.
On July 6, 1992 Church's Plumbing called and complained that Turkey Creek would not stake out for plumbing, So I immediately got my personal check book, Called my wife on mobile (she had the business checkbook) and told her to transfer \$3850.00 into our personal account. Turkey Creek tried to cash the check while my wife was depositing the money.
The check bounced. 2 days later I received a certified letter stating I must pay in full with cash (No money order) which the bank suggested, and 20% value of the check. I immediately called Barnett Bank to find out what had happened, (why my check in fact has bounced) they said Turkey Creek must have tried to CASH the check the same day as received, Barnett Bank sent a Certified Letter stating that the check bounced in error, But there was no response. Barnett covered the 20% and I paid in full. \$4,042.50 CASH.
- 6) The \$4042.50 was paid on July 16, 1992. On Monday July 20, 1992 the water had not been turned on.
Dan Whitcraft called Turkey Creek and asked that the

water be turned on. 3:30 that afternoon the water was on.

7) Our water was turned on Monday July 20, 1992.

On Saturday July 25, 1992 we received a bill for water usage, when in fact we have only had water hook-up for approximately 4 1/2 days, and had not used a drop of water.

8) Dan Whitcraft called Turkey Creek on Monday July 27, 1992 to ask about our bill, we were told to disregard the bill.

9) Melissa Whitcraft called Turkey Creek on Wednesday July 29, 1992. To receive something in writing stating that we indeed had a credit for the bill received. (On the bill it states if payments are not received by the 20th of the month, Water will be disconnected.) Our request for something in writing was denied.

10) Melissa Whitcraft paid Turkey Creek Utilities on Thursday July 30, 1992 and received in writing a receipt.

Whitcraft-Hanes

904-332-8279

September 1, 1992

TCMOA Board of Directors
c/o Association Management Services
Suite 30, P. O. Box 147050
Gainesville, Florida 32614-7050

Dear TCMOA Board of Directors:

The last thing you need is another complaint letter and we are probably repeating what has already been said by our friends and neighbors but here we go anyway - - - -

We have enclosed a copy of our most recent water bill. As you can see by the previous balance there is an increase of \$11.60 this month. We did wash our car once and water a few flower beds a couple of times - does this constitute an \$11.60 increase? There are 2 adult people in our household and the \$35.14 seems extremely high but the \$46.74 is exorbitant. The comparison to other water supplies, i.e., Gainesville, is absolutely ridiculous.

Mr. Hope's lots are something to behold. How can we let him get away with down grading our Turkey Creek this way?

Please continue your efforts to put this individual in his place. We understand his 4th grade mentality as we have lived here for nearly 9 years. Hopefully he will get his spanking soon and things can progress as they should in Turkey Creek. We sincerely appreciate what you are doing and have done. This is the first time we have been able to feel comfortable living here.

Sincerely,

Jean and June Reguignot

"Exhibit H"

TURKEY CREEK UTILITIES
KEEP THIS HALF FOR YOUR RECORDS

	AMOUNT	CODE
PRIOR	551,200	
8/27/92	557,600	
GAL USED	6,400	12.39 10
WASTEWATER		33.11 20
10% CITY TAX		1.24 04
PREVIOUS BALANCE	35.14	
PAYMT-THANK YOU	35.14	

LATE FEE APPLIED IF NOT PAID
BY 10TH. SERVICE DISCONNECTED
IF NOT PAID BY 20TH.

\$	\$	\$ 46.74
AMOUNT PAST DUE	CURRENT BILLING	TOTAL

BILLS ARE DELINQUENT AFTER THE 10TH OF THE MONTH.

BILLING
DATE 8/28/92

ACCOUNT
NO. 10.1001000.1

TURKEY CREEK UTILITIES
158 Turkey Creek
Alachua, FL 32615-9513



PEQUIGNOT, JEAN AND JUNE
138 TURKEY CREEK
ALACHUA, FL 32615-9513

TC 10 BL 10 LOT 1

RETURN THIS HALF WITH PAYMENT

\$	\$	\$ 46.74
AMOUNT PAST DUE	CURRENT BILLING	TOTAL

BILLING
DATE 8/28/92

ACCOUNT
NO. 10.1001000.1

September 1, 1992

Cole and Judy Saxon
188 Turkey Creek
Alachua, Florida 32615

Mr. James Cherry, President
Board of Directors
Turkey Creek Home Owners' Association
Alachua, Florida

Dear Jim,

I would like to bring to your attention my concern regarding our recent 8/27/92 billing from Turkey Creek Utilities. I don't believe our usage was 42% higher than the same time period of 1991 (See attached copies of bills).

Also, below you will find the "Gal. Used", per previous bills, for the years of 1991 and 1992 to be used for comparable historical analysis of billings for presumed gallons used:

<u>1992 Billing Dates</u>	<u>1991 Billing Dates</u>	<u>Variance</u>
01-27-92 16,300 Gal.	01-24-91 20,700 Gal.	- 4,400 Gal.
02-25-92 13,900	02-26-91 15,500	- 1,600
03-26-92 19,400	03-23-91 12,700	+ 6,700
04-23-92 14,500	04-24-91 21,300	- 6,800
05-26-92 35,100	05-28-91 19,600	+ 15,500
06-25-92 28,300	06-25-91 15,500	+ 12,800
07-23-92 32,800	07-26-91 16,900	+ 15,900
08-27-92 34,000	08-27-91 19,700	+ 14,300
	09-24-91 15,800	
	10-24-91 14,000	
	11-25-91 15,800	
	12-26-91 15,800	

I can think of absolutely no reason that my family could be consuming 40% to 50% more water in 1992 than it was using in 1991. Because Turkey Creek Utilities has had virtually no governmental agency effectively controlling it's operation since inception, I am very concerned about the accuracy and integrity of its billings procedures, as well as the quality of water.

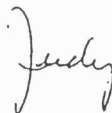
"Exhibit I"

The second issue I'd like to address is the matter of Turkey Creek having locks on water valves from the street to each house, which prevents people from turning their water on/off into their house unless they have a separate valve installed at their house. Turkey Creek Utilities charges \$35.00 to have someone come to our house to turn the water off, and another \$35.00 to have someone come to our house to turn the water back on (See my enclosed 6/25/92 bill). This service was requested by us because we were repair work we were having performed on our property. Though sometime back, Turkey Creek did send letters to residents advising them to install separate valves in order to avoid this charge, I still do not believe this justifies the billing by Turkey Creek of a total of \$70.00. Even more ludicrous is the fact that it takes less than two minutes of time for the person to actually turn the valve off, or on; with Turkey Creek Utilities' plant and staff all located within five minutes, max, of any home within Turkey Creek Development, surely 'travel time' cannot substantiate the balance of the billing. Also, no special vehicle is needed to perform this service; only a certain type of wrench. If this same request was given to the City of Alachua or to the City of Gainesville, by their water customer, absolutely no charge at all would be assessed; this was verified by me today with each city.

A final issue I'd like to discuss is the \$20.00 late fee (equal sometimes to 50% or more of some given monthly water bills) that is charged if the water bill payment is not in the Turkey Creek Utility office by the 10th of each month. The City of Alachua requires utility payments to be postmarked by the 10th of each month. There have been several discrepancies between various residents and T.C.U. regarding the date payments were received in the office by T.C.U.---to the point that I have, for the past year, received a date and signature of the person accepting payment for my water bill, which means I must take my bill into the office rather than mailing it. I would like to see the deadline changed to reflect all postmarked payments by the 10th would be timely payment; also, for any late fee charged, Turkey Creek Utility would be required to keep the mailed envelope (for at least three months) in which the relevant payment was received---to justify T.C.U.'s bill, in case a customer questions the late fee assessment.

I will very much appreciate your attention to this matter, and I trust that you will forward copies of this letter to the appropriate people such as Beverly Smith, as well as any governmental agencies that might be able to address any issues contained herein.

Sincerely,



Judy L. Saxon

(fn: TCMOA.WTR)

7/10/92
(date)

My signature below indicates that I have accepted,
on behalf of TURKEY CREEK INC.,

a payment from Cole Saxon
in the amount of \$ 139.55
for W & S 6/26/92

Hand delivered to me on: 7/10/92
(date)

Signature of Receipt: [Signature]

TURKEY CREEK UTILITIES
KEEP THIS HALF FOR YOUR RECORDS

	AMOUNT	CODE
PRIOR 53,500		
6/25/92 81,800		
GAL USED 28,300	31.00	10
WASTEWATER	35.45	20
10% CITY TAX	3.10	04
PREVIOUS BALANCE	75.91	
CONNECTION	35.00	13
PAYMT-THANK YOU	75.91	
DISCONNECTION	35.00	15

cut out off for sprinkles & m

LATE FEE APPLIED IF NOT PAID
BY 10TH. SERVICE DISCONNECTED
IF NOT PAID BY 20TH.

TURKEY CREEK UTILITIES
158 Turkey Creek
Alachua, FL 32615-9513



SAXON, COLE
188 TURKEY CREEK
ALACHUA, FL 32615-9513

TC 1 LOT 19

RETURN THIS HALF WITH PAYMENT

\$	\$	\$ 139.55
AMOUNT PAST DUE	CURRENT BILLING	TOTAL

\$	\$	\$ 139.55
AMOUNT PAST DUE	CURRENT BILLING	TOTAL

TURKEY CREEK UTILITIES
KEEP THIS HALF FOR YOUR RECORDS

	AMOUNT	CODE
PRIOR. 114,600		
8/27/92 148,600		
GAL USED 34,000	35.85	10
WASTEWATER	35.45	20
10% CITY TAX	3.59	04
PREVIOUS BALANCE	73.76	
PAYMT-THANK YOU	73.76	

8/27/92 34,000
- 19,700 8/27/91
14,300 diff

LATE FEE APPLIED IF NOT PAID
BY 10TH. SERVICE DISCONNECTED
IF NOT PAID BY 20TH.

\$	\$	\$ 74.89
AMOUNT PAST DUE	CURRENT BILLING	TOTAL

TURKEY CREEK, INC.
KEEP THIS HALF FOR YOUR RECORDS

	AMOUNT	CODE
PRIOR 3073,200		
8/27/91 3072,900		
GAL USED 19,700	23.69	10
WASTEWATER	35.45	20
10% CITY TAX	2.37	04
PREVIOUS BALANCE	58.89	
PAYMT-THANK YOU	58.89	

LATE FEE APPLIED IF NOT PAID
BY 10TH. SERVICE DISCONNECTED
IF NOT PAID BY 20TH.

\$	\$	\$ 61.51
AMOUNT PAST DUE	CURRENT BILLING	TOTAL

BILLS ARE DELINQUENT AFTER THE 10TH OF THE MONTH

BILLING DATE 8/28/92 ACCOUNT NO. 0019000.4

BILLS ARE DELINQUENT AFTER THE 10TH OF THE MONTH

BILLING DATE 8/28/92 ACCOUNT NO. 0019000.4

TC -
Water - Complaints

MARCEL E. MARTY
1101 OFFICE NW 39TH AVENUE
GAINESVILLE, FL. 32609
1-904-373-6800

September 4, 1992

TCOMA BOARD OF DIRECTORS
ASSOCIATION MANAGEMENT SERVICES
SUITE #30
BOX 147050
GAINESVILLE, FLORIDA 32614

RE: REQUEST FOR WRITTEN STATEMENTS / WATER SERVICE

Dear Members of the Board;

My water bill at Turkey Creek averages approximately \$28.00 a month.

I am one person living alone and I am home approximately 3 weeks of the month. My home receives light use as I have showers and kitchen at my office in Gainesville and spend more time at work than at home.

I am enclosing five water bills for apartments in Gainesville.

1. 1001 NW 39th avenue is a four unit apartment building.
2. 1009 NW 39th Avenue is a four unit apartment building.
3. 1020 NW 39th Avenue is a four unit apartment building.
4. 1023 NW 39th Avenue is a four unit apartment building.
5. 310 NW 13th Avenue is a two family duplex.

All of the above properties use the same meter for exterior use watering as for interior use. My home at Turkey Creek has separate supply for the exterior watering.

The monthly bills are as follows:

1. \$27.32
2. \$28.48
3. \$66.33
4. \$45.03
5. \$22.71

The conclusion you should draw from the enclosed information is water is too expensive at Turkey Creek. In some cases, it is less expensive to pay for water in a four unit apartment building in Gainesville than for one person to live in a Villa at Turkey Creek.

"Exhibit 1"

Additionally, the late fee for a late payment of a water bill in Gainesville is 10% of the bill. This seems to be an industry standard for water in Florida.

The late fee for water at my home in Turkey Creek is a flat fee of \$25.00. A late fee of \$25.00 on an average bill of \$28.00 is an 89% late fee.

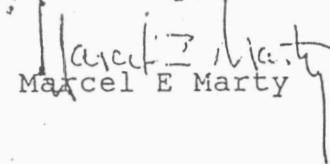
It is my belief that a 89% late fee is excessive.

I would like to suggest that a 89% late fee is even abusive.

I know that examples such as mine outlined above are plentiful. I did want the Board of Directors to know by the time taken to compose this letter that I approve of the leadership and the direction of the Board and that you have my cooperation.

Thank you.

Sincerely,

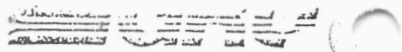

Marcel E Marty

NAME DUPLEX 13 APTS
 SERVICE 310 NW 13 AV WAT
 ADDRESS GAINESVILLE, FL

301 S. W. Avenue
 Ite, Florida

DAYS SERVICE ON BILL 30
 CUSTOMER CLASS R

ACCOUNT NUMBER 55018103-01-7		PREVIOUS BALANCE \$3.63		← TO AVOID DISCONNECTION - PLEASE PAY BY 06/16/92	
TYPE OF SERVICE		AMOUNT DUE		READING	USAGE
WATER -GEN SERV		\$9.27		678	7000
SEWER -RES		\$12.51			
UTILITY TAX		\$.93			
METER READ DATE 06/03/92		CURRENT CHARGES →	\$22.71	← PLEASE PAY CURRENT CHARGES BY 06/29/92	
BILL DATE 06/09/92		TOTAL AMOUNT DUE	\$26.34		
E L E C T R I C	METER NO.	G A S	METER NO.	W A T E R	METER NO. 34617874
	MULTIPLIER		MULTIPLIER		
	AVERAGE KWH USED PER DAY SAME MONTH LAST YEAR		AVERAGE THERMS USED PER DAY SAME MONTH LAST YEAR		GALLONS WATER USED SAME MONTH LAST YEAR
	AVERAGE KWH USED PER DAY THIS MONTH		AVERAGE THERMS USED PER DAY THIS MONTH		MAXIMUM GAL. FOR WASTE WATER 2252



01 S.E. 4 Avenue
Gainesville, Florida

NAME MARCEL MARTY
SERVICE 1020 NW 38 AV WAT
ADDRESS GAINESVILLE, FL

DAYS SERVICE ON BILL 30
CUSTOMER CLASS R

ACCOUNT NUMBER 67224000-01-5		PREVIOUS BALANCE \$0.00		← TO AVOID DISCONNECTION - PLEASE PAY BY	
TYPE OF SERVICE		AMOUNT DUE		READING	
WATER -GEN SERV		\$22.92		270	
SEWER -RES		\$41.12		22000	
UTILITY TAX		\$2.29			
METER READ DATE 06/04/92		CURRENT CHARGES → \$66.33		← PLEASE PAY CURRENT CHARGES BY 06/30/92	
BILL DATE 06/10/92		TOTAL AMOUNT DUE \$66.33			
E L E C T R I C	METER NO.	G A S	METER NO.	W A T E R	METER NO. 44507931
	MULTIPLIER		MULTIPLIER		GALLONS WATER USED SAME MONTH LAST YEAR 19
	AVERAGE KWH USED PER DAY SAME MONTH LAST YEAR		AVERAGE THERMS USED PER DAY SAME MONTH LAST YEAR		MAXIMUM GAL. FOR WASTE WATER 4222
	AVERAGE KWH USED PER DAY THIS MONTH		AVERAGE THERMS USED PER DAY THIS MONTH		

NAME MARCEL M...TY
 SERVICE 1023 NW 39 AV WAT
 ADDRESS GAINESVILLE, FL

S.E. 4 Avenue
 nesville, Florida

DAYS SERVICE ON BILL 30
 CUSTOMER CLASS R

ACCOUNT NUMBER 67225600-01-3		PREVIOUS BALANCE \$0.00		← TO AVOID DISCONNECTION - PLEASE PAY BY	
TYPE OF SERVICE		AMOUNT DUE		READING	USAGE
WATER -GEN SERV		\$13.82		6665	12000
SEWER -RES		\$29.83			
UTILITY TAX		\$1.38			
METER		CURRENT CHARGES →	\$45.03	← PLEASE PAY CURRENT CHARGES BY 06/30/92	
READ DATE 06/04/92		TOTAL AMOUNT DUE	\$45.03		
BILL DATE 06/10/92					
E L E C T R I C	METER NO.	G A S	METER NO.	W A T E R	METER NO. 18310252
	MULTIPLIER		MULTIPLIER		
	AVERAGE KWH USED PER DAY SAME MONTH LAST YEAR		AVERAGE THERMS USED PER DAY SAME MONTH LAST YEAR		GALLONS WATER USED SAME MONTH LAST YEAR 9
	AVERAGE KWH USED PER DAY THIS MONTH		AVERAGE THERMS USED PER DAY THIS MONTH		MAXIMUM GAL. FOR WASTE WATER 3096

NAME MARCEL MART
SERVICE 1001 NW 39 AV WAT
ADDRESS GAINESVILLE, FL

101 S.E. 4 Avenue
Gainesville, Florida

DAYS SERVICE ON BILL
CUSTOMER CLASS

30
R

ACCOUNT NUMBER 67248147-01-5		PREVIOUS BALANCE \$0.00		← TO AVOID DISCONNECTION - PLEASE PAY BY	
TYPE OF SERVICE		AMOUNT DUE		READING	USAGE
WATER -GEN SERV		\$11.09		744	9000
SEWER -RES		\$15.12			
UTILITY TAX		\$1.11			
METER READ DATE 06/04/92		CURRENT CHARGES →	\$27.32	PLEASE PAY CURRENT CHARGES BY 06/30/92	
BILL DATE 06/10/92		TOTAL AMOUNT DUE →	\$27.32		
ELECTRIC	METER NO.	GAS	METER NO.	WATER	METER NO. 37004875
	MULTIPLIER		MULTIPLIER		
	AVERAGE KWH USED PER DAY SAME MONTH LAST YEAR		AVERAGE THERMS USED PER DAY SAME MONTH LAST YEAR		
	AVERAGE KWH USED PER DAY THIS MONTH		AVERAGE THERMS USED PER DAY THIS MONTH		
					GALLONS WATER USED SAME MONTH LAST YEAR
					MAXIMUM GAL. FOR WASTE WATER 1408

Feb. 2, 1993

Jo. Ann Chase
Florida Public Service Commission
101 East Gaines St.
Tallahassee, FL 32399-0850

RECEIVED
FLORIDA PUBLIC
SERVICE COMMISSION
1993 FEB -4 AM 11:24
MAIL ROOM

Dear Ms. Chase:

I understand that the attached is but a drop in the bucket and that there is nothing the PSC can do about it; however, as a matter of principle over this latest ripoff from Norwood Hope and his Turkey Creek Inc. I am bringing it to your attention.

It is the largest bill we have ever received for water and sewer at Turkey Creek. Although the bill doesn't show what period it covers, something Hope does so his customers don't fully know how to calculate how he has ripped them off each month, I assume it covers approximately 30 days.

That would mean the period started approximately Christmas Day. We were in Jacksonville from Dec. 25 to Jan. 4 and our house was unoccupied. That means we only used water for approximately 75 percent of this period.

I understand the PSC has been investigating this man and it is with very good reason that you do so. In my opinion, based on personal relationships with him, he will stoop to any depth to find a way to chisel money out of people.

Just to get it off my mind, here is the most astounding example of this that I have been involved in with him:

We mailed him a check to his business address for a utility bill due on the 10th of last March. It was mailed on March 2 in Alachua to another Alachua address. On March 11, one day after the due date, I found it lying on the ground outside my mailbox at Turkey Creek with some sort of writing on it like the postman had put it there.

I took it to the post office and told them what happened. They said the letter didn't come from them and they had not written the little scribbling on it. Then I went to Hope's office and they said the bill was one day late and that would be a \$20 late charge.

There is absolutely no question in my mind that Hope held the letter until after the due date, scribbled something on it to make it appear the post office had messed up the mailing and then laid it outside my box. All to gouge another \$20 out of somebody.

Thanks for listening. I feel better until the next ripoff from Turkey Creek Utilities...or Turkey Creek Inc...or Family Diners or whatever else Hope calls himself to avoid taxes.

Sincerely,,

Norman Carlson

Norman Carlson
38 Turkey Creek
Alachua, FL 32615

RECEIVED

FEB 05 1993

Florida Public Service Commission
Division of Water and Wastewater

TURKEY CREEK UTILITIES
KEEP THIS HALF FOR YOUR RECORDS

PRICED	194,700	AMOUNT	CODE
1/25/93	201,900		
GAL USED	7,200	14.39	10
WASTEWATER		42.60	20
10% CITY TAX		1.44	04
PREVIOUS BALANCE		51.07	
PAYMT-THANK YOU		51.07	
PAYMENT DUE: 02/15/93			

TURKEY CREEK UTILITIES

158 Turkey Creek
Alachua, FL 32615-9513



CARLSON, NORMAN & SYLVIA
38 TURKEY CREEK
ALACHUA, FL 32615-9513

TC 3 LOT 31

RETURN THIS HALF WITH PAYMENT

\$	\$	\$ 58.43	\$	\$	\$ 58.43
AMOUNT PAST DUE	CURRENT BILLING	TOTAL	AMOUNT PAST DUE	CURRENT BILLING	TOTAL

BILLS ARE DELINQUENT AFTER THE 10TH OF THE MONTH.

BILLING DATE 1/25/93	ACCOUNT NO. 3.0031000.1	BILLING DATE 1/25/93	ACCOUNT NO. 3.0031000.1
-------------------------	----------------------------	-------------------------	----------------------------

Box 49 Turkey Crk
Feb. 3, 1993

Edith A. Holman

RECEIVED

Public Service Commission
FEB 05 10 25 AM '93

Fletcher Bldg.

ADMINISTRATION
MAIL ROOM

101 E. Gaines St.

Tallahassee, FL 32399-0850

RECEIVED

FEB 05 1993

Florida Public Service Commission
Division of Water and Wastewater

Dear Ms. Holman:

I am writing regarding water/sewer rates at Turkey Creek as levied by Turkey Creek Utilities. Attached is an analysis of the last two years bills. In several instances there have been larger charges for fewer gallons used. I cannot reconcile the waste water charges vs. gallons of water used. My last bill of 1/25/92 seems excessive.

We realize that the PSC is investigating Turkey Creek Utilities. From what little I know of Alachua and Gainesville it seems that we have been overcharged for years. Should waste water charges be that % of water charge (230% - 280%).

We would appreciate your relief of what we consider unfair charges by T.C. Utilities.

Sincerely,
Jane + John Shanks

Mr. & Mrs. John A Shanks
Turkey Creek Box 49
Alachua FL 32615

cc: TCMOA

WATER/SEWER BILLS

<u>Date</u>	<u>Water Gals.</u>	<u>Water Chg.</u>	<u>Sewer Chg.</u>	
1/24/91	(a) 5,100	11.28	28.04	
2/26/91	(a) 5,600	11.71	29.99	
3/23/91	(b) <u>5,900</u>	<u>11.96</u>	<u>31.16</u>	
4/24/91	7,800	13.58	35.45	
5/28/91	7,500	13.32	35.45	
6/25/91	3,700	10.35	23.75	* (minimum 4,000 gals.)
7/26/91	(b) <u>5,800</u>	<u>11.88</u>	<u>30.77</u>	
9/24/91	4,500	10.77	25.70	
10/24/91	(b) 6,900	12.81	35.06	
11/25/91	8,300	14.00	35.45	
12/26/91	7,500	13.32	35.45	
1/27/92	6,600	12.56	33.89	(a) < (a') more gals - less cost
2/25/92	(a) 5,000	11.20	27.65	(b) < (b') more gals - less cost
3/26/92	(a) 4,800	11.05	26.87	
4/23/92	(a) 5,000	11.20	27.65	* { waste water chg varies from 2.3 x water to 2.8 x water chg.
5/26/92	6,200	12.22	32.33	
6/25/92	(b) <u>5,900</u>	<u>11.96</u>	<u>31.16</u>	
7/23/92	3,500	10.35	23.75	
8/27/92	(a) 5,300	11.45	28.82	
9/24/92	4,400	11.21	26.59	
10/27/92	(b) <u>5,800</u>	<u>12.47</u>	<u>32.33</u>	
11/23/92	(a') 4,700	12.01	31.79	
12/22/92	(a') 4,700	12.01	31.79	
1/25/92	(b') <u>5,700</u>	<u>12.96</u>	<u>36.49</u>	*

CC: TCMOA

John A. Shanks
3300-3 Palmetto Dr.
Turkey Creek Box 49

State of Florida



RECEIVED
FEB 10 1993

Public Service Commission

FPSC-RECORDS / REPORTING

-M-E-M-O-R-A-N-D-U-M-

DATE: February 8, 1993
TO: Division of Records and Reporting
Division of Legal Services (Asher-Cohen)
FROM: Division of Water and Wastewater (Xanders) EX
RE: Docket No: 921098-WS: Application for certificates to provide water and wastewater services in Alachua County under grandfather rights by Family Diner, Inc., and Turkey Creek, Inc. d/b/a Turkey Creek Utilities

Please include the attached in the above referenced docket folder. If you have any questions, please feel free to contact me.

State of Florida

THOMAS M. BEARD
Commissioner



FLETCHER BUILDING
101 EAST GAINES STREET
TALLAHASSEE, FL 32399-0851
(904) 488-6943

Public Service Commission

February 8, 1993

Honorable George Kirkpatrick
The Florida Senate
1103 N.W. 13th Street
Gainesville, Florida 32601

Re: Docket 921098-WS, Turkey Creek Utilities, Inc. in Alachua, Florida

Dear Senator Kirkpatrick:

In response to your letter of January 22, 1993, regarding the above utility, please be advised that the Commission has a pending docket on this utility involving its initial certification and the approval of rates and charges.

As you know, the Commission obtained jurisdiction of private water and wastewater utilities in Alachua County on June 30, 1992. Pursuant to Section 367.171, Florida Statutes, a utility operating in a county that has given jurisdiction to the PSC is entitled to a certificate for the territory it is currently serving. As part of this process, we also normally approve the rates and charges that were in effect on the date jurisdiction passed.

On January 19, 1993, this Commission voted to issue water and wastewater certificates to Turkey Creek Utilities, Inc. as a matter of right, directed the utility to begin charging the rates it was charging on June 30, 1992, and ordered a refund of the two rate increases implemented since that date. The Commission order detailing this decision will be issued as a proposed agency action, which means any affected party can protest the order within 21 days of its issuance. I am instructing the PSC staff working on this case to send your office a copy of this order once it is issued.

In addition to the issues discussed in the Commission order, the staff is continuing to investigate concerns raised by customers of the utility as well as the City of Alachua. I am enclosing a copy of a letter written to the utility regarding these concerns. A response to this letter is due February 9, 1993. Once a response is received, staff will file a recommendation to the Commission regarding resolution of these concerns. Your office will be provided copies of both the utility's response to staff's letter as well as the staff recommendation to the Commission when these items are filed.

Feb. 8, 1993

If your office would like to discuss the case with our staff, please contact Edith Xanders of the Division of Water and Wastewater at 488-8482 (suncom 278-8482) or Karen Asher-Cohen of the Division of Legal Services at 487-2740 (suncom 277-7240).

I am placing a copy of these letters in the docket file so they will be available to all interested parties.

Sincerely,

A handwritten signature in black ink, appearing to read 'T. M. Beard', with a large, sweeping loop at the end.

Thomas M. Beard
Commissioner

TMB:brf

cc: Chairman Terry Deason
Division of Water and Wastewater (Hill, Xanders)
Division of Legal Services (Asher-Cohen)
Division of Records and Reporting (Docket 921098-WS)

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
THOMAS M. BEARD
SUSAN F. CLARK
LUIS J. LAUREDO
JULIA L. JOHNSON



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

February 22, 1993

RECEIVED
FEB 24 1993

FPSC-RECORDS/REPORTING

Mr. Ronald Dupont
High Springs Herald
P.O. Box 745
High Springs, FL 32643

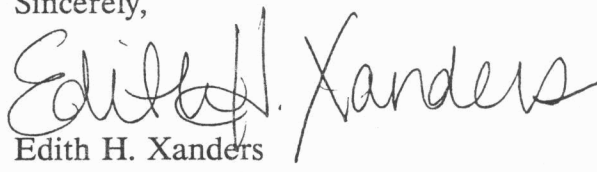
Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater services under grandfather rights in Alachua County by Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey Creek Utilities

Dear Mr. Dupont:

Enclosed is Mr. Hope's response to our letter of January 25, 1993. Per our request, he filed the response on February 15, 1993.

I would like to add that I believe I gave you some wrong information during our telephone conversation earlier this morning. The cost of copying and mailing is \$1.00 per page, not the actual faxing.

Sincerely,



Edith H. Xanders
Regulatory Analyst

EHX

cc: Division of Water and Wastewater (Hill, Rendell)
Division of Legal Services (Asher-Cohen)
Division of Records and Reporting
Steve Reilly, Office of Public Counsel
John Wharton

RECEIVED
FLORIDA PUBLIC
SERVICE COMMISSION

2900 Turkey Creek Boulevard
158 Turkey Creek
Alachua, Florida 32615-9513
Phone (904)462-5653

203 FEB 15 AM 9:31

MAIL ROOM

February 11, 1993

RECEIVED

FEB 15 1993

Mrs. Edie Xanders
Public Service Commission
Fletcher Building
101 East Gaines Street
Tallahassee, FL 32399-0850

Florida Public Service Commission
Division of Water and Wastewater

Re: Docket No. 921098-WS

Dear Mrs. Xanders:

The following is in response to your letter dated January 25, 1993.

1. We do not remember any incidents of changing out a 5/8" meter to a 1" meter. We would like the name of the customer who advised that we did this and an approximate date.

2. Turkey Creek Country Club is the only General Service customer that we have at the present time and the following are their seven (7) meter locations together with the meter sizes:

- 5/8" meter - two rain shelters
- 1" meter - swimming pool-recreation building
- 1" meter - island irrigation at front of clubhouse
- 1" meter - maintenance building
- 2" meter - clubhouse
- 1" meter - sod farm

3. While we have been in the transition, we did inadvertently have two different due dates on the bill. However, we have not charged any late fees until the correct due date which was always the later of the two, and this has since been corrected.

4. Our late fee is and always has been \$20.00 or 10%, whichever is greater and is assessed each month until the bill is paid in full. Our late fee is assessed the day after the due date.

5. Our fire hydrant service fee of \$19.98 per fire hydrant per year was designed just as a token fee as payment for furnishing fire hydrant service, maintenance, and water to each fire hydrant. The City of Gainesville charges the unincorporated areas of the county a fee of \$18.98 per fire hydrant per month and we intend to put in for a higher fee as soon as you tell us that we may apply for same.



A Planned Residential and Recreational Community
4 Miles North of Gainesville on US 441 North

6. The \$40.00 connection fee and the \$40.00 disconnection fee are charged at the initial connection. Yes, we do assess a cut-on and cut-off charge any time a customer requests us to turn off his service. You must also recognize that there is a plumbing code that requires each house to have a water cut-off valve within 5' of the residence and each home or unit in Turkey Creek has this cut-off. In fact, sometime ago we advised all customers who were unable to locate their cut-off valve and wanted to install a cut-off valve in their line so that they would not have to pay for our service that we would turn off their water free of charge for this to be done. However, very few customers took advantage of this, and the problem is that people are too lazy to use their own cut-off valve. A parallel to this would be asking the electric company to pull their meter every time there is an electrical fault in the house. The \$60.00 after hours charge is merely time and a half. I think this is standard with most service companies. We either place a padlock or some locking device on our meters when they are turned on or off to lock them either on or off. The only reason for an emergency situation is because the customer will not use his own cut-off valve. If you need further explanation, please advise your specific questions and we will try to explain further.

7. There are two unmetered irrigation locations that are just too much trouble for the customer to meter. We arrived at a price which was mutually agreeable and we have both agreed to be reasonable with each other. So far, we have not had any problems. The customers understand that these locations can be metered at their request at any time they so desire upon payment of appropriate charges.

8. Forwarded herewith is a letter which we wrote to Mr. Junius Jones concerning the unmetered irrigation locations for the TCMOA. We feel that this is now moot since they have been disconnected permanently.

9. This matter has been reduced to court action and the TCMOA has requested a jury trial. This is in the process of litigation so we are unable to advise what amounts TCMOA will owe.

10. One month we did assess a 25¢ pass through charge which we understood we could do. However, since that time we corrected this and returned the 25¢ charge to each customer the next month pursuant to your request.

Several months ago we gave you the information that is contained in No. 2 through 10 and are just reiterating that at this time, but if this is not clear at this time, please advise.

-3-

We wrote you a letter requesting that we be furnished with a copy of any and all complaints, whether in writing, telephonic or in person, concerning Turkey Creek Utilities. You sent us five or six written complaints but we know, and even your letter of January 25, 1993, says that you have received other complaints. We want a copy of any and all complaints, whether in writing, telephonic or in person, concerning Turkey Creek Utilities. We do not think this is unreasonable. If you think so, please advise why. Yours very truly,

TURKEY CREEK UTILITIES

A handwritten signature in cursive script, appearing to read "Norwood W. Hope".

Norwood W. Hope

cc: John Wharton

Encl.

September 24, 1992

2900 Turkey Creek Boulevard
158 Turkey Creek
Alachua, Florida 32615-9513
Phone (904)462-5653

Mr. Junius Jones
104 Turkey Creek
Alachua, FL 32615

HAND DELIVERED

Dear Junius:

Thank you for meeting with me this morning. Returned herewith is your copy of the Landscape Maintenance Regulations dated September 1, 1992. We have not received this or any assurance that this has been passed by the Board. I have also asked members of my family as well as several other owners in Turkey Creek and none of us have received it either. The last thing we received along these lines was a copy of the Board minutes of August 12, 1992. If you will remember, the minutes of the Board meeting held on August 4th stated that you had discussed some changes in the landscape regulations and that they would be rewritten and the brought back to the Board for final approval. I should think you would want all the owners in Turkey Creek to be made aware of these so that they can be enforced against all of the owners in Turkey Creek.

Forwarded herewith is a copy of the letter dated July 8, 1992, which I wrote relative to the water bills. These have been billed in this manner for years. Now it seems that the water is trying to be muddled by reading something into it that is not there. There are no meters at any of these locations as stated in our letter, but if you want to have meters installed, we are ready to do so upon the payment of the appropriate charges. As I explained to you, the gallonage that appears on the bill is merely something to put into the computer so that the bill can be generated for the amount billed. Please review the letter as it states plainly our position. There is one location where water is being furnished for which we have not been making a charge and that is at the playground and tennis courts at the end of Turkey Creek Boulevard.

I think that you need to take an objective look at the Board and also how everything is either being done or not being done. All of this in my opinion smacks of things that cause bad reflections on the Board and of everything in Turkey Creek. I do not want any verbal understandings. Anything that I have anything to do with needs to be in writing by both parties. I would appreciate this being done in the future.

Yours very truly,

TURKEY CREEK, INC.


Norwood W. Hope
President

cc: Charles Specht
Howard Johnston



A Planned Residential and Recreational Community
4 Miles North of Gainesville on US 441 North

July 8, 1992

Mrs. Beverly K. Smith
Association Management Services
of Gainesville, Inc.
P. O. Box 147050, Suite 30
Gainesville, FL 32614-7050

Re: Water Bills

Dear Beverly:

In response to your letter dated 7/2/92 relative to the above, please be advised that the water valves for the Owners Association water service are located as follows:

<u>Valves</u>	<u>Location</u>
*1	Mail Center
*1	Island in front of TCI's office
2	Island in 2700 block of Turkey Creek Blvd.
2	Island in 2800 block of Turkey Creek Blvd.
4	Island in 2900 block of Turkey Creek Blvd.
2	Island in 3300 block of Turkey Creek Blvd.
1	Island at Creek Drive S. & Turkey Creek Blvd.

*Automatic (the remainder operate manually)

As you know, I have told you on several occasions that I will be happy to show you and/or your representative where the water valves are located, and you indicated you would come out so I could do this. However, even though you have never given me the opportunity to do this, I am still ready.

These accounts were set up years ago but can be cancelled by either party upon notification. They were also done with the understanding that the Owners Association would be reasonable in the use of water. For instance, the water would be turned on for approximately an hour. Also, at the present time, the amounts of these bills may increase 4% to 5% per year.

If the Owners Association is interested in having meters installed at these locations, we will be happy to do this upon payment of the appropriate charges.

If you have any further questions, please do not hesitate to contact us.

Yours very truly,

TURKEY CREEK UTILITIES


Norwood W. Hope

NWH:hdc



A Planned Residential and Recreational Community
4 Miles North of Gainesville on US 441 North

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
THOMAS M. BEARD
SUSAN F. CLARK
LUIS J. LAUREDO
JULIA L. JOHNSON



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

February 23, 1993

RECEIVED
FEB 26 1993

Honorable George Kirkpatrick
The Florida Senate
1103 N.W. 13th Street
Gainesville, Florida 32601

FPSC-RECORDS / REPORTING

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater services under grandfather rights in Alachua County by Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey Creek Utilities

Dear Senator Kirkpatrick:

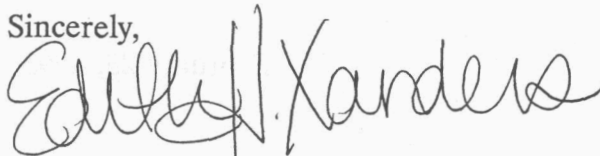
Enclosed for your information is Order No. PSC-93-0229-FOF-WS, issued February 10, 1993, which we are forwarding at the request of Commissioner Thomas Beard. This order grants Turkey Creek Utilities (Turkey Creek) in Alachua County Certificates Nos. 550-W and 480-S, approves the rates the utility was charging on June 30, 1992, and requires a refund of the two rate increases which the utility implemented since that date. As you know, the order was issued as a Proposed Agency Action which gives any affected party the right to protest the order until March 3, 1993. If the Commission receives a protest, a copy will be forwarded to your office.

In addition to the order, we have enclosed Turkey Creek's response to our letter of January 25, 1993, as well as a copy of our letter which grants the utility additional time to file a response. We will continue to forward copies of correspondence which pertain to this docket. Further, we will send your office a copy of our next recommendation to the Commission when it is filed.

Honorable George Kirkpatrick
February 23, 1993
Page 2

Should you have any questions or concerns, please do not hesitate to contact me at (904) 488-8482 (suncom 278-8482) or Karen Asher-Cohen in our Division of Legal Services at (904) 487-2740 (suncom 277-2740).

Sincerely,



Edith H. Xanders
Regulatory Analyst

EHX

cc: Division of Water and Wastewater (Hill, Rendell)
Division of Legal Services (Asher-Cohen)
Division of Records and Reporting
Steve Reilly, Office of Public Counsel
John Wharton
Jim Cherry, Turkey Creek Master Owners Association

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
THOMAS M. BEARD
SUSAN F. CLARK
LUIS J. LAUREDO
JULIA L. JOHNSON



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

RECEIVED
MAR - 5 1993

Public Service Commission

FPSC-RECORDS/REPORTING

March 3, 1993

Ms. Dorothy M. Gross
55 Turkey Creek
Alachua, FL 32615-9500

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. and Family Diner, Inc. d/b/a Turkey Creek Utilities

Dear Ms. Gross:

This letter is in response to your letter dated February 26, 1993, regarding Turkey Creek Utilities (Turkey Creek) in Alachua County. As you know, we are still evaluating certain procedures of Turkey Creek and have forwarded a copy of your letter to Mr. Hope with a request that he respond to your letter by March 17. We will send you a copy of the response when it is filed.

If you have any further questions or concerns, please do not hesitate to contact me.

Sincerely,

Edith H. Xanders
Regulatory Analyst

EHX

cc: Charles H. Hill, Division of Water and Wastewater
Troy Rendell, Division of Water and Wastewater
Karen Asher-Cohen, Division of Legal Services
Honorable George Kirkpatrick
Division of Records and Reporting
Steve Reilly, Office of Public Counsel
John Wharton

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
THOMAS M. BEARD
SUSAN F. CLARK
LUIS J. LAUREDO
JULIA L. JOHNSON



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

March 12, 1993

RECEIVED
MAR 16 1993

FPSC-RECORDS / REPORTING

Mr. Jim Cherry, President
Turkey Creek Master Owners Association
Suite 30
P.O. Box 147050
Gainesville, FL 32614-7050

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. and Family Diner, Inc. d/b/a Turkey Creek Utilities

Dear Mr. Cherry:

Pursuant to our telephone conversation Tuesday, enclosed for your information is Order No. PSC-93-0229-FOF-WS, issued February 10, 1993. This order grants Turkey Creek Utilities (Turkey Creek) Certificates Nos. 550-W and 480-S, approves the rates the utility was charging on June 30, 1992, and requires a refund of the two rate increases which the utility implemented since that date. As you know, the order was protested by Turkey Creek. Because of this protest, the order is not final until the disposition of the protest. Once we have a revised CASR showing the dates for hearing, I will send you a copy.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, reading "Edith H. Xanders".

Edith H. Xanders
Regulatory Analyst

EHX

cc: Division of Water and Wastewater (Hill, Rendell)
Division of Legal Services (Asher-Cohen)
Division of Records and Reporting
Honorable George Kirkpatrick
Steve Reilly, Office of Public Counsel
John Wharton

Enclosure

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for)
certificates to provide)
water and wastewater service)
in Alachua County under)
grandfather rights by TURKEY)
CREEK, INC. & FAMILY DINER,)
INC. d/b/a TURKEY CREEK)
UTILITIES)

DOCKET NO. 921098-WS
ORDER NO. PSC-93-0229-FOF-WS
ISSUED: 02/10/93

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
THOMAS M. BEARD
SUSAN F. CLARK
JULIA L. JOHNSON
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION
ORDER GRANTING CERTIFICATES NOS. 550-W AND 480-S,
APPROVING RATES AND REQUIRING REFUND

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

Background

On June 30, 1992, the Board of County Commissioners of Alachua County adopted a resolution pursuant to Section 367.171, Florida Statutes, declaring that, as of June 30, 1992, the water and wastewater utilities in that County shall become subject to the provisions of Chapter 367, Florida Statutes. The resolution was acknowledged by this Commission on September 9, 1992, by Order No. PSC-92-0964-FOF-WS. Pursuant to Section 367.031, Florida Statutes, a utility subject to the jurisdiction of this Commission must obtain a certificate of authorization or an order recognizing the exempt status of the system.

Turkey Creek Utilities (Turkey Creek) is a Class C utility in Alachua County that provides water and wastewater services to approximately 300 residential and general service customers within the Turkey Creek development.

ORDER NO. PSC-93-0229-FOF-WS
DOCKET NO. 921098-WS
PAGE 2

Application

On October 26, 1992, Turkey Creek Utilities (Turkey Creek) filed an application for water and wastewater certificates under grandfather rights pursuant to Section 367.171, Florida Statutes, to provide service in Alachua County. Turkey Creek has been providing service since 1977, prior to this Commission receiving jurisdiction of the water and wastewater utilities in Alachua County. The utility has a water treatment system, a water distribution system, a wastewater treatment system, and a wastewater collection system.

The application is complete with the exception of adequate evidence that the utility owns the land upon which the utility's facilities are located, as required by Rule 25-30.035(6), Florida Administrative Code. The applicant filed a copy of a tax bill as evidence of land ownership. We find this to be inadequate.

The rules and statutes do not require noticing for grandfather certificate applications. The applicant paid a filing fee in the amount of \$2,250. In addition, adequate service territory and system maps and a territory description have been provided as prescribed by Rules 25-30.035(9), (10), and (11), Florida Administrative Code. A description of the territory we are authorizing the utility to serve is appended to this Order as Attachment A, which by reference is incorporated herein. The territory includes only the territory actually being served by the utility prior to our receiving jurisdiction.

Turkey Creek requested more territory than is currently being served by the utility. The additional territory being requested is adjacent to the Turkey Creek subdivision; however, according to the utility, there are no immediate plans for development of the area. According to Section 367.171, Florida Statutes, a utility is entitled to a grandfather certificate for "the area served by such utility on the day this chapter becomes applicable to it." Although the additional territory being requested is adjacent to the area the utility is currently serving, because the utility is not currently serving the area, we do not find it appropriate to grant the utility that territory with the grandfather certificate. In the future, the utility may file for an amendment of certificate pursuant to Section 367.045(2), Florida Statutes, when it wants to serve the territory not granted in this case.

We have contacted the Department of Environmental Regulation (DER) and learned that there are no outstanding notices of violation against this utility.

Based on the above information, we find it in the public

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FPSC-RECORDS/REPORTING

interest to grant the utility's application for grandfather certificates. Accordingly, Turkey Creek Utilities is hereby granted Certificates Nos. 550-W and 480-S to serve the territory described in Attachment A. In addition, we hereby find that the utility shall file within 30 days of the effective date of this order a recorded warranty deed as evidence of ownership of the utility land.

Rates And Charges

The utility has increased its rates twice since June 30, 1992, the date on which the Commission received jurisdiction over the privately owned water and wastewater utilities in Alachua County. The utility stated that it increased the rates to implement the rate increase approved by the City of Alachua (the City) on August 27, 1991. Upon investigation, the City confirmed to our Staff that the current rates were never approved by the City. The City has been regulating water and wastewater utilities within its city limits since it passed an ordinance on October 7, 1991. Prior to that time, the City entered into an agreement with Turkey Creek in which Turkey Creek agreed to regulation of its rates and charges by the City. Between the time of the agreement and October 7, 1991, Turkey Creek was to advise the City of any rate increase. However, Turkey Creek did not advise the City of the rate increase on August 27, 1991. In fact, the City was not aware of the August 27, 1991, rates until our Staff brought these rates to the City's attention at a meeting with the City in early December, 1992. Additionally, Turkey Creek did approach the City for another rate increase on August 27, 1992 (after the Commission received jurisdiction), but this increase was never implemented.

Upon our examination of the books and records of Turkey Creek, we have determined that the rates that were being charged on June 30, 1992, were those in effect on December 26, 1990. These are the rates the City of Alachua has indicated were approved for the utility. Therefore, we find that the rates that should be approved are the rates that were in effect on December 26, 1990, and were being charged on June 30, 1992.

Turkey Creek's approved rates are as follows:

WATER SYSTEM

Residential and General Service

Monthly Rates

Minimum Charge by Meter Size:

Meter Size

5/8 x 3/4"	\$ 10.35
(includes 4,000 gal.)	
1"	12.05
(includes 6,000 gal.)	
1 1/2"	23.95
(includes 20,000 gal.)	
2"	40.95
(includes 40,000 gal.)	

Gallage Rates: \$.85
(over 4000 gallons consumption)

General Service

Two unmetered locations: \$ 21.40 per month

WASTEWATER SYSTEM

Residential Service

Monthly Rates

Minimum Monthly Charge: \$ 23.75
(includes 4,000 gallons consumption)

Usage between 4,000
and 7,000 gallons: 3.90
(per 1,000 gallons)

Maximum Monthly Charge: \$ 35.45

There are five general service customers who receive wastewater service from Turkey Creek Utilities. All of these customers pay the above-noted rates for service. However, for two customers, the utility adjusts the amount of water to which the rates apply to reflect that not all water usage is returned to the wastewater system. The utility applies the rates to 75% of the water consumption of the clubhouse of the Turkey Creek Country Club and to 30% of the water consumption of the maintenance house of the Turkey Creek Country Club.

The utility shall file a tariff reflecting the above rates. The effective date of the tariff will be the stamped approval date.

Refund

Turkey Creek increased its rates twice since the Commission received jurisdiction in Alachua County, once in September 1992, and again in November 1992. While the utility maintains that it was authorized by the City of Alachua to charge its current rates, these rates were not in effect on June 30, 1992. Additionally, the City informed our Staff that the current rates were never approved by the City. Therefore, we find that the utility shall cease collecting rates implemented in November 1992 and shall begin charging the rates as approved and set forth in the body of this Order, and shall refund to its customers the monies collected in excess of those rates, including interest.

The utility shall refund the unauthorized rate increases within 90 days of the effective date of this Order. As this refund is a result of specific rate changes, it shall be calculated on a per customer basis. Thus, every customer receiving service during the time the rates were increased shall receive a refund of the amount he or she overpaid. This is consistent with Rule 25-30.360,

Florida Administrative Code, regarding the timing and basis for refunds. In addition, the utility shall refund any interest that has accrued from the collection of the charges to the date of the refund. Pursuant to Rule 25-30.360, Florida Administrative Code, the amount of interest shall be based on the 30-day commercial paper rate. We will provide the utility with the commercial paper rate for the appropriate period of time. The utility shall file refund reports consistent with the rule. If any refunds are unclaimed, we find that these unclaimed amounts should be treated as cash contributions-in-aid-of-construction (CIAC).

Regulatory Assessment Fees and Annual Report

Pursuant to Rule 25-30.120(2), Florida Administrative Code, "any utility which is subject to this Commission's jurisdiction on or before December 31 of that year or for any part of that year, whether or not the utility has applied for or been issued a certificate" is required to pay regulatory assessment fees. Additionally, Rule 25-30.110(3), Florida Administrative Code, states that "(t)he obligation to file an annual report for any year shall apply to any utility which is subject to this Commission's jurisdiction as of December 31 of that year, whether or not the utility has actually applied for or been issued a certificate." We hereby find that Turkey Creek is required to pay Regulatory Assessment Fees and file an Annual Report from the jurisdictional date, which is June 30, 1992. The utility has been sent an annual report form. Regulatory assessment fee forms will be sent by our Staff when they are mailed to all other utilities.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that the application of Turkey Creek Utilities for grandfather water and wastewater certificates is hereby granted. It is further

ORDERED that all of the provisions of this Order are issued as proposed agency action and shall become final unless an appropriate petition in the form provided by Rule 25-22.029, Florida Administrative Code, is received by the Director of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the date set forth in the Notice of Further Proceedings below. It is further

ORDERED that Certificates Nos. 550-W and 480-S shall be issued to Turkey Creek Utilities. It is further

ORDERED that Turkey Creek Utilities' service territory shall be that described in Attachment A, appended hereto. It is further

ORDER NO. PSC-93-0229-FOF-WS
DOCKET NO. 921098-WS
PAGE 7

ORDERED that Turkey Creek Utilities' rates and charges shall be those set forth in the body of this Order. It is further

ORDERED that Turkey Creek Utilities shall file within 30 days of the effective date of this Order a recorded warranty deed as evidence of ownership of utility land. It is further

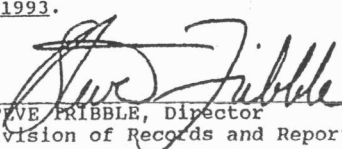
ORDERED that Turkey Creek Utilities shall refund to its customers the amount collected since June 30, 1992, in excess of the rates set forth in the body of this Order, plus interest. The refund shall be made within 90 days of the effective date of this Order and shall be consistent with Rule 25-30.360, Florida Administrative Code. The utility shall file refund reports consistent with this rule. It is further

ORDERED that Turkey Creek Utilities shall pay regulatory assessment fees for the period June 30, 1992, through December 31, 1992, by March 31, 1993. It is further

ORDERED that Turkey Creek Utilities shall file an annual report for the period June 30, 1992, through December 31, 1992, by March 31, 1993. It is further

ORDERED that this docket shall remain open pending our investigation and analysis of other policies, procedures, and charges of Turkey Creek Utilities, and pending a timely protest from a substantially affected person by the expiration of the protest period.

By ORDER of the Florida Public Service Commission this 10th day of February, 1993.


STEVE FRIBBLE, Director
Division of Records and Reporting

(S E A L)
KAC

ORDER NO. PSC-93-0229-FOF-WS
DOCKET NO. 921098-WS
PAGE 8

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on MARCH 4, 1993.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

ATTACHMENT A

SERVICE TERRITORY DESCRIPTION - TURKEY CREEK, INC.

ALACHUA COUNTY

A part of Sections 27, 28, 32, 33, and 34, Township 8 South, Range 19 East, Alachua County, Florida; being more particularly described as follows:

Commence at the northwest corner of said Section 28 and run South 00° 42' 41" East, along the west line of said Section 28, 1315 +/- feet, to the Point of Beginning; thence South 89° 21' 23" East, 675 +/- feet; thence South 00° 58' 16" East, 275 +/- feet; thence easterly the following courses: North 89° 01' 44" East, 867 +/- feet; North 87° 08' 10" East, 50 +/- feet; South 87° 42' 54" East, 593 +/- feet; thence southerly the following courses: South 04° 23' 10" West, 253 +/- feet; South 04° 32' 21" West, 137 +/- feet; South 29° 43' 19" West, 142 +/- feet; South 11° 49' 06" East, 305 +/- feet; South 11° 49' 06" East, 110 +/- feet; South 08° 32' 03" East, 71 +/- feet; South 17° 14' 50" East, 27 +/- feet; thence easterly the following course: North 88° 38' 16" East, 516 +/- feet; North 88° 29' 14" East, 1387 +/- feet; thence North 01° 55' 03" West, 985 +/- feet; to the southerly right-of-way line of U.S. - 441; thence southeasterly along said right-of-way line 712 +/- feet, thence South 9° 30' West, 550 +/- feet; thence South 12° West, +/- 780 feet; thence North 87° 07' 53" East, 811 +/- feet; South 77° 30' 53" East, 304 +/- feet; South 12° 29' 07" West, 899 +/- feet; South 01° 08' 58" East, 1345 +/- feet; South 15° 11' 38" East, 544 +/- feet; South 19° 38' 13" East, 148 +/- feet; thence South 58° 28' 37" West, 493 +/- feet; thence North 34° West, 117 +/- feet; thence South 57° 44' 07" West, 110 +/- feet; thence South 27° East, 700 +/- feet; thence South 11° East, 280 +/- feet; thence South 9° West, 390 +/- feet; thence North 70° West, 105 +/- feet; thence North 10° East, 52 +/- feet; thence North 79° West, 585 +/- feet; thence South 19° 48' 00" West, 201 +/- feet to the centerline of a creek; thence westerly along said centerline 2056 +/- feet, (or approximately North 82° West, 2050 +/- feet); thence North 34° West, 150 +/- feet; thence South 75° West, 450 +/- feet; thence South 24° West, 225 +/- feet; thence South 87° 08' 39" West, 319 +/- feet; thence North 02° 51' 21" West, 1515 +/- feet; thence North 73° 34' 38" West, 1284 +/- feet; thence North 29° 14' 16" East, 1719 +/- feet; thence South 89° 12' 04" West, 399 +/- feet; thence North 25° 30' 30" East, 300 +/- feet; thence North 56° West, 290 feet; thence North 42° West, 241 feet; thence South 67° West, 200 feet; thence South 86° West, 210 feet; thence South 00° 42' 41" East, 410 +/- feet; thence South 89° 17' 19" West, 150 +/- feet; thence North 00° 42' 41" West, 18 +/- feet; thence South 89° 17' 19" West, 100 +/- feet; thence North 00° 42' 41" West, 2524 +/- feet to the Point of Beginning. Containing 580 Acres, more or less.

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
THOMAS M. BEARD
SUSAN F. CLARK
LUIS J. LAUREDO
JULIA L. JOHNSON



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

March 12, 1993

RECEIVED
MAR 16 1993

Honorable George Kirkpatrick
The Florida Senate
1103 N.W. 13th Street
Gainesville, Florida 32601

FPSC-RECORDS / REPORTING

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater services under grandfather rights in Alachua County by Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey Creek Utilities

Dear Senator Kirkpatrick:

Pursuant to our letter of February 23, 1993, enclosed for your information is a copy of the protest to Order No. PSC-93-0229-FOF-WS which was filed by Turkey Creek Utilities on March 4, 1993. In our last letter, I was incorrect when I stated that protests were due by March 3, 1993. The correct date was March 4, 1993, therefore, Turkey Creek filed the protest on time.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Edith H. Xanders".

Edith H. Xanders
Regulatory Analyst

EHX

cc: Division of Water and Wastewater (Hill, Rendell)
Division of Legal Services (Asher-Cohen)
Division of Records and Reporting
Steve Reilly, Office of Public Counsel
John Wharton
Jim Cherry, Turkey Creek Master Owners Association
Enclosure

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application for certificates)
to provide water and wastewater)
service in Alachua County under)
grandfather rights by TURKEY CREEK,)
INC. & FAMILY DINER, INC. d/b/a)
TURKEY CREEK UTILITIES)

DOCKET NO. 921098-WS

PETITION ON PROPOSED AGENCY ACTION

Turkey Creek Utilities, by and through undersigned counsel, and pursuant to Rule 25-22.036, Fla. Admin. Code, hereby files this Petition On Proposed Agency Action and in support thereof would state and allege as follows:

1. The name and address of the applicant is:

Turkey Creek Utilities
2900 Turkey Creek Boulevard
Alachua, Florida 32615

2. The Utility's authorized representative for the filing of this Petition is:

John L. Wharton, Esquire
Rose, Sundstrom & Bentley
2548 Blairstone Pines Drive
Tallahassee, Florida 32301

3. On February 10, 1993, this Commission issued its Notice Of Proposed Agency Action Order Granting Certificate Nos. 550-W And 480-S, Approving Rates And Requiring Refund. Turkey Creek states and alleges that its substantial interests have been and will be affected by any finality of this Commission Order and that the following disputed issues of law and/or fact exist:

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

A. Whether the proposed rates, fees, and charges for Turkey Creek are less than the rates, fees, and charges to which Turkey Creek is entitled as a matter of fact and law.

On June 30, 1992 the Board of County Commissioners of Alachua County adopted a resolution pursuant to § 367.171, Fla. Stat., declaring that, as of June 30, 1992, the water and wastewater utilities in that county would become subject to the provisions of Chapter 367, Fla. Stat. Prior to that time, Turkey Creek operated in a de facto regulatory vacuum in which it notified, pursuant to informal agreement, the City of Alachua of the status of its rates, fees and charges and any changes or proposed changes thereto. However, the City, as a matter of law and fact, had no regulatory authority over the Utility, nor was there any lawful or factual requirement (or right) for the City to "approve" Turkey Creek's rates.

Pursuant to Chapter 367, Fla. Stat., and established Commission policy, Turkey Creek was entitled to have "grandfathered" its authority to assess those rates, fees and charges which it was entitled to assess on June 30, 1992. The Commission's PAA proposes to allow Turkey Creek to assess certain rates, fees and charges which are less than those which Turkey Creek was authorized to charge on June 30, 1992.

B. Whether under Chapter 367, Fla. Stat., and ample Commission precedent, Turkey Creek is entitled to be "grandfathered" its entire service territory.

Section 367.171 (2)(b), Fla. Stat. requires that a utility applying for a grandfather certificate shall file with the Commission both "a map of its existing system . . ." and "a description of the area served by the system . . ." (emphasis added). The territory which the Commission proposes to certificate to Turkey Creek is less than the territory served by the Turkey Creek system and is less than the territory to which Turkey Creek is entitled under law and Commission precedent. Turkey Creek's physical plant and appurtenant facilities were specifically designed to serve a well-delineated and established service area and, in point of fact, no other utility exists or is proposed to exist which could serve those areas. Turkey Creek alleges, on information and belief, that the Commission utilized a non-rule policy in determining the amount of territory that Turkey Creek should be granted.

C. Whether the Commission's Order contains an ambiguity as to whether Turkey Creek can continue to assess certain rates, fees or charges, including those on which there is apparently no dispute that Turkey Creek was both authorized and actually charging said rates, fees or charges on June 30, 1992.

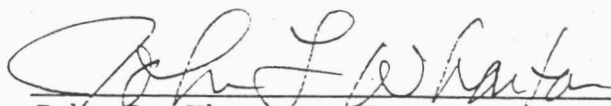
Turkey Creek alleges that the Commission's proposed order, as constructed, could deprive Turkey Creek of its ability to assess certain rates, fees, or charges to which it is entitled under law and Commission precedent.

D. Whether the Commission's Order, in all respects, is in compliance with Florida law, any rules or non-rule policies of the Commission, and Commission precedent.

4. Turkey Creek is entitled, under law and Commission precedent, to be "grandfathered" all of the rates, fees and charges which it was authorized to charge on June 30, 1992, and to have "grandfathered" all of that "area served by the system", pursuant to Section 367.171(2)(b), Fla. Stat.

WHEREFORE, and in consideration of the above, Turkey Creek respectfully requests the Commission grant such relief as requested herein and such other relief as the Commission deems proper.

DATED this 4th day of March, 1993.



John L. Wharton, Esq.
Rose, Sundstrom & Bentley
2548 Blairstone Pines Drive
Tallahassee, Florida 32301
(904) 877-67555

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and accurate copy of the foregoing has been by Regular U.S. Mail to Karen Asher-Cohen, Esq., Division of Legal Services, Florida Public Service Commission, 101 East Gaines Street, Tallahassee, FL 32301 on this 4th day of March, 1993.


John L. Wharton, Esq.


RECEIVED
MAR 30 1993

FPSC-RECORDS/REPORTING

M E M O R A N D U M

March 29, 1993

TO: NANETTE FISHER

FROM: DIVISION OF LEGAL SERVICES (FEIL) 

RE: DOCKET NO. 921098-WS - APPLICATION FOR CERTIFICATES TO PROVIDE WATER AND WASTEWATER SERVICE IN ALACHUA COUNTY UNDER GRANDFATHER RIGHTS BY TURKEY CREEK, INC. & FAMILY DINER, INC. D/B/A TURKEY CREEK UTILITIES.

Subsequent to staff's scheduling a hearing for July 14, 1993, in the above-referenced docket, staff realized that the potential existed that other Commission action might require another hearing in the same docket.

In short, the protested Order which is the subject of the July 14 hearing proposed changes to the utility's monthly service rates and territory. Upon reviewing all of the utility's rates and charges, staff has concluded it should recommend that the Commission adjust some of the utility's other charges, such as miscellaneous service charges, return check charges, etc. If the utility protests the Commission's action adjusting those other charges, another hearing would be required. Rather than run the risk of having a second hearing in the same docket, staff thinks it preferable for the Commission to reschedule the July 14 hearing to sometime in November. By doing this, the Commission would be able to hear both cases at one time. I note that the Commission has not in the past applied a statutory time period for rendering a final decision regarding grandfather certificates and rates.

Accordingly staff requests that the June 14 hearing scheduled for this docket be rescheduled to the first week of November.

MJF/dr

cc: Division of Water and Wastewater (Xanders)



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: March 31, 1993
TO: All Interested Persons
FROM: Steve Tribble, Director of Records and Reporting
RE: Original Case Assignment and Scheduling Record

Attached is a time schedule, entitled "Case Assignment and Scheduling Record" (CASR), which has been prepared by Commission staff members and approved by the Chairman. Please review the schedule and note the dates designated by the Commission for completion of stages of work in the docket.

Any requests for changes in the schedule must be filed with the Director of Records and Reporting for consideration by the Commissioner assigned to rule on motions and procedural matters in the docket or by the Commission Chairman.

Persons receiving these schedules should be aware that the dates are subject to change and therefore should not rely on them exclusively, but should continue to look to the Commission's official notice and orders for firm dates of hearings and other activities.

ST/wds

attachment

PSC/RAR35 (Rev 1/93)



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: April 5, 1993

TO: Steve Tribble, Director of Records and Reporting

FROM: Charles Rehwinkel
Assistant to Commissioner Deason

RE: Intercepted Communication From an Interested Party Received in
Docket 921098-WS.

RECEIVED
APR 6 1993
FPSC-RECORDS / REPORTING

This office has received the following correspondence. The correspondence has not been viewed or considered in any way by Commissioner Deason. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as CEO 91-31-July 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Because it is not deemed to be an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Fla. Statutes. However; in such cases Commissioner Deason has requested that a copy of the correspondence and this memo be, as a matter of routine, placed in the correspondence side of the file in this docket.

CJR/gs

2900 Turkey Creek Boulevard
158 Turkey Creek
Alachua, Florida 32615-9513
Phone (904)462-5653

April 2, 1993

Mrs. Edith H. Xanders
Public Service Commission
Fletcher Building
101 East Gaines Street
Tallahassee, FL 32399-0850

Re: Docket No. 921098-WS
Turkey Creek Utilities

Dear Edie:

We want to put in for a rate increase for our fire hydrant service fee, and therefore, would appreciate your advising by return mail the procedure we must follow to do this.

As you know, the utility only charged \$19.98 per per hydrant per year in the past because the Owners Association operated each year with a deficit, and since Turkey Creek, Inc. was responsible for said deficit, there was no need to increase this amount to an appropriate charge because Turkey Creek, Inc., would only have to pay it. However, since Turkey Creek, Inc. no longer has control of the Association and is no longer responsible for any deficit, we feel the Association should pay an appropriate charge for this service to the utility.

Please respond in writing on or before April 12, 1993.

Yours very truly,

TURKEY CREEK UTILITIES



Norwood W. Hope

NWH:hdc

cc: Commissioner J. Terry Deason ✓
Commissioner Thomas M. Beard
Commissioner Susan F. Clark
Commissioner Luis J. Lauredo
Commissioner Julia L. Johnson
John Wharton



A Planned Residential and Recreational Community
4 Miles North of Gainesville on US 441 North



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: April 5, 1993

TO: Steve Tribble, Director of Records and Reporting

FROM: Charles Rehwinkel
Assistant to Commissioner Deason

RE: Intercepted Communication From an Interested Party Received in
Docket 921098-WS.

RECEIVED
APR 6 1993
FPSC-RECORDS / REPORTING

This office has received the following correspondence. The correspondence has not been viewed or considered in any way by Commissioner Deason. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as CEO 91-31-July 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Because it is not deemed to be an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Fla. Statutes. However; in such cases Commissioner Deason has requested that a copy of the correspondence and this memo be, as a matter of routine, placed in the correspondence side of the file in this docket.

CJR/gs

2900 Turkey Creek Boulevard
158 Turkey Creek
Alachua, Florida 32615-9513
Phone (904)462-5653

March 29, 1993

Mrs. Jo Ann Chase
Public Service Commission
Fletcher Building
101 East Gaines Street
Tallahassee, FL 32399-0850

Re: Turkey Creek Utilities

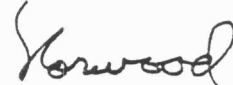
Dear Jo Ann:

My reason for writing to you instead of Edie is that you are the one who told us about rate increases at our very first meeting. As you will remember, you told us that the PSC had a rule that the utility could increase its rates a certain percentage each year without going through a rate hearing, etc. You stated that this percentage was set by the PSC each year taking into consideration the cost of living index and various other factors and that it was done every March. Please advise what this figure is so we may raise our rates accordingly.

Please respond in writing by April 9, 1993.

Yours very truly,

TURKEY CREEK UTILITIES



Norwood W. Hope

NWH:hdc

cc: Commissioner J. Terry Deason ✓
Commissioner Thomas M. Beard
Commissioner Susan F. Clark
Commissioner Luis J. Lauredo
Commissioner Julia L. Johnson
John Wharton
Edith H. Xanders



A Planned Residential and Recreational Community
4 Miles North of Gainesville on US 441 North

2900 Turkey Creek Boulevard
158 Turkey Creek
Alachua, Florida 32615-9513
Phone (904)462-5653

March 29, 1993

Mrs. Edith H. Xanders
Public Service Commission
Fletcher Building
101 East Gaines Street
Tallahassee, FL 32399-0850

Re: Docket No. 921098-WS
Turkey Creek Utilities

Dear Edie:

We are in receipt of your letter dated March 15, 1993, and submit the following in response thereto.

1. We have only one General Service customer with seven locations, two of which are for water only. The other five are water and wastewater.

2. Meters were not installed at these irrigation locations because the customers were unable to locate their cut-offs in order for us to install meters. By mutual agreement, a price was arrived at which the customer and utility both thought was fair and that is what is being charged and everyone is satisfied. All of this was done prior to June 30, 1992. However, the customer can request the installation of a meter at any time upon payment of the prevailing charges and locating their cut-off.

3. These customers will be required to pay the appropriate charges for the installation of a meter just like all of our customers.

Yours very truly,

TURKEY CREEK UTILITIES



Norwood W. Hope

NWH:hdc

cc: Commissioner J. Terry Deason
Commissioner Thomas M. Beard
Commissioner Susan F. Clark
Commissioner Luis J. Lauredo
Commissioner Julia J. Johnson
John Wharton



A Planned Residential and Recreational Community
4 Miles North of Gainesville on US 441 North



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: April 20, 1993
TO: All Interested Persons
FROM: Steve Tribble, Director of Records and Reporting
RE: Revised Case Assignment and Scheduling Record

Attached is a time schedule, entitled "Case Assignment and Scheduling Record" (CASR), which has been approved by the Chairman. It should be noted that this is a revision of an earlier CASR. Please review the schedule and note the dates designated by the Commission for completion of stages of work in the docket.

Any requests for changes in the schedule must be filed with the Director of Records and Reporting for consideration by the Commissioner assigned to rule on motions and procedural matters in the docket or by the Commission Chairman.

Persons receiving these schedules should be aware that the dates are subject to change and therefore should not rely on them exclusively, but should continue to look to the Commission's official notice and orders for firm dates of hearings and other activities.

ST/wds

attachment

PSC/RAR36 (Rev 1/93)

State of Florida

J. Terry Deason
Chairman



Fletcher Building
101 East Gaines Street
Tallahassee, FL 32399-0853
(904) 488-2986
FAX # (904) 488-0914

Public Service Commission

May 11, 1993

Honorable George Kirkpatrick
The Florida Senate
1103 N.W. 13th Street
Gainesville, Florida 32601

RECEIVED
MAY 12 1993
FPSC-RECORDS / REPORTING

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater services under grandfather rights in Alachua County by Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey Creek Utilities

Dear Senator Kirkpatrick:

This is a follow up to your letter addressed to Chairman Thomas Beard dated January 22, 1993, regarding the above utility. I understand that staff has been providing you copies of all correspondence in this docket, including staff recommendations. Enclosed is a copy of staff's recommendation regarding Turkey Creek Utilities in Alachua County which was presented to the Commission at the May 4, 1993, Agenda Conference. At the Agenda Conference, the Commission modified the staff's recommendation on Issue 1, the Public Fire Protection issue, and approved the staff's recommendation on the remaining issues. In modifying Issue 1, the Commission decided that the Public Fire Protection charge was not a legitimate charge to be "grandfathered in" since there was not adequate proof that the charge had been billed in the past. In addition, the Commission found that the Turkey Creek Master Owners Association should not be responsible for paying the charge for the period of time since the utility has been subject to regulation. Further, the Commission directed the utility not to charge the Public Fire Protection charge on a going forward basis and not to discontinue service to the hydrants.

An order reflecting the Commission's vote will be issued within the next two weeks. After the order is issued, any substantially affected person, including the utility, will have twenty-one days to protest the order. Once the order is issued, staff will forward a copy to your office. In addition, staff will continue to send copies of all correspondence relating to Turkey Creek Utilities as they have done in the past.

Hon. George Kirkpatrick

-2-

May 11, 1993

Should you have any questions or concerns, please do not hesitate to contact Edith Xanders at (904) 488-8482 (suncom 278-8482) or Matt Feil in our Division of Legal Services at (904) 487-2740 (suncom 277-2740).

Sincerely,

A handwritten signature in dark ink, appearing to read "J. Terry Deason", with a long horizontal flourish extending to the right.

J. Terry Deason
Chairman

JTD/gs
Enclosure

cc: Division of Water and Wastewater (Hill, Xanders)
Division of Legal Services (Feil)
Division of Records and Reporting ✓
Steve Reilly, Office of Public Counsel
John Wharton

M E M O R A N D U M

May 13, 1993

RECEIVED
JUN 30 1993

FPSC-RECORDS / REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (BEDELL) CB

RE: DOCKET NO. 921098-WS - APPLICATION FOR CERTIFICATES TO
PROVIDE WATER AND WASTEWATER SERVICE IN ALACHUA COUNTY
UNDER GRANDFATHER RIGHTS BY TURKEY CREEK, INC. & FAMILY
DINER, INC. D/B/A TURKEY CREEK UTILITIES.

Attached is the original Certificate of Service for the
Commission Staff's First Set of Interrogatories to the
above-referenced utility.

CB/mcs

Attachment

cc: Division of Water and Wastewater (Xanders, Rendell)

M E M O R A N D U M

May 13, 1993

RECEIVED
JUN 30 1993

FPSC-RECORDS / REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (BEDELL) CB

RE: DOCKET NO. 921098-WS - APPLICATION FOR CERTIFICATES TO
PROVIDE WATER AND WASTEWATER SERVICE IN ALACHUA COUNTY
UNDER GRANDFATHER RIGHTS BY TURKEY CREEK, INC. & FAMILY
DINER, INC. D/B/A TURKEY CREEK UTILITIES.

Attached is the original Certificate of Service for the
Commission Staff's First Request for Production of Documents to the
above-referenced utility.

CB/mcs

Attachment

cc: Division of Water and Wastewater (Xanders, Rendell)

Records

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
THOMAS M. BEARD
SUSAN F. CLARK
LUIS J. LAUREDO
JULIA L. JOHNSON



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

June 2, 1993

RECEIVED
JUN - 3 1993

FPSC-RECORDS / REPORTING

Honorable George Kirkpatrick
The Florida Senate
1103 N.W. 13th Street
Gainesville, Florida 32601

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. and Family Diner, Inc. d/b/a Turkey Creek Utilities

Dear Senator Kirkpatrick:

Enclosed for your information is Order No. PSC-93-0816-FOF-WS, issued May 27, 1993. This order requires the reduction of certain utility charges, a refund of accrued interest on customer deposits, the installation of irrigation meters, replacement of residential meters and a revised service application. Because the Order was issued as a proposed agency action (PAA), the utility has twenty-one days to protest. If the utility does not protest the Order by June 17, 1993, it becomes final. If they do protest, the issues will be included in the hearing already scheduled for November 3, 1993.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Edith H. Xanders".

Edith H. Xanders
Regulatory Analyst

EHX

cc: Division of Water and Wastewater (Hill)
Division of Legal Services (Feil)
Division of Records and Reporting
Steve Reilly, Office of Public Counsel
John Wharton

Enclosure

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
THOMAS M. BEARD
SUSAN F. CLARK
LUIS J. LAUREDO
JULIA L. JOHNSON



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

June 2, 1993

RECEIVED
JUN - 3 1993
FPSC-RECORDS / REPORTING

Mr. Jim Cherry, President
Turkey Creek Master Owners Association
Suite 30, P.O. Box 147050
Gainesville, FL 32614-7050

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. and Family Diner, Inc. d/b/a Turkey Creek Utilities

Dear Mr. Cherry:

Enclosed for your information is Order No. PSC-93-0816-FOF-WS, issued May 27, 1993. This order requires the reduction of certain utility charges, a refund of accrued interest on customer deposits, the installation of irrigation meters, replacement of residential meters and a revised service application. Because the Order was issued as a proposed agency action (PAA), the utility has twenty-one days to protest. If the utility does not protest the Order by June 17, 1993, it becomes final. If they do protest, the issues will be included in the hearing already scheduled for November 3, 1993.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Edith H. Xanders".

Edith H. Xanders
Regulatory Analyst

EHX

cc: Division of Water and Wastewater (Hill)
Division of Legal Services (Feil)
Division of Records and Reporting
Honorable George Kirkpatrick
Steve Reilly, Office of Public Counsel
John Wharton

Enclosure

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
THOMAS M. BEARD
SUSAN F. CLARK
LUIS J. LAUREDO
JULIA L. JOHNSON



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 488-8482

Public Service Commission

August 9, 1993

RECEIVED
AUG 12 1993

FPSC-RECORDS / REPORTING

Mr. Jim Cherry, President
Turkey Creek Master Owners Association
Suite 30, P.O. Box 147050
Gainesville, FL 32614-7050

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. and Family Diner, Inc. d/b/a Turkey Creek Utilities

Dear Mr. Cherry:

Enclosed for your information is Order No. PSC-93-1090-FOF-WS, issued July 27, 1993. This order requires that the Public Fire Protection Charge, the Miscellaneous Service Charges, the Late Payment Fee, the Service Availability Charges and the Meter Installation Charges be placed subject to refund pending the final decision after the hearing. These charges were placed subject to refund effective the date of the vote, July 6, 1993.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Edith H. Xanders".

Edith H. Xanders
Regulatory Analyst

EHX

cc: Division of Water and Wastewater (Hill)
Division of Legal Services (Bedell)
Division of Records and Reporting
Honorable George Kirkpatrick
Steve Reilly, Office of Public Counsel
John Wharton

Enclosure



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: August 16, 1993
TO: Steve Reilly, Office of Public Counsel
FROM: Edith Xanders, Division of Water and Wastewater *EX 946W*
RE: Docket No. 921098-WS: Application for water and wastewater certificates under grandfather rights in Alachua County by Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey Creek Utilities

Please be advised that Commission staff will be meeting with John Wharton, attorney for Turkey Creek Utilities, on August 24, 1993, at 10:00 am in the Division of Water and Wastewater Conference Room (Room 469 of the Fletcher Building). The purpose of this meeting is to discuss a possible stipulation on the territory issue. If you have any questions, please contact me.

cc: Division of Water and Wastewater (Hill, Chase, Rendell)
Division of Legal Services (Bedell, Lorenzo)
Division of Records and Reporting
John Wharton

RECEIVED
AUG 18 1993
FPSC-RECORDS/REPORTING

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: August 19, 1993
TO: Division of Records and Reporting
FROM: Edith Xanders, Division of Water and Wastewater *EX*
RE: Docket No. 921098-WS: Application for certificates to provide water and wastewater service under grandfather rights in Alachua County by Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey Creek Utilities

The CASR for the above referenced docket currently shows the Division of Water and Wastewater as OPR. Since the utility has filed a protest and the case is now going to hearing, the OPR should be the Division of Legal Services. If you have any questions, please feel free to contact me.

cc: Cathy Bedell, Division of Legal Services

M E M O R A N D U M

RECEIVED
AUG 23 1993

REC-RECORDS/REPORTING

August 20, 1993

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (BEDELL) *CB*

RE: DOCKET NO. 921098-WS - APPLICATION FOR CERTIFICATES TO
PROVIDE WATER AND WASTEWATER SERVICE IN ALACHUA COUNTY
UNDER GRANDFATHER RIGHTS BY TURKEY CREEK, INC. & FAMILY
DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Attached is the original Certificate of Service for the
Commission Staff's Second Request for Production of Documents to
the above-referenced utility.

CB/dr

Attachment

cc: Division of Water and Wastewater (Xanders, Rendell)

LAW OFFICES
ROSE, SUNDSTROM & BENTLEY
A PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS
2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301
(904) 877-6555

ROBERT A. ANTISTA
CHRIS H. BENTLEY, P.A.
F. MARSHALL DETERDING
MARTIN S. FRIEDMAN, P.A.
JOHN R. JENKINS
ROBERT M. C. ROSE, P.A.
WILLIAM E. SUNDSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

MAILING ADDRESS
POST OFFICE BOX 1587
TALLAHASSEE, FLORIDA 32302-1587
TELECOPIER (904) 656-4029

September 3, 1993

JOHN R. WODRASKA
SPECIAL CONSULTANT
(NOT A MEMBER OF THE FLORIDA BAR)

VIA HAND DELIVERY

Mr. Steve Tribble, Director
Division of Records & Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, FL 32301

RE: Turkey Creek Utilities
Docket No. [REDACTED]
Our File No. 27037701

Dear Steve:

Enclosed please find an original and two copies of the Escrow Agreement which has been executed by the bank and my client. I would appreciate the insertion of the appropriate signatures and a return of the original and a copy to this office. Also enclosed is a signature card on which two signatures of the Public Service Commission are required.

By copy of this letter to Edie Xanders, I would request that she contact both you and I immediately if she has any problem with the form of this Escrow Agreement although it is identical, in all respects, to forms recently approved by the Commission staff or other clients of this firm.

Should you have any questions or concerns regarding the above, please do not hesitate to contact me at your earliest convenience.

*10/26 note: File. Per
Edie Xanders, Mr. Wharton
is making some minor
corrections + will re-file
this material.*

KF

Sincerely,

ROSE, SUNDSTROM & BENTLEY

John L. Wharton
John L. Wharton, Esq.
For The Firm

JLW/lm
Encl.

cc. Ms. Edie Xanders, w/encl.

Family Diner, Inc. d/b/a Turkey Creek Utilities
and Florida Public Service Commission

ACCOUNT NAME
AND ADDRESS

SIGNATURES - THE UNDERSIGNED AGREE(S) TO THE TERMS STATED
ON THE FRONT AND BACK OF THIS FORM, AND THE SEPARATE DIS-
CLOSURE FORM, AND ACKNOWLEDGE(S) RECEIPT OF A COPY OF
EACH ON TODAY'S DATE.

- (1) [x] By Stromwood H. Hope or
Norwood W. Hope
- (2) [x] N. Forest Hope
- AND
- (3) [x] By Public Service Commission or
- (4) [x]

Account
Number: _____

Date: _____

Number of Signatures
Required for Withdrawal: 2

Type of
Account: _____

Owner-
ship: _____

Taxpayer
I.D. Number: _____

Telephone
Number: _____

Name and address of someone who will always
know your whereabouts: _____

BUSINESS ACCOUNTS -

Authorization Received? ☐ Yes ☐ No

Dated _____

Facsimile Signature? ☐ Yes ☐ No

TRUST OR PAY-ON-DEATH BENEFICIARIES -

TIME DEPOSITS -

Notice Period _____

Automatic Renewal? _____

Maturity Date _____

Certif. No. _____

Additions Allowed? _____

Initial Deposit \$ _____

Minimum Addition \$ _____

OTHER TERMS, EXPLANATIONS, OTHER SERVICES, ETC.-

Money Market Investment Account

BACKUP WITHHOLDING CERTIFICATIONS

[x] TAXPAYER I.D. NUMBER - The taxpayer identification
number shown above (Taxpayer I.D. Number) is my correct
taxpayer identification number.

[] APPLIED - FOR TAXPAYER I.D. NUMBER - A taxpayer iden-
tification number has not been issued to me, and I mailed or
delivered an application to receive a taxpayer identification
number to the appropriate Internal Revenue Service Center or
Social Security Administration Office (or I intend to mail or
deliver an application in the near future). I understand that if
I do not provide a taxpayer identification number to the payor
within 60 days, the payor is required to withhold 20 percent
of all reportable payments thereafter made to me until I provide
a number.

[x] BACKUP WITHHOLDING - I am not subject to backup
withholding either because I have not been notified that I am
subject to backup withholding as a result of a failure to report
all interest or dividends, or the Internal Revenue Service has
notified me that I am no longer subject to backup withholding.

[] EXEMPT RECIPIENTS - I am an exempt recipient under
the Internal Revenue Service Regulations.

[] NONRESIDENT ALIENS - I am not a United States person,
or if I am an individual, I am neither a citizen nor a resident
of the United States.

SIGNATURE: By signing below I certify under penalties of
perjury the statements checked in this section.

[x] Stromwood H. Hope

operation of this account, unless clearly varied in writing or typing on this form, the disclosure, or in a
separate written agreement. "We," "our," or "us" means the depository institution and "you" means the
account holder(s). This agreement includes your promise to pay the charges listed on the deposit account
disclosure and your permission for us to deduct these charges, as earned, directly from the account balance.
You also agree to pay any additional reasonable charges we may impose for services you request which are
not contemplated by this agreement. Each of you agrees to be jointly and severally liable for any account
deficit resulting from charges or overdrafts, whether caused by you or another authorized to withdraw from
this account, together with the costs we incur to collect the deficit including, to the extent permitted by law,
our reasonable attorneys' fees.

This agreement incorporates clearinghouse rules and state and federal law, except to the extent that this
agreement can and does vary such rules or law.

DEPOSITS - Any items accepted for deposit (including items drawn "on us") will be given provisional credit
only until collection is final (and actual credit for deposits of, or payable in, foreign currency will be at the
exchange rate in effect on final collection in U.S. dollars). We are not responsible for transactions initiated
by mail or outside depository until we actually record them.

WITHDRAWALS - Unless otherwise indicated on the reverse side, any one of you who signs this form may
withdraw or transfer all or any part of the account balance at any time on forms approved by us. Each of
you authorizes each other person signing this form to endorse any item payable to you or your order for
deposit to this account or any other transaction with us, until we receive actual notice to the contrary. The
fact that we may honor withdrawal requests which overdraw the finally collected account balance does not
obligate us to do so. We will not be obligated to honor such requests unless required by law.

We reserve the right to refuse any withdrawal or transfer request which is for an amount less than any
minimum withdrawal or which exceeds any frequency limitation. Repeated abuse of the stated limitations
(if any) may eventually force us to close this account. We will use the date a transaction is completed by us
(as opposed to the day you initiate it) to apply the frequency limitations. On interest-bearing accounts other
than time deposits, we reserve the right to require at least seven days' written notice before any withdrawal
or transfer. Withdrawals from a time deposit prior to maturity or prior to the expiration of any notice period
may be restricted and may be subject to penalty. See your notice of penalties for early withdrawal.

OWNERSHIP OF ACCOUNT - The following provisions explain the rules applicable to this account depending
on the form of ownership specified on the reverse side. Only the portion corresponding to the form of
ownership specified will apply. **Individual Account** - Such an account is issued to one person who does not
intend (merely by opening this account) to create any survivorship rights in any other person. **Joint Account**
- **With Survivorship (And Not As Tenants In Common)** - Such an account is issued in the name of two or
more persons. Each of you intend that upon your death the balance in the account (subject to any previous
pledge to which we have consented) will belong to the survivor(s). If two or more of you survive, you will
own the balance in the account as joint tenants with survivorship and not as tenants in common. **Joint**
Account-No Survivorship (As Tenants In Common) - Such an account is issued to two or more persons, but
none of you intend (merely by opening this account) to create any right of survivorship in any other person.

We encourage you to agree and tell us in writing of the percentage of the deposit contributed by each of
you. This information will not, however, affect the "number of signatures" necessary for withdrawal. **Trust**
or **Pay-On-Death Account** - If two or more of you create such an account, you own the account jointly with
survivorship. Beneficiaries acquire the right to withdraw only if (1) all persons creating the account die, and
(2) the beneficiary is then living. If two or more beneficiaries are named and survive the death of all persons
creating the account, such beneficiaries will own this account in equal shares, without right of survivorship.

The person(s) creating either of these account types reserves the right to: (1) change beneficiaries; (2) change
account types; and (3) withdraw all or part of the deposit at any time. **Corporate, Partnership, and other**
Organizational Accounts - We reserve the right to require the governing body of the legal entity to give us
a separate authorization telling us who is authorized to act on its behalf. We will honor such an authorization
until we actually receive written notice of a change from the governing body.

ACCOUNT TRANSFER - This account may not be transferred or assigned without our written consent.
AMENDMENTS AND TERMINATION - We may amend the terms of this account at any time upon reasonable
notice to you by posting notice of the changes in our building, enclosing notice in a statement for this account,
or mailing notice to you. We may also close this account at any time by giving notice and mailing the account
balance to you. Notice from us to any one of you is notice to all of you.

STOP-PAYMENTS - We will honor a stop-payment request by the person who signed the particular item and
by any other person having the right to withdraw from this account equal to or greater than the person
signing the particular item. To be effective, a stop-payment order must be received in time to give us a
reasonable opportunity to act on it, and must precisely identify the number, date and amount of the item,
and the payee.

STATEMENTS - If you do not notify us of an unauthorized signature or alteration within a reasonable time
(not to exceed 14 days) after we send or make available to you your statement and items: (1) you cannot
assert the unauthorized signature or alteration against us, even if we are unable to show a loss due to your
failure and, (2) you cannot assert any unauthorized signatures or alterations by the same wrongdoer on items
paid by us after the reasonable time mentioned above elapses, but before we receive your notice. We lose
these protections if we fail to exercise ordinary care in paying an item with an unauthorized signature or
alteration, unless you do not notify us of the problem within 60 days of when we send or make available to
you the statement and items. You must also report any other account problem (e.g. erroneous statement or
passbook entry, missing signature, unauthorized endorsement, etc.) within this 60-day period or lose your
right to assert the problem against us.

DIRECT DEPOSITS - If, in connection with a direct deposit plan, we deposit any amount in this account which
should have been returned to the Federal Government for any reason, you authorize us to deduct the amount
of our liability to the Federal Government from this account or from any other account you have with us,
without prior notice and at any time, except as prohibited by law. We may also use any other legal remedy
to recover the amount of our liability.

SET-OFF - By signing this form you each agree that we may (without prior notice and when permitted by
law) set-off the funds in this account against any due and payable debt owed to us now or in the future, by
any of you having the right of withdrawal, to the extent of such persons' or legal entity's right to withdraw.

This right of set-off does not apply to this account if: (a) it is an IRA or a tax-deferred retirement account;
or (b) the debt is created by a consumer credit transaction such as a credit card plan; or (c) the debtor's right
of withdrawal arises only in a representative capacity.

FORM MDAA-SC, MPSC 4/18/89

ESCROW AGREEMENT

THIS ESCROW AGREEMENT is made by and between United Citizens Bank (the "Bank"), the Florida Public Service Commission ("FPSC"), and Family Diner, Inc. d/b/a Turkey Creek Utilities (the "Utility"), upon the following terms, conditions and considerations:

WITNESSETH:

WHEREAS, by Order No. PSC-93-1090-FOF-WS, issued July 27, 1993, the FPSC authorized the Utility to collect increased rates on an interim basis from the customers in the Turkey Creek Subdivision, and;

WHEREAS, by Order No. PSC-93-1090-FOF-WS the Utility is required to provide security for the excess of the interim rates over the previously authorized rates in the event that a refund should become necessary, and;

WHEREAS, the Bank has agreed to hold such funds in an interest bearing account, the parties agree as follows:

1. The foregoing representations are true and correct.
2. The Utility shall open a joint interest bearing escrow account. Funds shall be deposited by the Utility.
3. The escrow account shall bear variable interest, with the present rate being 2.50%, subject to change at discretion of Bank.
4. Bank shall disburse the funds upon Order of the FPSC issued in Docket No. 921098-WS.
5. The Bank shall forward regular monthly statements (including canceled checks) to the Utility and shall mail a copy of the monthly account statement to the FPSC.
6. The Bank may, without reason, withdraw from this Agreement upon thirty (30) days written notice to the FPSC and to the Utility.
7. The Utility shall indemnify and hold the Bank harmless from any claim, demand or loss suffered by the Bank, and the cost thereof (including court costs and attorney fees for negotiation, trial and appeal).
8. This escrow account is established pursuant to FPSC Order No. PSC-92-0588-FOF-SU, issued July 27, 1993, for the benefit of the Utility's customers in the Turkey Creek Subdivision.
9. Information concerning the escrow account shall be available from the Bank to the FPSC and its representatives at all times.

10. Pursuant to Consentino v. Elson, 263 So.2d 253 (Fla. 3rd DCA 1972), escrow accounts are not subject to garnishment.

THIS AGREEMENT shall become effective and binding upon all parties upon the date that it becomes executed by all parties.

FAMILY DINER, INC. d/b/a
Turkey Creek Utilities

(Corporate Seal)

By Norwood W. Hope
Norwood W. Hope, President

UNITED CITIZENS BANK

(Corporate Seal)
Attest: Patricia W. Hamant By Dolores J. McNeill, V.P. Cashier

FLORIDA PUBLIC SERVICE COMMISSION

By _____
Director, Records & Reporting

(Corporate Seal)



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: November 2, 1993
TO: Steve Tribble, Director, Division of Records and Reporting
FROM: Joy Kelly, Chief, Bureau of Reporting
RE: Docket No. 921098-WS PREHEARING CONFERENCE

IN RE:

Application for Certificates to Provide Water and Wastewater Service in Alachua County Under Grandfather Rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

DOCUMENT NO. 11750 11-1-93

The transcript for the above-described hearing has been completed and is forwarded for placement in the docket file.

Please note that Staff distribution of this transcript was made to:

Legal, AFAD, W&W, Public Counsel

The following exhibits are being filed with this transcript:

NONE

The following exhibits have not been furnished to the Bureau of Reporting to date and do not accompany this transcript:

NONE

Acknowledged by: _____

A handwritten signature in cursive script, appearing to read "Lew", written over a horizontal line.

JKC/eb

PSC/RAR 28 (Rev 1/93)



State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN
SUSAN F. CLARK
JULIA L. JOHNSON
DIANE K. KIESLING
LUIS J. LAUREDO



DIVISION OF RECORDS &
REPORTING
STEVE TRIBBLE
DIRECTOR
(904) 488-8371

Public Service Commission

February 25, 1994

Michael W. Jones, Esquire
Attorney At Law
Post Office Box 90099
Gainesville, FL 32607

RE: Docket No. 921098-WS - Turkey Creek Inc. and Family Diner,
Inc. d/b/a Turkey Creek Utilities vs. Florida Public Service
Commission, et al.

Dear Mr. Jones:

Enclosed is a copy of the index of the above-referenced docket on appeal. Please look the index over and let me know if you have any questions regarding the contents of the record.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

Enclosure

cc: Mary Anne Helton
Parties of Record

DISTRICT COURT OF APPEALS

TURKEY CREK, INC. AND FAMILY)
DINER, INC. d/b/a TURKEY CREEK)
UTILITIES)

Appellant,)

-vs-)

FLORIDA PUBLIC SERVICE COMMISSION)

Appellee.)

CASE NO. 96-01383

VOLUME I

TRANSCRIPT OF RECORD

IN THE MATTER OF:

Application for a Grandfather Certificate
on behalf of Turkey Creek, Inc. and
Family Diner, Inc. d/b/a
Turkey Creek Utilities

DOCKET NO. 921098-WS

MICHAEL W. JONES
POST OFFICE BOX 90099
4046 NEWBERRY ROAD
GAINESVILLE, FLORIDA 32602

ATTORNEY FOR APPELLANT

ROBERT D. VANDIVER
CHRISTIANA MOORE
FLORIDA PUBLIC SERVICE COMMISSION
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399

ATTORNEYS FOR APPELLEE

FILED
35 AUG -9 AM 3:46
CLERK DISTRICT COURT OF APPEAL
FIRST DISTRICT

INDEX
DOCKET NO. 921098-WS

VOLUME I

Application for a Grandfather Certificate, filed October 26, 1992, on behalf of Turkey Creek, Inc. and Family Diner, Inc., d/b/a Turkey Creek Utilities . . .	1
Notice of Intervention, filed November 16, 1992, on behalf of the Citizens of the State of Florida . . .	98
Motion for Emergency Order, filed November 16, 1992, on behalf of the Citizens of the State of Florida . . .	100
Letter from Norwood W. Hope, Turkey Creek Utilities, to the Florida Public Service Commission regarding billing procedure, filed November 17, 1992	104
Letter from the Florida Public Service Commission to Norwood W. Hope, Turkey Creek Utilities, regarding application for a grandfather certificate, filed November 17, 1992	105
Sample bill, filed November 17, 1992, on behalf of Turkey Creek Utilities	107
Copies of correspondence, concerning Turkey Creek Utilities, filed November 18, 1992:	
Letter from the Florida Public Service Commission to Mark Duchon, City of Alachua, concerning juris- diction for regulating water and/or wastewater utilities in Alachua County	110
Letter from the Florida Public Service Commission to Norwood Hope, Turkey Creek Utilities, transmitting copies of Chapter 367, Florida Statutes, and Chapter 25-30, Florida Administrative Code	112
Letter from Norwood Hope, Turkey Creek Utilities, to James Cherry, Turkey Creek Master Owners Association, Inc., concerning complaints about water bills	114
Letter from Jim Cherry, Turkey Creek Master Owners Association, to Norwood Hope, Turkey Creek Utilities, concerning complaint about late fees and disconnect notice	121

Letter from Jim Cherry, Turkey Creek Master Owners Association, to the Florida Public Service Commission concerning several complaints from homeowners	122
Letter from Beverly Smith, Association Management Services of Gainesville, Inc., to Norwood Hope requesting a map showing location of water meters billed to the Association	125
Letter from Norwood Hope, Turkey Creek Utilities, to Beverly Smith, Association Management Services of Gainesville, Inc., concerning location of meters billed to the Association	126
Letter from Beverly Smith, Turkey Creek Master Owners Association, Inc., to Norwood Hope concerning monthly water bills paid by the Association	127
Letter from Emerson and Jane Babb to the Turkey Creek Master Owners Association, Inc. regarding several complaints	128
Letter from Marjorie Cartier to Turkey Creek Utilities concerning complaint	129
Letter from Tom McFarland to Turkey Creek Utilities concerning complaint	130
Letter from W. Homes concerning complaint	131
Letter from Jean and June Pequignot to Turkey Creek Utilities concerning complaint	133
Letter from Cole and Judy Saxon to Turkey Creek Utilities concerning complaint	135
Letter from Marcel E. Marty to Turkey Creek Utilities concerning complaint	138
Letter from Dorothy Long to Turkey Creek Master Owners Association, Inc., concerning complaint	145
Letter from Marjorie Tate to Turkey Creek Master Owners Association, Inc., concerning complaint	146
Letter from Joseph and Marjorie Cartier to Turkey Creek Master Owners Association, Inc., concerning complaint	147

Letter from John D. Benyo to Turkey Creek Master Owners Association, Inc., concerning complaint	148
Letter from Jim Cherry, Turkey Creek Master Owners Association, Inc., to the Florida Public Service Commission concerning rate increase	149
Letter from Norwood Hope to the Florida Public Service Commission requesting a copy of the rules and regulations that govern the Commission	151
Letter from the Florida Public Service Commission to Jim Cherry, Turkey Creek Master Owners Association, Inc., concerning regulation of Turkey Creek Utilities	152
Letter from Mark Duchon, City of Alachua, to Norwood Hope, Turkey Creek Utilities, concerning increase in water and wastewater charges by Family Diner, Inc.	155
Letter from Neil A. Malphurs, City Attorney for the City of Alachua, to the Florida Public Service Commission concerning water and wastewater rates	157
Letter from Mark Duchon, City of Alachua, to Bob Ott, Office of County Attorney for Alachua County, concerning Resolution No. 92-59	164
Letter from the Florida Public Service Commission to Norwood Hope, Turkey Creek Utilities, regarding deficiencies in application for certificate, filed November 19, 1992	177
Letter from the Florida Public Service Commission to Norwood Hope, Turkey Creek Utilities, regarding tariff pages requiring revision, filed December 23, 1992	179

VOLUME II

Copies of correspondence concerning Turkey Creek Utilities in Alachua County, filed December 31, 1992:	
Letter from Neil A. Malphurs, City Attorney for the City of Alachua, to the Florida Public Service Commission concerning water and wastewater rates	181

Letter from Norwood Hope, Turkey Creek Utilities, to Mark Duchon, City Manager for the City of Alachua, concerning single family residential water and wastewater rates	182
Memorandum from Commission's Division of Water and Wastewater and Legal Services to Division of Records and Reporting, filed January 7, 1993	237
Letter from the Florida Public Service Commission to Norwood Hope, Turkey Creek Utilities, requesting additional information, filed January 26, 1993	251
Proposed Agency Action Order PSC-93-0229-FOF-WS, Granting Certificates Nos. 550-W and 480-S, Approving Rates and Requiring Refund, issued February 10, 1993	254
Letter from the Florida Public Service Commission to John Wharton, attorney for Turkey Creek Utilities, transmitting copies of written complaints, filed February 15, 1993	263
Letter from Mrs. Cole Saxon to the Florida Public Service Commission regarding customer complaint, filed February 16, 1993	291
Letter from the Florida Public Service Commission to Mrs. Cole Saxon regarding complaints about the late fees, filed February 19, 1993	295
Letter from Norwood Hope, Turkey Creek Utilities, to the Florida Public Service Commission concerning customer complaints on: changing out water meters; general service customers; late fees; fire hydrant service fees; connect and disconnect fees; unmetered irrigation locations; and the 25-cent pass-through fees	297
Letter from Dorothy M. Gross, customer, to the Florida Public Service Commission regarding complaint, filed March 2, 1993	304
Copy of Warranty Deed, filed March 2, 1993, on behalf of Turkey Creek Utilities	306
Petition on Proposed Agency Action, filed March 4, 1993, on behalf of Turkey Creek Utilities	312
Letter from the Florida Public Service Commission to Norwood Hope, Turkey Creek Utilities, filed March 16, 1993	317

Letter from Jim Cherry, President of Turkey Creek Master Owners Association, Incorporated, concerning refund of deposits, filed March 22, 1993	319
Letter from Norwood Hope, Turkey Creek Utilities, to the Florida Public Service Commission regarding customer complaint by Ms. Gross, filed March 23, 1993	322
Customer complaint material concerning accuracy of installation cost and contract, filed April 1, 1993, by W. S. Glickfield	323
Copies of correspondence from Norwood Hope concerning meter installation, rate increases and Wastewater Management Section of Turkey Creek, filed April 7, 1993	332
Letter from Norwood Hope, Turkey Creek Utilities, to the Florida Public Service Commission concerning general service customers and unmetered irrigation locations	330
Letter from Norwood Hope, Turkey Creek Utilities, to the Florida Public Service Commission concerning rate increase	331
Letter from John L. Wharton, attorney for Turkey Creek Utilities, to the Florida Public Service Commission concerning the wastewater management section of Turkey Creek Utilities	332
Letter from Norwood Hope, Turkey Creek Utilities, to the Florida Public Service Commission concerning proposed rate increase for fire hydrant fees, filed April 7, 1993	347
Letter from the Florida Public Service Commission to Norwood Hope, Turkey Creek Utilities, concerning the utility fire protection rate, filed April 8, 1993 . . .	348
Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed April 22, 1993	349
Proposed Agency Action Order PSC-93-0816-FOF-WS Requiring Reduction in Utility Charges, Refund of Accrued Interest on Customer Deposits, Installation of Irrigation Meters, Replacement of Certain Residential Meters, and Revision of Service Application, issued May 27, 1993	369

VOLUME III

Petition on Proposed Agency Action, filed June 17, 1993, on behalf of Turkey Creek Utilities	384
Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed June 24, 1993	389
Letter from the Florida Public Service Commission to Mr. John Wharton, attorney for Turkey Creek Utilities, requesting additional information on fire protection service, filed June 30, 1993	396
Order PSC-93-1090-FOF-WS Requiring Certain Charges to Be Collected Subject to Refund, issued July 27, 1993	399
Order PSC-93-1151-PCO-WS Establishing Procedure, issued August 9, 1993	405-A
Order PSC-93-1152-PCO-WS acknowledging intervention by the Office of the Public Counsel, issued August 9, 1993	414
Petition for Leave to Intervene, filed August 30, 1993, by Jim Cherry, individually and on behalf of Turkey Master Owners Association, Inc.	415
Motion to Extend Time to File Testimony, filed August 30, 1993, on behalf of Jim Cherry, individually and on behalf of the Turkey Creek Master Owners Association, Inc.	418
Motion to Extend Time to File Testimony, filed September 23, 1993, on behalf of Turkey Creek Utilities	421
Turkey Creek Utilities' Motion for Continuance, filed September 27, 1993	424
Response in Opposition to Motion for Continuance, filed September 30, 1993, on behalf of Turkey Creek Master Owners Association, Inc.	429
Letter from Norwood Hope to the Florida Public Service Commission advising of sale of utility to the City of Alachua, filed October 1, 1993	432
Order PSC-93-1430-PCO-WS Granting Petition to Intervene and Granting Extension of Time to File Testimony and Prehearing Statements, issued October 1, 1993	433

Response in Opposition to Motion for Continuance, filed October 5, 1993, on behalf of the Citizens of the State of Florida	436
Prehearing Statement of Turkey Creek Master Owners Association, Inc., filed October 13, 1993	440
Prehearing Statement, filed October 13, 1993, on behalf of the Commission Staff	449
Prehearing Statement, filed October 13, 1993, on behalf of the Citizens of the State of Florida	455
Prehearing Statement of Turkey Creek Utilities, filed October 13, 1993	461
Notice Dismissing Petitions, filed October 20, 1993, on behalf of Turkey Creek Utilities	466
Memorandum from Commission's Divisions of Legal Services and Water and Wastewater to Division of Records and Reporting, filed October 28, 1993	467
Final Order PSC-93-1769-FOF-WS Reviving Proposed Agency Action Orders Nos. PSC-93-0229-FOF-WS and PSC-93- 0816-FOF-WS, Making Them Final and Effective and Requiring Refunds, issued December 9, 1993	498
Letter from the Florida Public Service Commission to Norwood Hope, Turkey Creek Utilities, concerning refund required by Order No. PSC-93-1769-FOF-WS, filed January 5, 1994	503
Notice of Administrative Appeal, filed January 6, 1994, by Turkey Creek, Inc. and Family Diner, Inc. d/b/a Turkey Creek Utilities	507
Letter dated April 6, 1995 from Florida Public Service Commission to Norwood Hope, Turkey Creek Utilities	513
Decision from First District Court of Appeal affirming Public Service Commission decision and issuing mandate in Case No. 94-64	517
Letter dated May 16, 1995 from Neil A. Malphurs, City of Alachua, to Florida Public Service Commission	520

Memorandum dated May 23, 1995 from Commission's Division of Water and Wastewater to Division of Records and Reporting with attached Memorandum of intent, dated September 23, 1993, between Family Diner, Inc., d/b/a Turkey Creek Utilities, and City of Alachua	522
Letter dated May 26, 1995 from Florida Public Service Commission to Norwood Hope, Turkey Creek Utilities	569
Letter dated June 8, 1995 from Michael W. Jones, attorney for Turkey Creek Utilities, to Florida Public Service Commission	571
Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed August 3, 1995	573
Letter dated August 4, 1995 from Michael W. Jones, attorney for Turkey Creek Utilities, to Florida Public Service Commission	579

VOLUME IV

Order PSC-95-1101-FOF-WS acknowledging transfer and initiating show cause proceeding, issued September 6, 1995	581
Summons to serve written defenses to attached complaint for declaratory relief, filed in Alachua County 8th Judicial Circuit on behalf of Turkey Creek Utilities . .	586
Certified order with return receipt card marked "unclaimed" by U.S. POST OFFICE, returned September 25, 1995	589-A
Reply to show cause, filed September 28, 1995 on behalf of Turkey Creek Utilities	590
Memorandum from Commission's Divisions of Legal Services and Water and Wastewater to Division of Records and Reporting, filed October 26, 1995	595
Order PSC-95-1445-FOF-WS denying request for deferral of show cause proceedings, clarifying initial show cause order, and reinitiating show cause proceedings, issued November 28, 1995	603
Reply to reinstated show cause order, filed December 18, 1995, on behalf of Turkey Creek Utilities	611

Certified order with receipt card marked "unclaimed" by U.S. OST OFFICE, returned January 3, 1996	637-A
Memorandum from Commission's Divisions of Legal Services and Water and Wastewater to Division of Records and Reporting, filed February 8, 1996	638
Florida Public Service Commission's Memorandum of Law in support of its motions to dismiss, and request for attorney's fees, filed in 8th Circuit Court for Alachua County	650
Order PSC-96-0350-FOF-WS denying request for formal hearing and request for deferral and imposing fine but suspending such fine if utility creates an appropriate escrow account, issued March 11, 1996	670
Certified order with receipt card marked "unclaimed" by U.S. POST OFFICE, returned April 10, 1996	679-A
Notice of Administrative Appeal of Order PSC-96-0350-FOF-WS, filed April 10, 1996, on behalf of Turkey Creek Utilities	680
Certificate of Director, Division of Records and Reporting	688
Transcript of Prehearing Conference held October 20, 1993, pages 1 through 14	

921098-WS

IN THE DISTRICT COURT OF APPEAL,
FIRST DISTRICT, STATE OF FLORIDA

RETURN ORIGINAL ONLY
THIS IS COLOR COPIED

DOCKETING STATEMENT
AND NOTICE OF APPEARANCE OF COUNSEL

IMPORTANT INSTRUCTIONS--READ CAREFULLY

The Court requires the following information in order to facilitate disposition of cases.

APPELLANT/PETITIONER: If this case involves an original writ, is an appeal of a non-final order or is a "child" case (as defined in paragraph 13 below), this docketing statement must be completed and returned immediately. In all other cases the appellant must file the docketing statement within 20 days from the date of the cover letter accompanying this docketing statement.

APPELLEE/RESPONDENT (AND AMICUS CURIAE): Are not required to file a docketing statement unless there are amendments, corrections or additions to the docketing statement filed by appellant. Appellees and Amici are only required to file the notice of appearance if counsel's name does not already appear on the certificate of service. Appellee's docketing statement and notice of appearance are due no later than the answer brief.

PLEASE PROVIDE THE FOLLOWING INFORMATION; (ATTACH ADDITIONAL PAGES IF NECESSARY).

If this is a child case (see question 13) check here _____.

1. NAME OF CASE: Turkey Creek, Inc., and Family Diner, Inc. d/b/a Turkey Creek Utilities v. Florida Public Service Commission
DCA CASE NUMBER: 921098-WS
2. NOTICE OF APPEARANCE OF COUNSEL (If a party is not represented by counsel this information should still be provided as applicable):

BY: Michael W. Jones, Esquire
ATTORNEY FOR: Appellant/Petitioner

BAR NO: 296195

NAME: Michael W. Jones
ADDRESS: Post Office Box 90099
Gainesville, Florida 32607
PHONE NO.: (904) 375-2222

Docketing statement of Appellant/Petitioner X
Appellee/Respondent _____ Amicus _____

All correspondence and orders will be sent to counsel as specified above unless the court allows withdrawal or substitution of counsel.

3. Are there any matters still pending in the lower tribunal?
If yes, please explain exactly what remains pending.

N/A

4. TYPE OF CASE: Place a check by the most appropriate type of case.

A. Civil

- ☐ 1. Domestic Relations - divorce, child custody, paternity or support
- ☐ 2. Child Dependency
- ☐ 3. Malpractice - professional malpractice or products liability
- ☐ 4. Negligence
- ☐ 5. Contract or Indebtedness - not involving property issues
- ☐ 6. Foreclosure - mortgage, lien
- ☐ 7. Inmate Appeal - gain time, rule challenges, disciplinary action
- ☒ 8. All Others - specify Appeal of Criminal Conviction

B. Criminal

- ☐ 1. Direct Appeal - judgment and sentence
- ☐ 2. Direct Appeal - sentence only
- ☐ 3. Direct Appeal - juvenile
- ☐ 4. Collateral Attack (Rule 3.850 or habeas corpus) - judgment and sentence
- ☐ 5. Collateral Attack (Rule 3.800, Rule 3.850 or habeas corpus) - sentence only
- ☐ 6. Collateral Attack - juvenile
- ☐ 7. Appeal by the State
- ☐ 8. All Others - specify _____

C. Administrative

- ☐ 1. Department of Professional Regulation
- ☐ 2. Unemployment Appeals Commission
- ☐ 3. Rule Challenge - specify agency _____
- ☒ 4. All others - specify Review of Agency action

D. ☐ Workers' Compensation

5. REAL PARTIES IN INTEREST: List names and addresses of all persons, business entities, and organizations having an interest in the outcome of this action.

Public Service Commission
C/O Steve Tribble, Director
Division of Records and Reporting
Fletcher Building
Tallahassee, Florida 32399

Turkey Creek, Inc., and
Family Diner, Inc., d/b/a
Turkey Creek Utilities
158 Turkey Creek
Alachua, Florida 32615

6. RECUSALS: For the information of the Court, list any judge(s) on this Court who you believe should not participate in this case, stating your reasons for that belief. (Note: Your listing of such judge(s) in the answer to this question, together with the reason for your belief, will not supplant the need for an appropriate separate pleading if you intend to seek the disqualification of a judge.)

None

7. JUDGES BELOW: List the name of all judge(s), deputy commissioner(s), master(s) and hearing officer(s)/examiner(s) who were involved in this action below.

Before the Public Service Commission

8. ATTORNEYS: List the names and addresses of all attorneys who are, or have been, of record in this case.

Michael W. Jones, Esquire
Post Office Box 90099
Gainesville, Florida 32607

John L. Wharton, Esquire
2548 Blairstone Pines Drive
Tallahassee, Florida 32301

Catherine Bedell, C/O Public Service Commission, Tallahassee, FL 32399

9. PENDING CASES: (a) List the style and docket number of all cases now pending before this Court, of which you are aware, which are related to this action. State briefly how the case is related.

None

(b) List the style and docket number of all cases now pending before this Court, of which you are aware, which involve similar issues, but which are not otherwise related. State briefly the issue.

None

10. PRIOR PROCEEDINGS: List style, docket number or citation of all prior proceedings in this Court which are related to this action. State briefly how the case is related.

None

11. CURRENT AND PRIOR PROCEEDINGS IN OTHER COURTS: List style, case number, and court of all pending and prior proceedings in other courts related to this action. State briefly how the case is related.

In Re: Application for Certificates to Provide Water and Wastewater Service in Alachua County Under Grandfather Rights by Turkey Creek, Inc., & Family Diner, Inc. d/b/a Turkey Creek Utilities

12. PROCEEDINGS BELOW: If you are aware of any cases other than this case pending before a lower tribunal, or about to be filed in this Court, which involves the same controversy or parties, or substantially similar issue(s), list each such case by style, case number and tribunal where filed.

PLEASE
CAREFULLY

None

13. CHILD CUSTODY/VISITATION; SUPPORT; PLACEMENT; JUVENILE DEPENDENCY AND DELINQUENCY: Does this appeal involve or affect child custody/visitation, support, placement, juvenile dependency, or delinquency? Yes _____ No X _____.
Unless good cause to the contrary is shown by any party, the Court will follow a policy of expediting appeals which involve or affect custody, support, placement, dependency and delinquency. The basic briefing schedule will be the same as in other appeals. However, no extensions of time for briefing will be granted except in extreme emergency; motions will not toll the running of the briefing schedule; and the case will be processed in an expedited manner and decided as early as the interests of justice permit. (Note: The Court encourages the parties to stipulate to an abbreviated briefing schedule and to arrange with the lower court for the record to be transmitted earlier than the time provided by the Florida Rules of Appellate Procedure.)

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Docketing Statement, as completed, has been mailed first class postage prepaid or has been hand delivered to all parties of record or their counsel on this date and that all of the foregoing statements are true and correct.

Date: 1 March 1994
~~24 February 1994~~

By: [Signature]

Rev. 9/91

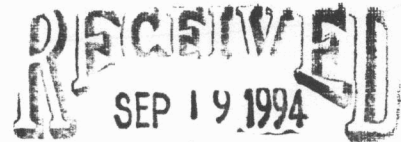
921098-WS

The Waterline
c/o Suzanne; ~~anon~~ *Anonymous*
1300 Executive Center Drive, #414
Tall. Fl 32301

2590 Hickory Ridge Road
Tallahassee, Florida 32308
386-6582

September 19, 1994

Blanca Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
Fletcher Building
101 East Gaines Street
Tallahassee, Florida 32399-0870



FPSC-RECORDS/REPORTING

Dear Mrs. Bayo:

As of September 7, 1994, I requested to be listed as an "interested party" on the following dockets:

1. Docket No. 940381-WS - North Naples Utilities, Inc.
2. Docket No. 930763-SU - Homosassa Utilities, Inc./RHV Utility, Inc.
3. Dockets Nos. 900400-WU and 900217-WS- Wilderness Home Owners Association, Inc./Poinciana Utilities, Inc.
4. Docket No. 931216-WS - Orange Tree Utility Company
5. Docket No. 940254-WU - Air Base Motor Court
6. Docket No. 930758-WS - Southern States Utilities, Inc.
7. Docket No. 920649-WS - Cynwyd Investments/Tamiami Village Utility, Inc.
8. Docket No. 930826-WS - Utilities, Inc.,
9. Docket No. 930912-WS - Poinciana Utilities, Inc.

I would now like to be listed as an "interested party" on all current water and wastewater dockets open as of this date. If you wish me to write a separate request listing those specific dockets, I will require a list of all current dockets in order to be able to do that. I am already subscribing to the "Summary of New Dockets" report and I will submit a new request for the new water and wastewater dockets each time I receive that report.

*above &
attached
list
9/19*

I am interested in all water and wastewater dockets, including rulemaking, declaratory statement, or other dockets handled by appeals, because I am publishing a reporter, called *The Waterline*, on the Florida Public Service Commission's regulatory activities in regard to water and wastewater utilities. Therefore, I will need to be kept

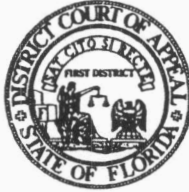
apprised of all activities in these dockets just as any other interested party. I will also need to receive copies of the staff recommendations for these dockets when they appear on agenda. Based on my discussion with Mrs. Kay Flynn, I understand that I may subscribe to the "Agenda" and, when I receive the Agenda for a particular agenda conference, I will call your office and request copies of the specific water and wastewater staff recommendations that will be addressed at that agenda conference. I hereby request to subscribe to the "Agenda."

I would also like to request to be placed on all water and wastewater noticing lists, including the notice of rulemaking list, the notice of hearing list, and any other such list that may be created. Please let me know if there is anything I can do to make these requests more convenient for your office. Thank you very much.

Sincerely,

Suzanne F. Summerlin

9/19
W



DISTRICT COURT OF APPEAL
FIRST DISTRICT
STATE OF FLORIDA
TALLAHASSEE, FLORIDA 32399-1850

JON S. WHEELER
CLERK OF THE COURT

(904) 488-6151

May 1, 1995

Ms. Kay Flynn, Chief
Bureau of Records
Division of Records and Reporting
Public Service Commission
101 E. Gaines St., Fletcher Bldg.
Tallahassee, Florida 32399-0850

RE: Turkey Creek Utilities v. Florida Public Service
Commission
Docket No. 94-64
Case No. 921098-WS

Dear Ms. Flynn:

We are enclosing herewith original record in the above
styled appeal.

Please receipt the copy of this letter and return to me.

Very truly,

Jon S. Wheeler

JSW:twg
returned 3 volumes

Dave Lang, Clerk

By *D. Jackson*

Date *5/23/95*



Public Service Commission

~~-M-E-M-O-R-A-N-D-U-M-~~

RECEIVED
JUL 28 1995

DATE: July 27, 1995

TO: Division of Records and Reporting
Division of Legal Services (Sager)

FROM: Division of Water and Wastewater (Xanders) *EX*

RE: Docket No. 921098-WS: Application for certificates to provide water and wastewater service under grandfather rights by Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey Creek Utilities in Alachua County

FPSC-RECORDS/REPORTING

Please add the party below to the list of parties:

Mr. Michael W. Jones, P.A.
Attorney at Law
4046 Newberry Road
P.O. Box 90099
Gainesville, FL 32607

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

August 7, 1995

RECEIVED
AUG 9 1995

Mr. Michael W. Jones, P.A.
Attorney At Law
4046 Newberry Road
Gainesville, FL 32607

FPSC-RECORDS/REPORTING

Re: DOCKET NO. 921098-WS - APPLICATION FOR CERTIFICATES TO PROVIDE WATER AND WASTEWATER SERVICE IN ALACHUA COUNTY UNDER GRANDFATHER RIGHTS BY TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Dear Mr. Jones:

Attached is a copy of the Staff Recommendation filed in this matter on August 3, 1995. The Commission is expected to consider this Recommendation at its August 15, 1995, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, 4075 Esplanade Way, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (904) 413-6228.

Sincerely yours,

A handwritten signature in cursive script that reads "Evonne L. Sager".
Evonne L. Sager
Attorney

ELS/dp

Attachment

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

August 7, 1995

RECEIVED
AUG 9 1995

Mr. Michael W. Jones, P.A.
Attorney At Law
4046 Newberry Road
Gainesville, FL 32607

FPSC-RECORDS/REPORTING

Re: DOCKET NO. 921098-WS - APPLICATION FOR CERTIFICATES TO
PROVIDE WATER AND WASTEWATER SERVICE IN ALACHUA
COUNTY UNDER GRANDFATHER RIGHTS BY TURKEY CREEK,
INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Dear Mr. Jones:

Attached is a copy of the Staff Recommendation filed in this matter on August 3, 1995. The Commission is expected to consider this Recommendation at its August 15, 1995, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, 4075 Esplanade Way, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (904) 413-6228.

Sincerely yours,

A handwritten signature in cursive script that reads "Evonne L. Sager".

Evonne L. Sager
Attorney

ELS/dp

Attachment

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

August 7, 1995

RECEIVED
AUG 9 1995

Mr. Norwood Hope, President
Turkey Creek Utilities
158 Turkey Creek
Alachua, FL 32615-9572

FPSC-RECORDS/REPORTING

Re: DOCKET NO. 921098-WS - APPLICATION FOR CERTIFICATES TO
PROVIDE WATER AND WASTEWATER SERVICE IN ALACHUA
COUNTY UNDER GRANDFATHER RIGHTS BY TURKEY CREEK,
INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Dear Mr. Hope:

Attached is a copy of the Staff Recommendation filed in this matter on August 3, 1995. The Commission is expected to consider this Recommendation at its August 15, 1995, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, 4075 Esplanade Way, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (904) 413-6228.

Sincerely yours,

A handwritten signature in cursive script that reads "Evonne L. Sager".
Evonne L. Sager
Attorney

ELS/dp

Attachment

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting

LAW OFFICES

ROSE, SUNDSTROM & BENTLEY

A PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS

2849 BLAIRSTONE PINES DRIVE

TALLAHASSEE, FLORIDA 32301

(904) 877-8555

CHRIS H. BENTLEY, P.A.
JENNIFER S. BRUBAKER
F. MARSHALL OSTERDING
MARTIN S. FRIEDMAN, P.A.
JOHN R. JENKINS, P.A.
STEVEN T. MINDLIN, P.A.
ROBERT M. C. ROSE, P.A.
WILLIAM E. SUNDSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

MAILING ADDRESS
POST OFFICE BOX 1587
TALLAHASSEE, FLORIDA 32302-1587
TELECOPIER (904) 558-4029

October 16, 1995

VIA TELECOPY

Ralph Jaeger, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RE: Turkey Creek Utilities
Docket No. 921098-WS

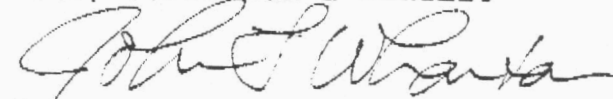
Dear Ralph:

Please do whatever is necessary to remove my name as counsel of record in this docket. I have repeatedly informed the staff that we have not represented Turkey Creek for at least a year. All facsimiles, letters, etc. need to go to either Norwood Hope or his local counsel.

Thank you in advance for your attention to this matter.

Sincerely,

ROSE, SUNDSTROM & BENTLEY



John L. Wharton, Esq.
For The Firm

JLW/lm

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

December 7, 1995

RECEIVED
DEC 8 1995

Mr. A. Curtis Powers
Clerk of the Court
8th Judicial Circuit
Post Office Box 600
Alachua County Courthouse
Gainesville, Florida 32602

FPSC-RECORDS/REPORTING

921098-WS

Re: Case No. 95-3065-CA, Division K, Turkey Creek, Inc., and Family Diner, Inc.
v. Florida Public Service Commission

Dear Mr. Powers:

Please find enclosed an original of a Notice of Motion Hearing and the Certificate of Service to be filed in the above-captioned case. Also, please find enclosed two copies of the Notice. To acknowledge your receipt of the aforementioned, please stamp one of the copies and return it to me in the enclosed self-addressed stamped envelope. Also, please send the second copy to the presiding judge, Judge Frederick D. Smith. Pursuant to Judge Tomlinson's request, I am also providing him with a courtesy copy of the notice.

Sincerely,

Ralph R. Jaeger
Senior Attorney

RRJ/dp

cc: Judge James L. Tomlinson
Division of Water and Wastewater (Xanders)
Division of Records and Reporting ✓

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL
CIRCUIT, IN AND FOR ALACHUA COUNTY, FLORIDA

TURKEY CREEK, INC., AND
FAMILY DINER, INC.

Plaintiffs

v.

CASE NO. 95-3065-CA
DIVISION K

FLORIDA PUBLIC SERVICE
COMMISSION

Defendant.

NOTICE OF MOTION HEARING

TO: Mr. Michael W. Jones, P.A.
Post Office Box 90099
4046 Newberry Road
Gainesville, Florida 32607

PLEASE TAKE NOTICE that the Florida Public Service Commission will bring on for hearing its Motion to Dismiss, and Request for Attorney's Fees in this case, before the honorable Circuit Judge Frederick D. Smith, in his chambers, Room 246, at the Alachua County Courthouse in Gainesville on Tuesday, the 16th day of January, 1996, at 2:00 p.m., or as soon thereafter as counsel may be heard. Thirty minutes have been reserved for this hearing.

Please govern yourself accordingly.



RALPH R. JAEGER, SENIOR ATTORNEY
Florida Bar No. 326534

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
(904) 413-6234

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL
CIRCUIT, IN AND FOR ALACHUA COUNTY, FLORIDA

TURKEY CREEK, INC., AND
FAMILY DINER, INC.

Plaintiffs

v.

CASE NO. 95-3065-CA
DIVISION K

FLORIDA PUBLIC SERVICE
COMMISSION

Defendant.

_____ /

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Motion Hearing, have been furnished by U. S. Mail to Michael W. Jones, P.A., Post Office Box 90099, 4046 Newberry Road, Gainesville, Florida 32607, this 7th day of December, 1995.



RALPH R. JAEGER, SENIOR ATTORNEY
Florida Bar No. 326534

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
(904) 413-6234

State of Florida

Commissioners:

SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 413-6900

Public Service Commission

December 12, 1995

RECEIVED
DEC 13 1995

Mr. Charles Specht
90 Turkey Creek
Alachua, FL 32615

FPSC-RECORDS/REPORTING

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater services under grandfather rights in Alachua County by Family Diner, Inc. and Turkey Creek, Inc. d/b/a Turkey Creek Utilities

Dear Mr. Specht:

Pursuant to our telephone conversation, enclosed please find Staff's Recommendation dated October 26, 1995, regarding show cause proceedings which have been initiated against Turkey Creek Utilities (Turkey Creek). As we discussed, I am also enclosing Order No. PSC-95-1445-FOF-WS, issued November 28, 1995 and the Commission's response to Turkey Creek's complaint.

As you can see, Order No. PSC-95-1445-FOF-WS requires that Turkey Creek show cause, in writing, why it should not be fined not more than \$5,000 per day for not complying with Order Nos. PSC-93-1769-FOF-WS, PSC-93-0229-FOF-WS, and PSC-93-0819-FOF-WS. The date for this response is due December 18, 1995. After we have received a response, I will let you know.

If you have any questions, please don't hesitate to call.

Sincerely,

A handwritten signature in cursive script that reads "Edith H. Xanders".

Edith H. Xanders
Regulatory Analyst
Bureau of Policy Development and
Industry Structure

/ehx

Enclosure

cc: Charles H. Hill

Division of Legal Services (Jaeger)

Division of Records and Reporting

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BLVD • TALLAHASSEE, FL 32310

An Affirmative Action/Equal Opportunity Employer

DEC 13 1995
FPSC-RECORDS/REPORTING

ACK
AFA
APP
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EAG
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LIN
OPC
RCH
SEC
WAS
OTH

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

December 22, 1995

RECEIVED
DEC 26 1995

Mr. A. Curtis Powers
Clerk of the Court
8th Judicial Circuit
Post Office Box 600
Alachua County Courthouse
Gainesville, Florida 32602

FPSC-RECORDS/REPORTING

Re: Case No. 95-3065-CA, Division K, Turkey Creek, Inc., and Family Diner, Inc.
v. Florida Public Service Commission

921098 - WS

Dear Mr. Powers:

Please find enclosed an original of a Notice of Cancellation and Rescheduling of Motion Hearing and the Certificate of Service to be filed in the above-captioned case. Also, please find enclosed three copies of the Notice. To acknowledge your receipt of the aforementioned, please stamp one of the copies and return it to me in the enclosed self-addressed stamped envelope. Also, please send the other copies to the newly presiding judge, Judge Nath Doughtie, and to Judge Frederick D. Smith, who recused himself. Pursuant to Judge Tomlinson's request, I am providing him with a courtesy copy of the notice.

Sincerely,

A handwritten signature in cursive script, reading "Ralph R. Jaeger".

Ralph R. Jaeger
Senior Attorney

RRJ/dp

cc: Judge Nath Doughtie
Judge James L. Tomlinson
Division of Water and Wastewater (Xanders)
Division of Records and Reporting

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL
CIRCUIT, IN AND FOR ALACHUA COUNTY, FLORIDA

TURKEY CREEK, INC., AND
FAMILY DINER, INC.

Plaintiffs

v.

CASE NO. 95-3065-CA
DIVISION K

FLORIDA PUBLIC SERVICE
COMMISSION

Defendant.

_____ /

NOTICE OF CANCELLATION AND RESCHEDULING OF MOTION HEARING

TO: Mr. Michael W. Jones, P.A.
Post Office Box 90099
4046 Newberry Road
Gainesville, Florida 32607

PLEASE TAKE NOTICE that the Florida Public Service Commission, based on the reassignment of judges, gives notice of the cancellation of the hearing on its Motion to Dismiss, and Request for Attorney's Fees in this case, which was originally scheduled before the honorable Circuit Judge Frederick D. Smith, in his chambers, Room 246, at the Alachua County Courthouse in Gainesville on Tuesday, the 16th day of January, 1996, at 2:00 p.m. This hearing has now been rescheduled before Judge Nath Doughtie, in his chambers, at the Alachua County Courthouse in Gainesville on

CASE NO. 95-3065-CA
DIVISION K

Thursday, the 15th day of February, 1996, at 9:30 a.m., or as soon thereafter as counsel may be heard. Thirty minutes have been reserved for this hearing.

Please govern yourself accordingly.



RALPH R. JAEGER SENIOR ATTORNEY
Florida Bar No. 326534

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
(904) 413-6234

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL
CIRCUIT, IN AND FOR ALACHUA COUNTY, FLORIDA

TURKEY CREEK, INC., AND
FAMILY DINER, INC.

Plaintiffs

v.

CASE NO. 95-3065-CA
DIVISION K

FLORIDA PUBLIC SERVICE
COMMISSION

Defendant.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Cancellation and Rescheduling of Motion Hearing, has been furnished by U. S. Mail to Michael W. Jones, P.A., Post Office Box 90099, 4046 Newberry Road, Gainesville, Florida 32607, this 22d day of December, 1995.

Ralph R. Jaeger

RALPH R. JAEGER, SENIOR ATTORNEY
Florida Bar No. 326534

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
(904) 413-6234

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

February 12, 1996

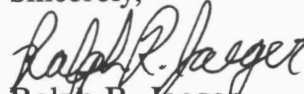
Michael W. Jones, P.A.
Attorney At Law
4046 Newberry Road
Post Office Box 90099
Gainesville, FL 32607

Re: DOCKET NO. 921098-WS - APPLICATION FOR CERTIFICATES TO
PROVIDE WATER AND WASTEWATER SERVICE IN ALACHUA
COUNTY UNDER GRANDFATHER RIGHTS BY TURKEY CREEK,
INC. & FAMILY DINER, INC. D/B/A TURKEY CREEK UTILITIES

Dear Mr. Jones:

Attached is a copy of the Staff Recommendation filed in this matter on February 8, 1996. The Commission is expected to consider this Recommendation at its February 20, 1996, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, 4075 Esplanade Way, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (904) 413-6199.


Sincerely,


Ralph R. Jaeger
Senior Attorney

RRJ/dp

Attachment

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting

*Mr. Jones, This recommendation was filed
before I got your letter*


State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF RECORDS &
REPORTING
BLANCA S. BAYÓ
DIRECTOR
(904) 413-6770

Public Service Commission

April 11, 1996

Office of the Clerk
First District Court of Appeals
District Court of Appeals Building
Tallahassee, Florida 32301

**RE: Docket No. 921098-WS - Turkey Creek, Inc. and Family Diner,
Inc. d/b/a Turkey Creek Utilities vs. Florida Public Service
Commission**

Dear Sir:

Enclosed is a certified copy of a Notice of Appeal, filed in this office on April 10, 1996 on behalf of Turkey Creek, Inc. and Family Diner, Inc. d/b/a Turkey Creek Utilities.

The index is due to be served on the parties to this proceeding on or before May 30, 1996.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

Enclosure
cc: Michael W. Jones
David Smith
All Other Parties of Record

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

May 22, 1996

RECEIVED
MAY 28 1996

FPSC-RECORDS/REPORTING

Mr. A. Curtis Powers
Clerk of the Court
8th Judicial Circuit
Post Office Box 600
Alachua County Courthouse
Gainesville, Florida 32602

921098-WS

Re: Case No. 95-3065-CA, Division K, Turkey Creek, Inc., and Family Diner, Inc.
v. Florida Public Service Commission

Dear Mr. Powers:

Please find enclosed an original of a Notice of Motion Hearing and the Certificate of Service to be filed in the above-captioned case. Also, please find enclosed two copies of the Notice. To acknowledge your receipt of the aforementioned, please stamp one of the copies and return it to me in the enclosed self-addressed stamped envelope. Also, please send the second copy to the presiding judge, Judge Nath C. Doughtie.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ralph R. Jaeger".

Ralph R. Jaeger
Senior Attorney

RRJ/dp

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL
CIRCUIT, IN AND FOR ALACHUA COUNTY, FLORIDA

TURKEY CREEK, INC., AND
FAMILY DINER, INC.

Plaintiffs

v.

CASE NO. 95-3065-CA
DIVISION K

FLORIDA PUBLIC SERVICE
COMMISSION

Defendant.

NOTICE OF MOTION HEARING

TO: Mr. Michael W. Jones, P.A.
Post Office Box 90099
4046 Newberry Road
Gainesville, Florida 32607

PLEASE TAKE NOTICE that the Florida Public Service Commission, will bring on for hearing Plaintiffs' Motion for Rehearing in this case, before the honorable Circuit Judge Nath C. Doughtie, in his chambers at the Alachua County Courthouse in Gainesville on Friday, the 14th day of June, 1996, at 4:15 p.m., or as soon thereafter as counsel may be heard. Ten minutes have been reserved for this hearing.

Please govern yourself accordingly.



RALPH R. JAEGER, SENIOR ATTORNEY
Florida Bar No. 326534

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
(904) 413-6234

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL
CIRCUIT, IN AND FOR ALACHUA COUNTY, FLORIDA

TURKEY CREEK, INC., AND
FAMILY DINER, INC.

Plaintiffs

v.

CASE NO. 95-3065-CA
DIVISION K

FLORIDA PUBLIC SERVICE
COMMISSION

Defendant.

_____ /

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Motion Hearing, has been furnished by U. S. Mail to Michael W. Jones, P.A., Post Office Box 90099, 4046 Newberry Road, Gainesville, Florida 32607, this 23rd day of May, 1996.

Ralph R. Jaeger

RALPH R. JAEGER, SENIOR ATTORNEY
Florida Bar No. 326534

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
(904) 413-6234

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF RECORDS &
REPORTING
BLANCA S. BAYÓ
DIRECTOR
(904) 413-6770

Public Service Commission

May 30, 1996

Mr. Michael W. Jones
Post Office Box 90099
Gainesville, Florida 32602

**RE: Docket No. 921098-WS - Turkey Creek, Inc. and Family Diner,
Inc. d/b/ a Turkey Creek Utilities vs. Florida Public Service
Commission (First District Court of Appeals Case No. 96,1383)**

Dear Mr. Jones:

Enclosed is a copy of the index of record in Docket No. 921098-WS, the docket on appeal in the above-referenced court case.

Please look the index over and let me know if you have any questions regarding the contents of the record. I will be forwarding an invoice to you shortly, reflecting charges for preparation of the record. The record itself will be filed with The First District Court of Appeals shortly.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

KF:lcw
Enclosure
cc: All Parties of Record

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF RECORDS &
REPORTING
BLANCA S. BAYO
DIRECTOR
(904) 413-6770

Public Service Commission

August 7, 1996

Mr. Jon Wheeler, Clerk
First District Court of Appeals
District Court of Appeals Building
Tallahassee, Florida 32301

**RE: Case No. 96-01383 - Docket No. 921098-WS - Application for
a Grandfather Certificate on behalf of Turkey Creek, Inc. and
Family Diner, Inc. d/b/a Turkey Creek Utilities.**

Dear Mr. Wheeler:

I am forwarding the record in the above-referenced case. The record consists of four binders and one pouch. Please stamp the attached copy as acknowledgement of receipt, and return the copy to me.

Please call me if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF RECORDS &
REPORTING
BLANCA S. BAYÓ
DIRECTOR
(904) 413-6770

Public Service Commission

August 7, 1996

Mr. Jon Wheeler, Clerk
First District Court of Appeals
District Court of Appeals Building
Tallahassee, Florida 32301

**RE: Case No. 96-01383 - Docket No. 921098-WS - Application for
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Please call me if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF RECORDS &
REPORTING
BLANCA S. BAYÓ
DIRECTOR
(904) 413-6770

Public Service Commission

August 9, 1996

Mr. Michael W. Jones
Post Office Box 90099
Gainesville, Florida 32607

**RE: Case No. 96-01383 - Docket No. 921098-WS - Turkey Creek,
Inc. and Family Diner, Inc. d/b/a Turkey Creek Utilities vs.
Florida Public Service Commission.**

Dear Mr. Jones:

Enclosed is an invoice reflecting charges for preparation of the above-referenced docket on appeal.

Please forward a check in the amount indicated at your earliest convenience to the Florida Public Service Commission.

Sincerely,

A handwritten signature in black ink that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

KF:lcw
Enclosure

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

November 15, 1996


Michael Jones, Esquire
4046 Newberry Road
Gainesville, FL 32607

Re: Docket No. 921098-WS - Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek Utilities, Inc.

Dear Mr. Jones:

Enclosed is a copy of the Staff Recommendation filed in this matter on November 14, 1996. The Commission is expected to consider this Recommendation at its November 26, 1996, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (904) 413-6199.

Sincerely,


Ralph R. Jaeger
Senior Attorney

RRJ/mw

Enclosure

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

November 15, 1996

Mr. Norwood Hope
158 Turkey Creek
Alachua, FL 32615

Re: Docket No. 921098-WS - Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek Utilities, Inc.

Dear Mr. Hope:

Enclosed is a copy of the Staff Recommendation filed in this matter on November 14, 1996. The Commission is expected to consider this Recommendation at its November 26, 1996, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (904) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Ralph R. Jaeger".

Ralph R. Jaeger
Senior Attorney

RRJ/mw

Enclosure

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting✓

State of Florida

Commissioners:

SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

November 15, 1996


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4046 Newberry Road
Gainesville, FL 32607

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Sincerely,


Ralph R. Jaeger
Senior Attorney

RRJ/mw

Enclosure

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting

State of Florida

Commissioners:

SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

November 15, 1996

Mr. Norwood Hope
158 Turkey Creek
Alachua, FL 32615

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Sincerely,

Ralph R. Jaeger
Ralph R. Jaeger
Senior Attorney

RRJ/mw

Enclosure

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting ✓

State of Florida

Commissioners:

SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

November 18, 1996

Mr. Charles F. Specht
90 Turkey Creek
Alachua, FL 32615

Re: Docket No. 921098-WS - Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek Utilities, Inc.

Dear Mr. Specht:

Enclosed is a copy of the Staff Recommendation filed in this matter on November 14, 1996. The Commission is expected to consider this Recommendation at its November 26, 1996, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (904) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Ralph R. Jaeger".

Ralph R. Jaeger
Senior Attorney

RRJ/mw

Enclosure

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting

State of Florida

Commissioners:

SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

November 18, 1996

Mr. Charles F. Specht
90 Turkey Creek
Alachua, FL 32615

Re: Docket No. 921098-WS - Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek Utilities, Inc.

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Sincerely,

A handwritten signature in cursive script that reads "Ralph R. Jaeger".

Ralph R. Jaeger
Senior Attorney

RRJ/mw

Enclosure

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting

State of Florida

Commissioners:

SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

November 18, 1996

Mr. Charles F. Specht
90 Turkey Creek
Alachua, FL 32615

Re: Docket No. 921098-WS - Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek Utilities, Inc.

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Sincerely,

A handwritten signature in cursive script that reads "Ralph R. Jaeger".

Ralph R. Jaeger
Senior Attorney

RRJ/mw

Enclosure

cc: Division of Water and Wastewater (Xanders)
Division of Records and Reporting ✓

STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(850) 413-6199

Public Service Commission

July 20, 2000

RECEIVED-FPSC
00 JUL 20 PM 2:48
RECORDS AND
REPORTING

Turkey Creek Utilities
c/o Norwood W. Hope
158 Turkey Creek
Alachua, Florida 32615

Re: Docket No. 921098-WS - Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek Utilities.

Dear Mr. Hope:

Enclosed is a copy of the Staff Recommendation filed in this matter on July 20, 2000. The Commission is expected to consider this Recommendation at its August 1, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, reading "Ralph R. Jaeger".

Ralph R. Jaeger
Senior Attorney

RRJ/lw

cc: Division of Records and Reporting
Division of Regulatory Oversight (Brady)

i:\turk-r1.rnj

STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(850) 413-6199

Public Service Commission

July 20, 2000

Neil Malphurs, Esquire
City of Alachua
Post Office Box 9
Alachua, Florida 32616

Re: Docket No. 921098-WS - Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek Utilities.

Dear Mr. Malphurs:

Enclosed is a copy of the Staff Recommendation filed in this matter on July 20, 2000. The Commission is expected to consider this Recommendation at its August 1, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

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Sincerely,

A handwritten signature in cursive script that reads "Ralph R. Jaeger".

Ralph R. Jaeger
Senior Attorney

RRJ/lw

cc: Division of Records and Reporting
Division of Regulatory Oversight (Brady)

i:\turk-r3.rnj

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SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(850) 413-6199

Public Service Commission

July 20, 2000

Mr. Dan Rhine
Turkey Creek Master Owners Association, Inc.
2380 Northwest 41st Street, Suite F
Gainesville, Florida 32606

Re: Docket No. 921098-WS - Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek Utilities.

Dear Mr. Rhine:

Enclosed is a copy of the Staff Recommendation filed in this matter on July 20, 2000. The Commission is expected to consider this Recommendation at its August 1, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

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Sincerely,

A handwritten signature in cursive script, reading "Ralph R. Jaeger".

Ralph R. Jaeger
Senior Attorney

RRJ/lw

cc: Division of Records and Reporting
Division of Regulatory Oversight (Brady)

i:\turk-r2.rj

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