

State of Florida



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: September 26, 2002
TO: Division of the Commission Clerk and Administrative Services
FROM: Office of the General Counsel (Gervasi) *OG*
RE: Docket No. 020640-SU - Application for certificate to provide wastewater service in Lee County by Gistro, Inc.

Please file the attached letter from Robert B. Burandt, Esquire, dated September 23, in the docket file for the above-referenced docket.

RG/dm

cc: Division of Economic Regulation (Brady, Redemann)

F:\020640fm rg

DOCUMENT NUMBER DATE

10326 SEP 26 02

FPSC-COMMISSION CLERK

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September 23, 2002

William E. Sundstrom, P.A.
Rose, Sundstrom & Bentley, LLP
P.O. Box 1567
Tallahassee, FL 32302-1567

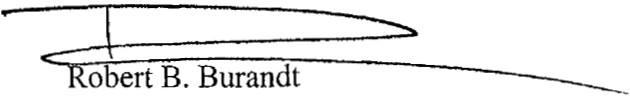
RE: Gistro, Inc. v. Lee County

Dear Mr. Sundstrom:

This will acknowledge your letter of September 18, 2002. To my surprise, on the one hand you express an interest in settling, while on the other hand you choose to attack my client's credibility. For your client's sake you need to make up your mind as to which direction you want to proceed. There is no issue as to the ownership of the waste water collection system and your attempts to cast Gistro, Inc., as a trespasser were not well received by my client. My client has instructed me to advise you that the legal description contained in that deed is the section sketched out with dark lines in the top left corner of what I have marked Exhibit "A". At the time that Sheriff's Deed was issued, that property belonged to somebody else and was of no interest to my client, therefore, there was no need to fight the deed. In addition before you label my client as a trespasser, I suggest you investigate the Sheriff's authority and/or power to even issue that deed.

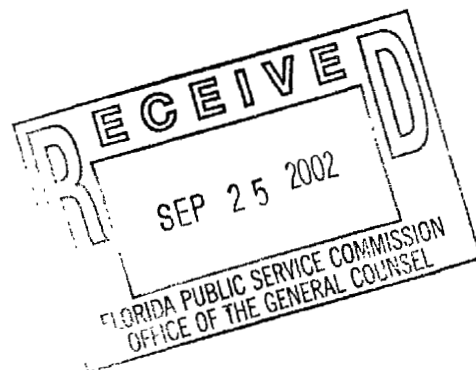
Therefore, if your client is seriously interested in resolving this matter he needs to stop issuing letters of availability and you need to contact my office so we can have a face to face meeting with our clients. My client would like to do this before we had a full mediation with all parties, therefore, time is of the essence.

Sincerely yours,


Robert B. Burandt

RBB/bh

cc: client
Rosanne Gervasi ✓
Fred Partin
Don Thomson
Martin Friedman
David M. Owen, Esq.



Sep-12-00 07:00A Anna McAlear

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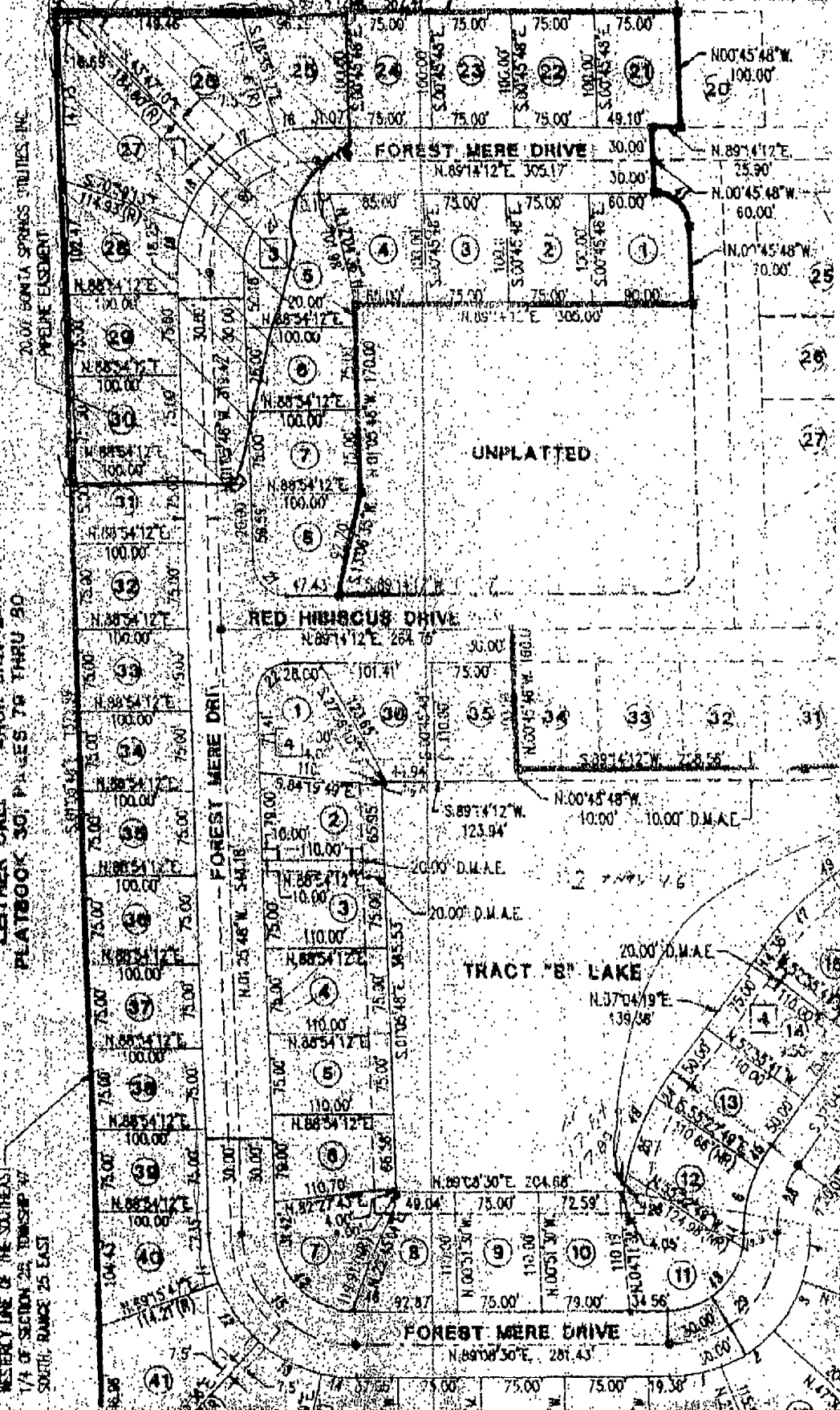
W. 1/4 SOUTHEAST
1/4 OF SECTION 25,
TOWNSHIP 47 SOUTH,
RANGE 25 EAST

NORTHERLY LINE OF THE SOUTHEAST 1/4
OF SECTION 25, TOWNSHIP 47 SOUTH,
RANGE 25 EAST

P.O.B.
NORTHWESTERLY MOST
SPRING LAKES, PHASE
PAGES 94 THRU 97

BONITA SPRINGS UTILITIES, INC.
PIPELINE EASEMENT

UNPLATTED



LEITNER CREEK ANCHOR UNIT 2
PLATBOOK 30, PAGES 78 THRU 80

WESTERLY LINE OF THE SOUTHEAST
1/4 OF SECTION 25, TOWNSHIP 47
SOUTH, RANGE 25 EAST

TRACT "B" LAKE

FOREST MERE DRIVE

RED Hibiscus DRIVE

FOREST MERE DRIVE

20.00' BONITA SPRINGS UTILITIES, INC.
PIPELINE EASEMENT

FOREST MERE DRIVE

UNPLATTED

UNPLATTED