

State of Florida

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

ORIGINAL  
FILE COPY

Public Service Commission

May 13, 1996

Mr. Dick Lee  
c/o Lee & Lee Attorney  
204 North Washington Boulevard, Suite 500  
Sarasota, Florida 34236

Dear Mr. Lee:

Re: Docket No. ~~95100000~~ Resolution of the Board of County Commissioners of Manatee County Declaring Manatee County Subject to the Provisions of Chapter 367, Florida Statutes – Request for non-jurisdictional finding for provision of water service by COUNTRY INN RESTAURANT.

On December 4, 1995, the Commission received an application for a non-jurisdictional finding for the Country Inn Restaurant in Myakka City. The application is in order except the fictitious name of the business is not recorded with the state. In order to grant an exemption to an entity operating under a fictitious name, the name must be recorded with the Florida Department of State, Division of Corporations. You may obtain forms to register the name by calling the Division of Corporations at 904/488-9000.

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEA \_\_\_\_\_
- LEP \_\_\_\_\_
- OCF \_\_\_\_\_
- PRP \_\_\_\_\_
- SPR \_\_\_\_\_
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

I have relayed this information to you over the phone on several occasions. It is my understanding from our conversations that you have recently acquired the business through a foreclosure proceeding. Nonetheless, if you own and operate the business you must comply with all applicable laws and statutes. Pursuant to Section 367.031, Florida Statutes, a utility subject to Commission jurisdiction must obtain a certificate to provide water or wastewater service or an order finding it exempt from regulation. If a utility is found to have knowingly refused to comply with, or to have willfully violated, any provision of Chapter 367, Florida Statutes, Section 367.161, Florida Statutes, authorizes the Commission to assess a penalty of not more than \$5,000 for each offense.

If you have any questions, you may contact me at 904/413-6686. Otherwise, please send five copies of the form registering your business name by June 10, 1996, to the:

DOCUMENT NUMBER-DATE

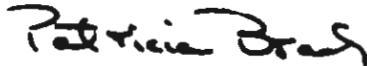
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**Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850**

Staff will verify with the Division of Corporations that the name has been registered prior to making a determination on your exemption.

Sincerely,



**Patricia L. Brady  
Regulatory Analyst III  
Bureau of Policy Development  
and Industry Structure**

PLB:plb

cc: **Christine Tomlinson, Division of WAW  
Alice Crosby, Division of Legal Services  
Division of Records and Reporting (2 copies)**