

Case Assignment and Scheduling Record

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

Docket No. 960305-WS Date Docketed: 03/08/1996 Title: Application for water and wastewater certificates in Sumter County by Little Sumter Utility Company.
 Company: Little Sumter Utility Company

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

Referred to: ADM APA 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

Staff Counsel

OCRs ()

()

()

()

()

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
 FOR UPDATES CONTACT THE RECORDS SECTION: (904) 413-6770**

Current CASR revision level

0

Due Dates

Previous Current

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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

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

- Prehearing Officer

Commissioners					ADM
CL	DS	JN	KS	GR	

DOCUMENT NO.
 13824-96

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: ____ / ____ / ____

Case Assignment and Scheduling Record

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

Docket No. 960305-WS Date Docketed: 03/08/1996 Title: Application for water and wastewater certificates in Sumter County by Little Sumter Utility Company. Company: Little Sumter Utility Company

Official Filing Date: Last Day to Suspend: Expiration:

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

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

Time Schedule

Program/Module B1(a)

Staff Assignments

OPR Staff M Golden, J McRoy, N Walker
Staff Counsel R Agarwal
OCRs ()

WARNING: THIS SCHEDULE IS TENTATIVE AND SUBJECT TO REVISION FOR UPDATES CONTACT THE RECORDS SECTION: (904) 413-6770

Current CASR revision level

Due Dates

0

Previous Current

Table with 4 columns: Item number (1-40), Description, Previous Due Date, Current Due Date. Includes items like 'Deficiency Notification to Applicant' and 'Deficiencies Corrected'.

Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel
Hearing Examiner Staff

Date filed with RAR: 03/25/1996

Initials: OPR Staff Counsel

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Table for Hearing Officer(s) assignments with columns for Commissioners (ALL, CL, DS, JN, KS, GR), Hrg. Exam., and Staff.

- Prehearing Officer

Table for Prehearing Officer assignments with columns for Commissioners (CL, DS, JN, KS, GR) and ADM.

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 lw Date: Pending 7/2/96

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

March 11, 1996

Mr. F. Marshall Deterding
Rose, Sundstrom & Bentley
Post Office Box 1567
Tallahassee, Florida 32302-1567

Re: Docket No. 960305-WS

Dear Mr. Deterding:

This will acknowledge receipt of an application for water and wastewater certificates in Sumter County by LITTLE SUMTER UTILITY COMPANY, which was filed in this office on March 8, 1996 and assigned the above-referenced docket number. Appropriate staff members will be advised.

A tentative schedule of events in your docket (referred to as a Case Assignment and Scheduling Record or CASR) should be available, upon request, ten (10) working days after establishment of the docket. You may contact the Records Section at (904) 413-6770 or by fax at (904) 413-7118 to request that a copy of the case schedule be faxed or mailed to you. The schedule of events provides you with an opportunity to anticipate completion stages of work in the docket. These dates are subject to change; therefore, you may wish to call the Records Section periodically to obtain revised schedules for your docket. For firm dates of hearings or other activities, please look to the Commission's official notices and orders. You can also obtain information on your docket by accessing the PSC HomePage on the Internet, at <http://www.state.fl.us/psc/>.

Sincerely,

A handwritten signature in cursive script that reads "Linda C. Williams".

Linda C. Williams
Commission Deputy Clerk

DOCUMENT NO.

13824-96

LAW OFFICES

ROSE, SUNDSTROM & BENTLEY

A PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS

2548 BLAIRSTONE PINES DRIVE

TALLAHASSEE, FLORIDA 32301

(904) 877-6555

CHRIS H. BENTLEY, P.A.
JENNIFER S. BRUBAKER
F. MARSHALL DETERDING
BRIAN L. DOSTER
MARTIN S. FRIEDMAN, P.A.
JOHN R. JENKINS, P.A.
STEVEN T. MINDLIN, P.A.
ROBERT M. C. ROSE
DAREN L. SHIPPY
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

May 13, 1996

VIA HAND DELIVERY

RECEIVED
MAY 13 1996

FPSC-RECORDS/REPORTING

Charles H. Hill, Director
Division of Water and Wastewater
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Little Sumter Utility Company; Docket No. ~~960305-WS~~
Application for Original Water and Wastewater Certificates
Our File No. 30059.01

Dear Mr. Hill:

Little Sumter Utility Company recently filed an application for extension of service territory which is being handled by the Commission in the above referenced docket. The Utility filed its application in compliance with Commission rule and statute and has completed the appropriate noticing.

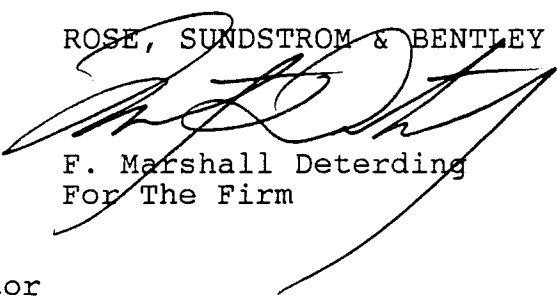
The protest period required after noticing has now expired and as such, we request that the Commission act as quickly as possible to finalize this case. No protests to this application were filed.

The Utility is currently in the process of preparing to serve the area proposed under this application and there is an immediate need to begin construction of facilities in order to enable the Utility to meet those needs as they arise in the very near future. Therefore, time is of the essence in processing through this application. Since no protests have been received, we trust that this can be done quickly and administratively.

If you need any further information, or if we can provide you with anything to assure the expeditious completion of this matter and issuance of an order granting the extension, please let me know.

Sincerely,

ROSE, SUNDSTROM & BENTLEY


F. Marshall Deterding
For The Firm

FMD/lts

cc: Mr. John Williams
Blanca S. Bayo, Director
Mr. John Wise

LAW OFFICES

ROSE, SUNDBSTROM & BENTLEY

A PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS

2548 BLAIRSTONE PINES DRIVE

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CHRIS H. BENTLEY, PA.
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DIANE D. TREMOR, PA.
JOHN L. WHARTON

MAILING ADDRESS
POST OFFICE BOX 1567
TALLAHASSEE, FLORIDA 32302-1567

TELECOPIER (904) 656-4029

November 5, 1996

VIA HAND DELIVERY


Ms. Martha Golden
Florida Public Service Commission
Water and Wastewater Division
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 960305-WS
Little Sumter Utility Company; Escrow Agreement
Our File No. 30059.01

Dear Martha:

Enclosed please find three originals of the Escrow Agreement between First Bank of the Villages, the Florida Public Service Commission and Little Sumter Utility Company in accordance with PSC Order No. PSC-96-1132-FOF-WS. Please have the PSC Clerk execute all three originals and return two originals to me. Should you have any questions regarding the enclosed, please do not hesitate to contact me.

Very truly yours,


MARTIN S. FRIEDMAN
For The Firm

MSF/bsr

Enclosure

RECEIVED

NOV 05 1996

Florida Public Service Commission
Division of Water and Wastewater

ESCROW AGREEMENT

THIS ESCROW AGREEMENT is made by and between First Bank of the Villages (the "Bank"), the Florida Public Service Commission ("FPSC"), and Little Sumter Utility Company (the "Utility"), a Florida corporation, upon the following terms, conditions and considerations:

W I T N E S S E T H:

WHEREAS, by Order No. PSC-96-1132-FOF-WS, issued September 10, 1996, the FPSC authorized the Utility to charge rates pursuant to a conservation program approved by the water management district, and;

WHEREAS, by Order No. PSC-96-1132-FOF-WS, the Utility is required to escrow the difference between the first and second tier rates for all consumption over 10,000 gallons per month, with such money to be used for conservation programs targeted to make customers reduce their usage, 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 and deposit therein the amount of revenue, in excess of the gallonage revenue requirement, from the second tier rate within seven days of receipt.
3. The escrow account shall bear interest at a variable rate.
4. Bank shall disburse the funds only upon written instruction of the FPSC Director of the Division of Records and Reporting.
5. The Bank shall forward regular monthly statements to the Utility.
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. Information concerning the escrow account shall be available from the Bank to the FPSC and its representatives at all times.

9. This escrow account is established by the direction of the Florida Public Service Commission for the purpose set forth in its order requiring such account. Pursuant to *Cosentino 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.

LITTLE SUMTER UTILITY COMPANY

ATTEST: Rebecca Billings
(Corporate Seal) BY: [Signature]
President

FIRST BANK OF THE VILLAGES

ATTEST: John F. Wise
(Corporate Seal) BY: [Signature]
Its: PRESIDENT

FLORIDA PUBLIC SERVICE COMMISSION

BY: _____
Director, Records & Reporting

(Corporate Seal)

lsu\escrow.agr
10/21/96

ESCROW AGREEMENT

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LITTLE SUMTER UTILITY COMPANY

ATTEST: Rebecca Billings
(Corporate Seal) BY: A. Gayman
President

FIRST BANK OF THE VILLAGES

ATTEST: John F. Muse
(Corporate Seal) BY: Joseph Kent
Its: PRESIDENT

FLORIDA PUBLIC SERVICE COMMISSION

BY: _____
Director, Records & Reporting

(Corporate Seal)

lsu\escrow.agr
10/21/96

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LITTLE SUMTER UTILITY COMPANY

ATTEST: Rebecca Billings
(Corporate Seal) BY: [Signature]
President

FIRST BANK OF THE VILLAGES

ATTEST: John F. Muse
(Corporate Seal) BY: [Signature]
Its: PRESIDENT

FLORIDA PUBLIC SERVICE COMMISSION

BY: _____
Director, Records & Reporting

(Corporate Seal)

lsu\escrow.agr
10/21/96



Public Service Commission

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

RECEIVED
JAN 08 1997

DATE: January 7, 1997

TO: Blanca S. Bayó, Director, Division of Records and Reporting FPSC-RECORDS/REPORTING

FROM: Martha A. Golden, Economic Analyst, Division of Water and Wastewater MAZ

RE: Docket No. 960305-WS, Little Sumter Utility Company, Escrow Agreement

Order No. PSC-96-1132-FOF-WS, issued September 10, 1996, required Little Sumter Utility Company to establish an escrow account, and specified that the Commission be a party to the written escrow agreement. The utility has submitted the escrow agreement, and staff has verified that it is in compliance with the requirements set forth in the Order. I have attached the utility's letter and three originals of the escrow agreement for your approval. Per the utility's request, please execute all three originals and return two of them to Mr. Martin S. Friedman. Also, I would appreciate it if you would please send a copy of the executed agreement back to me for our files. It will be helpful to the staff who will be monitoring the escrow account. If you need any additional information, please feel free to call me at 413-7015 or Intercom # 656. Thank you.

Attachment

From: Rosanne Gervasi
To: Christopher Groom, Jo Ann Chase
Subject: fwd: Little Sumter

====NOTE=====6/10/99=10:27am==
Kay Flynn called me this morning to
tell me that Blanca is out on vacation
until June 21. Does the utility need
the escrow funds prior to that? If so,
Kay will call the bank and see if it
will release the funds with her
signature rather than Blanca's.

Fwd=by:=Christopher=G=6/10/99=10:33am==
Fwd to: Rosanne Gervasi
CC: Jo Ann Chase, Kay Flynn

.....
I just called John Wise, who is the
accountant for Little Sumter, and June
21 is fine with the utility. SO we can
wait for Blanca.

Fwd=by:=Kay=Flynn=====6/10/99=10:36am==
Fwd to: Christopher Groom
CC:
Blanca Bayo, Jo Ann Chase, Rosanne
Gervasi

.....
Thanks, Christopher. I'll have a letter
ready for Blanca to sign on Monday
6/21. Kay

Fwd=by:=Rosanne=Gerva=6/10/99=10:47am==
Fwd to: Christopher Groom, Kay Flynn
.....
thanks!

960305-WS

LAW OFFICES
ROSE, SUNDSTROM & BENTLEY, LLP
2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301
(850) 877-6555

CHRIS H. BENTLEY, P.A.
E. MARSHALL DEFENDING
CAROL L. DUTTA
MARTIN S. FRIEDMAN, P.A.
JOHN R. JENKINS, P.A.
STEVEN T. MINDLIN, P.A.
DAREN L. SHIPPY
WILLIAM E. SUNDSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

MAILING ADDRESS
POST OFFICE BOX 1567
TALLAHASSEE, FLORIDA 32302-1567

TELECOPIER (850) 656-4020

TELECOPY COVER SHEET

ROBERT M. C. ROSE
OF COUNSEL

DATE: April 30, 1999 OUR FILE NO.: 30059.01 PAGES: 2

TO: Kay Flynn TELECOPY NUMBER: 413-6745

TELECOPY NUMBER: _____

FROM: Martin S. Friedman CONTACT PERSON: Bronwyn

MESSAGE: _____

Please notify us immediately if not received properly:
(850) 877-6555

The information contained in this transmission is attorney privileged and confidential. It is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone collect and return the original message to us at the above address via the U. S. Postal Service. We will reimburse you for postage. Thank you.

State of Florida



To: CCA - Records
Please process for my signature.
B8B 8/9/01

Public Service Commission

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

DATE: August 6, 2001
TO: Division of Commission Clerk and Administrative Services (Bayó)
FROM: Kathy Kaproth, ^{KK} Division of Economic Regulation
Rosanne Gervasi, Division of Legal Services *RS*
RE: Request by Little Sumter Utility Company to release funds from escrow account

By Order No. PSC-96-1132-FOF-WS, issued in ~~Docket 960305-WS~~ on September 10, 1996, the Commission directed Little Sumter Utility Company (LSU) to establish an escrow account that can only be used to fund conservation programs approved by the Southwest Florida Water Management District (SWFWMD). The order required that a request to release funds from the escrow account be accompanied by an explanation of the specific use of the funds and documentation that the funds will be used to further a conservation program approved by the SWFWMD.

On January 16, 2001, LSU filed a request to release \$334,896.26 from the escrow account. The utility expended \$555,300 on wastewater effluent modifications to increase the amount of reclaimed water available for golf course irrigation and will request additional releases as funds become available. Accordingly, Citizens First Bank released \$334,896.26 from the escrow account to LSU.

On July 24, 2001, LSU filed a request to release an additional \$110,000 from the escrow account to LSU. LSU certified that the improvements in the amounts of \$555,300 have been completed and that the Encore Construction Company has been paid in full.

Accordingly, the utility's request to release funds from the escrow account should be authorized. Pursuant to the escrow account, the bank will disburse funds to the utility upon written instructions from the Commission through the Director of the Division of Commission Clerk and Administrative Services. Therefore, we request that you provide written instructions to Citizens First Bank to release \$110,000 from the escrow account to LSU.

KK

cc: Division of Policy Analysis & Intergovernmental Liaison (Bethel, Golden)

01 AUG - 8 PM 2:05
COMMISSION CLERK AND ADMINISTRATIVE SERVICES

Kay Flynn

To: Kathy Kaproth; Rosanne Gervasi
Subject: RE: Little Sumter

Thanks! I'll have both releases ready and waiting for her signature.

-----Original Message-----

From: Kathy Kaproth
Sent: Wednesday, May 15, 2002 8:36 AM
To: Rosanne Gervasi
Cc: Kay Flynn
Subject: RE: Little Sumter

I called the utility and they can wait until Blanca gets back for the release of the escrow funds.

-----Original Message-----

From: Rosanne Gervasi
Sent: Thursday, May 09, 2002 3:02 PM
To: Kathy Kaproth
Cc: Kay Flynn
Subject: RE: Little Sumter

Kathy, can the utility wait that long?

-----Original Message-----

From: Kay Flynn
Sent: Thursday, May 09, 2002 2:48 PM
To: Kathy Kaproth; Rosanne Gervasi
Subject: Little Sumter

Blanca is away until 5/28, meaning she won't be able to sign the letter authorizing release of the funds. Will there be a problem with waiting for her return? Do we need to call the utility?

Kay