

STATE OF FLORIDA

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DIVISION OF REGULATORY OVERSIGHT
DANIEL M. HOPPE, DIRECTOR
(850) 413-6480

Public Service Commission

February 8, 2001

Ms. Laura Griffith
Tevalo, Inc.
PO Box 2898
Winter Haven, Florida 33883-2898

RE: Docket No. 001381-WU: Application for certificate to operate water utility in Polk County by Tevalo, Inc.

Dear Ms. Griffith:

Upon a review of your response to my deficiency letter to you of October 12, 2000, we have determined that deficiencies still exist in your application. Your application cannot be processed further until the following deficiencies are cleared.

Deficiencies

1. Utility's Complete Name and Address. Pursuant to Rule 25-30.034(1)(a), Florida Administrative Code (F.A.C.), the application is to contain the utility's complete name and address. Tevalo, Inc. is the name entered on the application. However, the name of the utility according to the Legal Notice is Tevalo, Inc.-Mcleod Water Company. Further, at the bottom of the Legal Notice it states that, "copies of any objection should be mailed to Tevalo Inc., Mcleod Gardens Water." Please provide a statement as to the correct name of the utility.
2. Land Ownership. Pursuant to Rule 25-30.034(1)(e), F.A.C., the application must contain evidence that the utility owns the land upon which the utility treatment facilities are located, or a copy of an agreement which provides for the continued use of the land, such as a 99-year lease. The rule further states that the Commission may consider a written easement or other cost-effective alternative. If the name of the utility is other than Tevalo, Inc., please provide a recorded warrantee deed or other recorded agreement showing the utility either owns or has long term access to the property on which its facilities are located.
3. Rates and Charges. Pursuant to Rule 25-30.034(1)(g), F.A.C., you are to provide a statement specifying on what date and under what authority the current rates and charges were

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established. You provided a statement that Polk County established the rates which you began collecting on October 15, 1996. When were the rates established or set by Polk County? Please provide a copy of any document from the County establishing the rates. Also, if documentation of the establishment of the rates by Polk County **cannot** be provided, please provide some type of documentation of your rates that were being charged prior to the Public Service Commission receiving jurisdiction in Polk County in May 1996. Examples of acceptable documentation would be copies of customer bills or billing summary reports.

Additional Information is Needed

What was the name of the utility at the time the County established its rates?

The original and four copies of the response to the information requested in this letter should be filed with the Commission on or before **April 9, 2001**. When filing the response, please be sure to reference the docket and to direct the response to:

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

It is important to remember that the utility has been subject to the Public Service Commission jurisdiction since Polk County transferred jurisdiction on May 14, 1996. As such, the utility is responsible for submitting annual reports and Regulatory Assessment Fees for each year even though the actual certification of the utility has been delayed.

Should you have any questions concerning the information requested in this letter, please contact Ms. Stephanie Clapp, of my staff, at (850) 413-6997.

Sincerely,



Patti Daniel
Chief, Bureau of Certification

PD/sc

cc: Division of Water and Wastewater (lowe, Messer, Clapp, Walden)
Division of Legal Services (Brubaker, Crosby)
Division of Records and Reporting