

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation of the Quality)
of Service Provided by Florida)
Water Services, Inc. to the)
Deltona Service Territory)

Docket No. 010153-WU

Filed: May 18, 2001

PETITION TO INTERVENE

Rosemarie Hester ("Hester"), pursuant to Rule 28-106.201(2), files her
Petition to Intervene in the above styled proceeding, and alleges:

1. The proceeding was initiated by the Citizens of the State of Florida
through the Office of Public Counsel ("OPC") and is before the Public Service
Commission. OPC's address is c/o the Florida Legislature, 111 West Madison Street,
Room 812, Tallahassee, FL., 32399-1400. The docket number is 010153-WU.

2. Hester resides at 2413 Alamanda Avenue, Deltona, Florida 32738, which
is within the service territory of Florida Water Services designated as the Deltona
Service Territory. Hester has an unlisted phone number due to harassing phone calls
she has received from employees of Florida Water Services over matters in this
proceeding. Her representative for these proceedings is Dennis K. Bayer, 306 S.
Oceanshore Blvd., Flagler Beach, FL. 32136. Phone 386-439-2332. Hester's
substantial interests will be affected by the outcome of these proceedings in that she is

concerned about the health and safety of herself and her family as a result of the
contaminated water she received from Florida Water Services. To date she has
received conflicting reports on the cause of the problem and the potential for health
risks. She also is concerned that future episodes of contamination may occur if

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appropriate actions are not taken by the regulatory agencies involved. She will also be affected because Florida Water is attempting to deflect responsibility for the contamination by falsely accusing Hester of planting the larvae in her own home and making false reports.

3. Florida Water Services has filed a general response which alleges that Florida Water Services has accused Hester of attempting to get her neighbors to plant blood worms at their residences. This tactic is designed to deter efforts to determine the source of the problems experienced by Hester and other consumers. Such allegations by Florida Water Services have been made with a reckless disregard of the truth and are without merit. The allegations are consistent with other forms of harassment experienced by Hester at the hands of Florida Water's employees since this issue surfaced in the fall of 2000.

4. The primary facts in dispute concern where the blood worms found in Hester's water and the water of other Deltona customers came from. Hester has at all times truthfully reported the presence of blood worms at her homestead property in Deltona, and has attempted to cooperate with Florida Water and other affected parties in trying to determine the cause of the contamination. Hester **seeks an** amicable and productive resolution to prevent future occurrences of blood worms showing up in the drinking water of consumers in the Deltona Service Territory.

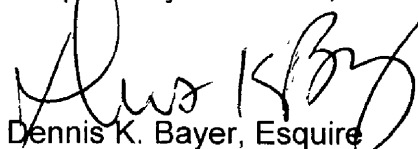
5. Hester received notice of this action when she spoke with counsel for OPC in May, 2001.

6. Hester is unaware at this time as to what precisely OPC is seeking in the way of proposed action. Hester seeks relief by way of assurances that her water is safe to drink and that her health will not be adversely affected by Florida Water's activities in the future. She seeks further relief that if problems like hers are reported in the future

that they will be dealt with promptly and honestly.

Based upon the foregoing, Hester should be allowed to intervene in these proceedings as she has a clear and direct interest in the matter involved and a direct stake in the outcome of any negotiated or litigated resolution.


Respectfully submitted,



Dennis K. Bayer, Esquire
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DOCKET NO. 010153-WU
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and accurate copy of the foregoing has been furnished by facsimile transmission and U.S. Mail delivery to Jack Shreve, Public Counsel and Stephen C. Reilly, Associate Public Counsel, Attorneys for the Citizens of the State of Florida, Office of Public Counsel, % The Florida Legislature, 111 West Madison Street, Room 812, Tallahassee, FL 32399-1400; Jennifer Brubaker, Esquire, Division of Legal Services, Fla. Public Service Commission, 2540 Shumard Oak Blvd., Room 370, Tallahassee, FL 32399-0850; Kenneth A. Hoffman, Esquire and Martin P. McDonnell, Esquire, Rutledge, Ecenia, Purnell & Hoffman, P.A., Post Office Box 551, Tallahassee, FL 32302 this 7 day of September, 2001.



Attorney