

**CERTIFICATE OF SERVICE**  
**DOCKET NO. 020745-SU**

I HEREBY CERTIFY that a true and correct copy of the foregoing Ronald A. Koenig's First Set of Interrogatories to Dean Beckstead of Island Environmental Utility, Inc. (Nos. 1-56) has been furnished by U.S. Mail to the following parties on this 19th day of September, 2003:

Roseanne Gervasi, Esquire  
Office of General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Mr. John R. Boyer  
c/o Mr. Martin S. Friedman, Esquire  
Rose, Sundstrom & Bentley, LLP  
600 S. North Lake Boulevard  
Suite 160  
Altamonte Springs, FL 32701

Mr. Dean Beckstead  
c/o Mr. Martin S. Friedman, Esquire  
Rose, Sundstrom & Bentley, LLP  
600 S. North Lake Boulevard  
Suite 160  
Altamonte Springs, FL 32701

Mr. Garfield Beckstead  
c/o Mr. Martin S. Friedman, Esquire  
Rose, Sundstrom & Bentley, LLP  
600 S. North Lake Boulevard  
Suite 160  
Altamonte Springs, FL 32701

CC: DAN NOLAN  
LINDA BAMFIELD  
MARTIN S. FRIEDMAN

Ronald A. Koenig  
8006 Lago Vista Drive  
Tampa, FL 33614  
(813) 933-4132

  
\_\_\_\_\_  
RONALD A. KOENIG

DOCUMENT NUMBER DATE

09046 SEP 22 03

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

IN RE: Application of ISLAND )  
ENVIRONMENTAL UTILITY, INC., )  
For original Water Certificate in )  
Charlotte County, Florida )  
\_\_\_\_\_ )

Docket No. 020745-SU

NOTICE OF SERVICE

Intervenor, RONALD A. KOENIG, gives notice that he has served his First Set of Interrogatories (Nos. 1 to 56) Dean Beckstead of Island Environmental Utility, Inc. (the Applicant) on this 19<sup>th</sup> day of September, 2003.

Ronald A. Koenig  
8006 Lago Vista Drive  
Tampa, FL 33614  
(813) 933-4132

CC DAN NOLAN  
LINDA BAMPFIELD  
MARTIN FREIDMAN  
ROSEANNE GERUSI

  
\_\_\_\_\_  
RONALD A. KOENIG

DOCUMENT NUMBER-DATI  
09046 SEP 22 '03  
FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

IN RE: Application for certificate to provide  
wastewater service in Charlotte County, Florida  
by Island Environmental Utility, Inc.

---

Docket No. 020745-SU

**RONALD A. KOENIG'S FIRST SET OF INTERROGATORIES  
TO ISLAND ENVIRONMENTAL UTILITY, INC.**

Ronald A. Koenig (Objector) propounds the following interrogatories to Dean L. Beckstead (Applicant) of Island Environmental Utility, Inc. (Island Environmental) to be answered under oath in full in accordance with Rule 28-106.206 of the Florida Administrative Code and Rule 1.340 of the Florida Rules of Civil Procedure.

In answering these interrogatories, you are requested to furnish all information, including hearsay, in your possession, or in the possession of your attorneys, agents, investigators, employees, independent contractors, and all other persons acting on your behalf and not merely information within your personal knowledge and belief.

If you give any answer based on your information and belief, state that it is given on such basis. If the complete answer to an interrogatory is not known, so state and answer as fully as possible the part of the interrogatory to which an answer is known.

Information supplied in answer to these interrogatories shall reflect all information available to you, up to and including the date of service of your answers.

Response to one interrogatory or part of an interrogatory may be incorporated by reference in response to other interrogatories or parts of interrogatories.

For each answer, or part thereof, please identify the individual or individuals who provided the information or helped in providing the information contained in the responses, and who will be able to answer cross-examination questions concerning the responses.

As used herein: “you” and “your” means the Applicant or any of your agents, attorneys, investigators, employees, independent contractors or any other person acting on your behalf.

To “identify” a document means to state its date, its author, the type of document (e.g. letter, memorandum, telegram, chart, photograph, sound reproduction, etc.) or if the above information is not available, some other means of identifying it, its present location, and the name of any present custodian of it.

To “identify” a natural person means to state his or her full name, date of birth, job title or position, and present or last known home and business address and home and business telephone numbers.

To “describe” a fact, thing, condition, action or event means to state with specificity all facts, including but not limited to, time comp[ri]sing or pertaining to such fact, thing, condition, action or event, and to identify all persons involved in such fact, thing, condition, action or event. The pronoun “he” refers to both the masculine and feminine gender.

As used herein, the term “document” or “documents” means the original and copies, regardless of origin or location, of any writing or record of any type or description, including but not limited to, the original and copy of any letter, memorandum, telegram, report, record, interoffice, intraoffice, intercompany or intracompany communication, handwritten or other note, tape recording, telephone call, video tape, or any other written, recorded, transcribed, filed or graphic matter whether produced or reproduced to which you or any of your agents, attorneys, investigators, employees, independent contractors or any other person acting on your behalf have or have access.

Usage of acronyms, abbreviations or other symbolic terms are to be taken as having the same meanings as common usage of those terms in the regulation of utilities in the State of Florida have assigned to them.

**INTERROGATORIES NOS. 1-56**

**INTERROGATORY NO. 1**

Please state your full name, postal address and telephone number.

**RESPONSE:**

**INTERROGATORY NO. 2**

Please state your residence address in the State of Florida, if different from above.

**RESPONSE:**

**INTERROGATORY NO. 3**

Are you domiciled in the State of Florida? If not, please provide your address and telephone number in the state of your domicile.

**RESPONSE:**

**INTERROGATORY NO. 4**

Please state all former names used in the last 10 years and when you were known by those names.

**RESPONSE:**

**INTERROGATORY NO. 5**

Please state all addresses where you have lived for the past 10 years, the dates you lived at each address, and the date of your birth.

**RESPONSE:**

**INTERROGATORY NO. 6**

Please state your business address(es) and telephone number(s).

**RESPONSE:**

**INTERROGATORY NO. 7**

Are you a U.S. citizen? If not, please provide your country of citizenship and your status in the United States.

**RESPONSE:**

**INTERROGATORY NO. 8**

Please list all properties owned in the State of Florida, including all individually held, corporate holdings and partial ownerships, and when they were acquired.

**RESPONSE:**

**INTERROGATORY NO. 9**

Do you own property(s) within the proposed territory served? If so, please provide a legal description of the property(s).

**RESPONSE:**

**INTERROGATORY NO. 10**

If you do not reside at your property(s) on the island year-round, do you rent or lease the property when you are not residing there?

**RESPONSE:**

**INTERROGATORY NO. 11**

Please provide a detailed description of the improvements on the property(s), including any buildings, swimming pools and other structures.

**RESPONSE:**

**INTERROGATORY NO. 12**

What is the size of the lot(s) on which such improvements are located?

**RESPONSE:**

**INTERROGATORY NO. 13**

What is the market value of your property(s) at this time?

**RESPONSE:**

**INTERROGATORY NO. 14**

What was the purchase price of your property(s)?

**RESPONSE:**

**INTERROGATORY NO. 15**

Please identify any liens, mortgages or other encumbrances on your property(s).

**RESPONSE:**

**INTERROGATORY NO. 16**

Please identify the average daily wastewater usage at the property(s) for the last 10 years, or since you purchased the property(s), if less than 10 years.

**RESPONSE:**

**INTERROGATORY NO. 17**

Please identify the average daily water usage at the property(s) for the last 10 years, or since you purchased the property(s), if less than 10 years.

**RESPONSE:**

**INTERROGATORY NO. 18**

Please identify each and every expense incurred for the wastewater system currently in use at your property(s) for the last 10 years, or since you purchased the property(s) if less than 10 years, specifying the type of expense, the amount and the reason why the expense was incurred.

**RESPONSE:**

**INTERROGATORY NO. 19**



Please identify the amounts paid for water at the property(s) each month for the last 10 years or since you purchased the property(s), if less than 10 years.

**RESPONSE:**

**INTERROGATORY NO. 20**

Please identify each and every water service provider for your property(s) for the last 10 years or since you purchased the property(s), if less than 10 years.

**RESPONSE:**

**INTERROGATORY NO. 21**

Please provide a detailed description of your current wastewater treatment system, including its capacity, type, year of construction, water source and record of repairs, inspections and maintenance.

**RESPONSE:**

**INTERROGATORY NO. 22**

Please identify all sources of water to your property(s), stating how much water you acquire from each source.

**RESPONSE:**

**INTERROGATORY NO. 23**

Please identify all water and wastewater service providers, both certificated and not certificated, who provide water and/or wastewater service to the island.

**RESPONSE:**

**INTERROGATORY NO. 24**

Please identify any and all business enterprises with which you have a relationship, including but not limited to any and all corporations, partnerships and sole proprietorships, and describe in detail your relationship to each enterprise.

**RESPONSE:**

**INTERROGATORY NO. 25**

Please identify each and every corporate entity for which you are fiduciary, including but not limited to any and all corporations, partnerships and sole proprietorships.

**RESPONSE:**

**INTERROGATORY NO. 26**

Please provide the name, address, qualifications and experience of each water and/or wastewater service provider, both certificated and not certificated, currently providing water and/or wastewater service to the island, identifying their service area in the state of Florida and the source of the water used by such provider in providing the service, and describe in detail your relationship to each provider.

**RESPONSE:**

**INTERROGATORY NO. 27**

Please describe your involvement with and financial interests in any and all of the water or wastewater service providers, both certificated and not certificated, currently providing water and/or wastewater service to the island.

**RESPONSE:**

**INTERROGATORY NO. 28**

What is your involvement with Island Environmental Utilities, Inc.? Identify any and all interests, both direct and indirect, in the Corporation.

**RESPONSE:**

**INTERROGATORY NO. 29**

Please describe in detail how you, as an individual, will personally guarantee the financial stability of the corporation and the liabilities of the Corporation.

**RESPONSE:**

**INTERROGATORY NO. 30**

Have you ever declared bankruptcy or been part of any business enterprise of any type that has declared bankruptcy or gone through any other form of bankruptcy reorganization? Please give details of your legal role in the proceedings, when and where it occurred and the outcome of the proceedings.

**RESPONSE:**

**INTERROGATORY NO. 31**

Have you ever been subject to an audit by the Internal Revenue Service personally, or named as part of any business enterprise that was subject to an audit by the Internal Revenue Service? Please give details of the audit proceedings, when and where it occurred and the outcome of the proceedings.

**RESPONSE:**

**INTERROGATORY NO. 32**

Have you personally ever defaulted on loans, liens, notes or mortgages? Please give details of the action(s), when and where it occurred and the outcome of the events.

**RESPONSE:**

**INTERROGATORY NO. 33**

Have you ever been named as part of any business enterprise that has defaulted on any loans, liens, notes or mortgages? Please give details of the action(s), including when and where it occurred and the outcome of the events.

**RESPONSE:**

**INTERROGATORY NO. 34**

Have you ever been named as part of a lawsuit or named as part of any business enterprise that had a lawsuit brought against it? Please give details of the action(s), including when and where it occurred and the outcome of the events.

**RESPONSE:**

**INTERROGATORY NO. 35**

Have you ever initiated a lawsuit either personally or as part of any business enterprise? Please give details of the action(s), including when and where it occurred and the outcome of the events.

**RESPONSE:**

**INTERROGATORY NO. 36**

Have you ever been convicted of a crime, been cited or arrested under state, local or federal law either personally or part of any business enterprise? Please give details including dates, locations, charges, violations and judgments.

**RESPONSE:**

**INTERROGATORY NO. 37**

Have you ever been cited in permit violations under any federal, state or local jurisdiction? Please give details including dates, locations, violations and outcomes.

**RESPONSE:**

**INTERROGATORY NO. 38**

Did any of the permit violations referred to in question 39 occur in relation to properties within the Proposed Territory Served? Please give details including legal descriptions of the properties, dates, locations, violations and outcomes.

**RESPONSE:**

**INTERROGATORY NO. 39**

Has any water or wastewater service provider, certificated or not certificated, that you are affiliated with (identified in response to Interrogatory No. 30), been cited for deficiencies, non-compliances, compliance orders or notice(s) of regulation violations and/or “possible violations” from any federal, local or state agencies. Please give details of the citation(s), including the nature of the citation, when and where it occurred and the outcome of the events.

**RESPONSE:**

**INTERROGATORY NO. 40**

With reference to the description of the Proposed Area provided in the direct testimony of John R. Boyer [page 3, lines 15 and 16], please explain in detail where “Thornton Key” and “Little Gasparilla Island” in Charlotte County, Florida appear in the Sections listing of the legal description provided in the direct testimony of John R. Boyer [Original Sheet No. 3.1 “DESCRIPTION OF TERRITORY SERVED” “LEGAL DESCRIPTION.”

**RESPONSE:**

**INTERROGATORY NO. 41**

Please explain in detail and correct the discrepancy between the Sections listed in the legal description provided in the direct testimony of John R. Boyer [Original Sheet No. 3.1 “DESCRIPTION OF TERRITORY SERVED” “LEGAL DESCRIPTION.”] and the areas contained in the narrative portion of the legal description of the proposed territory served.

**RESPONSE:**

**INTERROGATORY NO. 42**

With reference to the testimony of John R. Boyer [page 4 lines 19, 20 and 21], please explain in detail the reasons for the statement “the Utility anticipates that service will begin two (2) years after certification” including a timeline specifying anticipated time frameworks for permitting, design and construction.

**RESPONSE:**

**INTERROGATORY NO. 43**

With reference to the testimony of John R. Boyer [Page 4 lines 11 and 12] please explain in detail the statement “consists of developed and undeveloped lots generally too small to allow each to have a potable water well and septic tank due to separation requirements”, giving specifics including the number of lots and legal descriptions of each, as well as the specific “separation requirements.”

**RESPONSE:**

**INTERROGATORY NO. 44**

With reference to the testimony of John R. Boyer [page 3 lines 18 and 19], how many and who are the “general service customers”?

**RESPONSE:**

**INTERROGATORY NO. 45**

What is the total estimated cost of the project, broken down into permitting, engineering and construction expenses?

**RESPONSE:**

**INTERROGATORY NO. 46**

What is the number of Equivalent Residential Connections [ERC’s] in the Proposed Territory Served?

**RESPONSE:**

**INTERROGATORY NO. 47**

What is the expected gallonage of effluent per ERC?

**RESPONSE:**

**INTERROGATORY NO. 48**



What is the anticipated maximum day demand for wastewater service for the Proposed Territory Served?

**RESPONSE:**

**INTERROGATORY NO. 49**

How many undeveloped lots in the Proposed Territory Served do not have central water service available, and must be served by potable water wells?

**RESPONSE:**

**INTERROGATORY NO. 50**

How many developed lots in the Proposed Territory Served are currently not being served by central water service, and are being served by on-site water systems?

**RESPONSE:**

**INTERROGATORY NO. 51**

What is the length, type, size and cost per foot of pipe proposed for use in the construction of the wastewater collection system.

**RESPONSE:**

**INTERROGATORY NO. 52**

Please provide the name, address, telephone number and occupation of each non-expert witness whom you expect to call or may call at the hearing of this application in regard to the provision of wastewater service to the island by Island Environmental.

**RESPONSE:**

**INTERROGATORY NO. 53**

Please provide the name, address, telephone number and occupation of each expert witness whom you expect to call or may call at the hearing of this application in regard to the provision of wastewater service to the island by Island Environmental.

**RESPONSE:**

**INTERROGATORY NO. 54**

As to each person identified in Interrogatory No. 52, state the subject matter about which he or she is expected to or may testify.

**RESPONSE:**

**INTERROGATORY NO. 55**

As to each person identified in Interrogatory No. 53, state the subject matter about which he or she is expected to or may testify.

**RESPONSE:**

**INTERROGATORY NO. 56**

Please identify each and every report, opinion, paper, or other document which substantiates any claims you have made in your application for wastewater certification, or on which you have relied in answering these interrogatories.

**RESPONSE:**