

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for name change on  
Certificate No. 298-S in Lee County from Del  
Tura Phase I, LLC to Del Tura Phase I, LLC  
d/b/a Del Tura Utilities.

DOCKET NO. 040552-SU  
ORDER NO. PSC-04-1161-FOF-SU  
ISSUED: November 22, 2004

ORDER APPROVING NAME CHANGE AND CLOSING DOCKET

BY THE COMMISSION:

On June 15, 2004, an application was filed on behalf of Del Tura Phase I, LLC for authority to change the name on Certificate No. 298-S from Del Tura Phase I, LLC to Del Tura Phase I, LLC d/b/a Del Tura Utilities. The application was filed pursuant to Rule 25-30.039, Florida Administrative Code, which provides for changes in name only, with no change in the ownership or control of the utility or its assets.

The reason given for the name change is a change in the billing system that will result in a separate bill for wastewater utilities. A name change would distinguish the wastewater billing from the rent invoice. A statement was provided by the Manager of Hometown Residential Manager, LLC, grandparent company of the Del Tura Phase I, LLC development, attesting that the change in name will not change ownership, control, or the service provided to customers. The application included documentation by the Florida Department of State, Division of Corporations, as evidence that the proposed name was registered as a Florida fictitious name, effective May 28, 2004. The application contained a copy of the proposed notice to be sent to customers informing them of the name change and revised tariffs reflecting the proposed name change. A statement was provided that the original certificate was filed with the Commission as part of the filing requirements of Docket No. 030998-WS, In re: Joint application for approval of transfer of majority organizational control of Chateau Communities, Inc., grandparent of Del Tura Phase I, LLC, holder of Certificate No. 298-S in Lee County; CWS Communities LP d/b/a Palm Valley, holder of Certificate Nos. 277-W and 223-S in Seminole County; and CWS Communities LP, holder of Certificate No. 518-W in Lake County, to Hometown America, L.L.C.

Because the request for change in name is in compliance with the provisions of Rule 25-30.039, Florida Administrative Code, the change of name on Certificate No. 298-S from Del Tura Phase I, LLC to Del Tura Phase I, LLC d/b/a Del Tura Utilities should be approved. The revised tariffs shall be approved and effective for services rendered on or after the stamped approval date.

It is, therefore,

ORDERED by the Florida Public Service Commission that the request of Del Tura Phase I, LLC to change the name on Certificate No. 298-S to Del Tura Phase I, LLC d/b/a Del Tura Utilities is hereby granted. It is further

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ORDERED that Del Tura Phase I, LLC's proposed customer notice is hereby approved. The notice shall be sent to all of the customers of Del Tura Phase I, LLC upon receipt of this Order. It is further

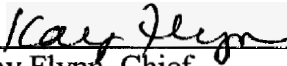
ORDERED that the revised tariffs shall become effective for services rendered on or after the stamped approval date on the tariff sheets. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission this 22nd day of November, 2004.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

By:

  
\_\_\_\_\_  
Kay Flynn, Chief  
Bureau of Records

( S E A L )

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

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Any party adversely affected by the Commission's final action in this matter may request:

- 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or
- 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of the Commission Clerk and Administrative Services and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.