

ORIGINAL

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
LISA POLAK EDGAR



TIMOTHY DEVLIN, DIRECTOR
DIVISION OF ECONOMIC REGULATION
(850) 413-6900

Public Service Commission

May 27, 2005

RECEIVED-PPSC
MAY 31 AM 10:21
COMMISSION
CLERK

Kathryn G. W. Cowdery, Esquire
Ruden, McClosky, Smith, Schuster & Russell, P.A.
215 South Monroe Street, Suite 815
Tallahassee, Florida 32301

Re: Docket No. 050313-WU; Application for transfer of majority organizational control of NHC Utilities, Inc., holder of Certificate No. 573-W in Charlotte County from EMB/NHC, L.L.C. to MHC-Enchore Holdings, L.P.

Dear Ms. Cowdery:

Staff has reviewed that above referenced application for NHC Utilities, Inc. Please complete the following deficiencies and provide the requested additional information to clarify the application.

Deficiencies

Financing of Purchase. Rule 25-30.037(3)(e) requires a statement describing the financing of the purchase. Please provide the required statement.

Additional Information

- Closing. The application states that parties entered into a contribution and assignment agreement dated February 17, 2004. When did the actual closing take place?
- Territory Description. Please provide a corrected description of the territory to be served using township, range and section references as specified by Rule 25-30.030(2), Florida Administrative Code (F.A.C.). The original description had an incorrect Township reference and the point of beginning did not comply with the rule. Enclosed please find "Instructions For Preparation of Territory Description and Map."
- Territory Map. Please provide one copy of the official county tax assessment map or other map showing township, range and section, with a scale such as 1"=200' or 1"=400 feet, with the proposed territory plotted thereon by use of metes and bounds or quarter sections and a defined reference point of beginning so that the revised territory description can be verified.
- Books and Records. Even though the transfer of majority organizational control took place on the grandparent level, please provide a statement that the books and records will be maintained in compliance with the National Association of Regulatory Utility Commissioners.

CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
RCA _____
SCR _____
SEC _____
OTH _____

RECEIVED
MAY 31 9 27 50 AM '05
COMMISSION CLERK

Kathryn G. W. Cowdery, Esquire
Page 2
May 27, 2005

Uniform System of Accounts and will be available for any future audit proceedings by the Florida Public Service Commission.

A response to the above deficiencies and questions should be filed with the Director, Division of Commission Clerk and Administrative services on or before **July 15, 2005**. If you have any questions please contact Ms. Stephanie Clapp at (850) 413-6997, or Mr. Richard Redemann at (850) 413-6999.

Sincerely,

A handwritten signature in black ink that reads "Patti Daniel". The signature is written in a cursive style with a large initial "P".

Patti Daniel, Supervisor
Certification Section

Enclosure

cc: Division of Economic Regulation (Clapp, Redemann)
General Counsel (Brown)
Division of the Commission Clerk and Administrative Services